

**Modification/Change Order No.3**

Bid Number: 21-020

PO #: 195195

Fort Bend County Drainage District

EWP – Oyster Creek Channel Bank Stabilization Phase II

Fort Bend County, Texas

July 21, 2021

<b>CHANGE ORDER/MODIFICATION NO. 3</b>		Effective Date:	Page 1 of 2
Contract: 21-020	Dated: 12/16/2019	Project: EWP – Oyster Creek Channel Bank Stabilization Phase II	
Issued By (Contracting Local Organization): Fort Bend County		Issued To (Contractor): NBG Constructors, Inc	
TYPE OF MODIFICATION ( <i>check appropriate box below</i> )			
<input checked="" type="checkbox"/>	CHANGE ORDER: Issued pursuant to Article 14.4 the changes set forth below are made by this modification.		
Contract Price		PERFORMANCE TIME: add 65 Calendar days	
Net Increase in Contract Price:			
REVISED Contract Price:	\$4,785,732.97		
ATTACHMENTS ( <i>If none, so state.</i> ):			
This modification is hereby made a part of the contract. Except as provided herein, all terms and conditions of the original contract (as revised) remain unchanged and in full force and effect.			
<b>CONTRACTOR'S RELEASE OF CLAIMS</b>			
In consideration of the modification agreed to herein as complete equitable adjustment for the Contractors proposal, dated 7-21-2021, the Contractor hereby releases Fort Bend County from any and all liability under this contract for further equitable adjustments attributable to such facts or circumstances concerning the added work for the above added work, including all impacts to the work, overhead and profit.			
Recommended By:(print or type name/title of signer)			
Thomas P. Beach, PE M&E Consultants <i>Thomas P. Beach</i>			
<b>Important Note:</b> Contractor IS required to sign this document and return two (2) copies to the issuing office.			
CONTRACTOR (print or type name/title of signer)		Sponsors/Contracting Local Organization	
<i>ROBERT T. ROGERS III</i> VICE PRESIDENT		Adam Wright Fort Bend County Drainage District	
SIGNATURE (person authorized to sign)	DATE	SIGNATURE (County Judge)	DATE
<i>RT Rogers III</i>	<i>7/21/2021</i>		

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Fort Bend County Drainage District  
EWP – Oyster Creek Phase II Channel Bank Stabilization  
Fort Bend County, Texas  
July 21, 2021  
Contract No: PO 195195

#### DESCRIPTION OF MODIFICATION/CHANGE ORDER

Pursuant to General Condition, Weather, the contract shall be modified as following.

The Contract performance time shall be extended 65 calendar days due to weather delays and the effects of weather.

Contract price increase - none  
Contract Performance time: - add 65 calendar days  
Revised Performance Time – January 2, 2022

#### CONTRACTOR'S STATEMENT OF RELEASE

In consideration of the modification agreed to herein as complete equitable adjustment for the Contractors proposal, dated 7-21-2021, the Contractor hereby releases Fort Bend County from any and all liability under this contract for further equitable adjustments attributable to such facts or circumstances concerning the added work for the above added work, including all impacts to the work, overhead and profit.