

**BROWN  
& GAY**  
ENGINEERS, INC.

May 12, 2010

Dr. Jim Condrey  
Fort Bend County Toll Road Authority  
P.O. Box 2789  
Sugar Land, TX 77489-2789

Re: ROW and Pavement Staking  
Supplemental Agreement No. 5  
Fort Bend Parkway Toll Road, Segment B-1

Dear Dr. Condrey:

Enclosed is Supplemental Agreement No. 5 for LJA Engineering and Surveying, Inc. (LJA) to do additional field surveying. During ABHR's negotiations with adjacent property owners, it was difficult to determine the exact location of the proposed right of way line, property lines, and pavement edges. Therefore, it is proposed to stake the proposed right of way line, property lines, and pavement edges for Parcels 33-1 & 33-2 (Senior); 34 (Hayes); 35 (Logan); and 41 & 43 (Senior).

LJA has requested \$3,400.00 to complete this work as shown in the attached supplemental agreement. This increases the total contract amount to \$1,276,650.23.

If you have any questions, please contact me at 281-558-8700 or via my e-mail at [ggehbauer@browngay.com](mailto:ggehbauer@browngay.com).

Sincerely,



Gary Gehbauer, P.E.  
Senior Project Manager

attachments

**SUPPLEMENTAL AGREEMENT NO. 5  
TO  
AGREEMENT OF FEBRUARY 20, 2008  
FOR  
ENGINEERING SERVICES for  
Fort Bend Parkway Toll Road Segment B (Phase 1)**

This Supplemental Agreement is made and entered into this \_\_\_\_ day of \_\_\_\_\_, 2010, and modifies the ENGINEERING SERVICES AGREEMENT made with Brown & Gay Engineers, Inc., dated February 20, 2008 for engineering design, environmental assessment, geotechnical and survey services for the extension of the Fort Bend Parkway Toll Road, Segment B (Phase 1).

The agreement is hereby modified as follows:

The Scope of Services are amended to include the additional service as described in Attachment A-1, which are made part of this Supplemental Agreement.

The first sentence of Paragraph 2.a is replaced with the following:

"Compensation for performance of the Services defined in Attachment A-1 will be as follows: The Additional Services compensation shall be increased by \$3,400.00, for the additional work shown in Attachment A-1, for Right of Way and Pavement Staking (Parcels 33-1, 33-2, 34, 35, 41, and 43). The maximum amount payable under this agreement shall not exceed \$1,276,650.23 for all work except by separate agreement in accordance with the provisions of this agreement."

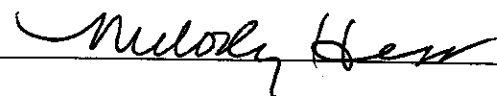
IN WITNESS WHEREOF, this Supplemental Agreement is hereby executed as of the date first set forth above.

Supplemental Agreement No. 4  
To Agreement of February 29, 2008

FORT BEND COUNTY TOLL ROAD  
AUTHORITY, a local government  
Texas Corporation

By:   
James Condrey  
Chairman, Board of Directors

ATTEST:

By: 

Brown & Gay Engineers, Inc.  
ENGINEER

By: 

Name: David C. Johnston, P.E.

Title: Senior Vice President

**ATTACHMENT A-1**  
**SUPPLEMENTAL AGREEMENT NO. 5**  
**Fort Bend Parkway Toll Road, Segment B, Phase 1**

**RIGHT OF WAY AND PAVEMENT STAKING**  
**(Parcels 33-1, 33-2, 34, 35, 41 and 43)**

**GENERAL DESCRIPTION**

The work under this supplemental agreement includes field surveying to stake the proposed right of way line and pavement edge along Parcels 33-1, 33-2, 34, 35, 41 & 43.

**FIELD SURVEYS**

- 1) Recover or re-set the previously set corners along the south line of the proposed ROW line for taking parcels 33-1, 33-2, 34, 35, 41 & 43.
- 2) Recover the north corners of the Parent tract of Parcels 33-1, 33-2, 34, 35, 41 & 43. These are also the north corners of the taking parcels.
- 3) Stake a line of laths along the proposed ROW marked "S. Line Prop. ROW" often enough to see between (Approx. 75')
- 4) Stake a line of laths along the Property Lines within the proposed ROW.
- 5) Stake a line of laths along the proposed Paving marked "S. Line Prop. Paving" often enough to see between (Approx. 75')