

**AGREEMENT REGARDING CONSIDERATION
FOR ADDITIONAL DETENTION CAPACITY**

Reference is hereby made to that certain Second Amendment to Detention Capacity Easement Agreement dated of even date herewith between the undersigned parties, under the terms of which Poarch/Swinbank LLC agrees to provide additional storm water detention capacity for the benefit of Fort Bend County, Texas, in connection with the Fulshear-Gaston Road Improvement Project Number 17312.

The parties hereto agree that the consideration to be paid to Poarch/Swinbank LLC by Fort Bend County, Texas, for the additional detention capacity to be provided by Poarch/Swinbank LLC under the terms of such Second Amendment to Detention Capacity Easement Agreement is Fifty Thousand Seventy-Six and 75/100 Dollars (\$50,076.75). The parties hereby acknowledge such consideration is an addition to the consideration paid for the original detention capacity under the underlying Easement Agreement and additional detention capacity under the subsequent Amendment to the Detention Capacity Easement Agreement.

Executed on the respective dates set forth below.

Poarch/Swinbank LLC,
a Texas limited liability company

Fort Bend County, Texas,
a body politic of the State of Texas

By: _____
Donald L. Poarch, its Vice President

By: _____
KP George, County Judge

Date of Execution: _____, 2019

Date of Execution: _____, 2019

ATTEST:

Laura Richard, County Clerk

AUDITOR'S CERTIFICATE

I hereby certify that funds are available in the amount of \$_____ to accomplish and pay the obligation of Fort Bend County under this contract.

Robert Ed Sturdivant, Fort Bend County Auditor