

STATE OF TEXAS

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COUNTY OF FORT BEND

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(Bryan Road – Project No. 17118)

- (d) Owner shall be solely responsible for the maintenance and/or repair of the sidewalk constructed along and adjacent to Owner's Property for the Project. Owner warrants, covenants, and agrees that County shall have no responsibility or obligation for the maintenance and/or repair of said sidewalk. Owner's rights and obligations for said sidewalk may be transferred, assigned, and delegated to one or more property owners associations for the Owner's Property or a special district organized under the laws of the state of Texas, only upon prior written notice to County. Upon assignment to any such property owners association and/or special district, the assignee shall become fully responsible for all maintenance and/or repair of said sidewalk.
- 2. **Recitals.** The recitals set forth above are incorporated herein by reference and made a part of the Agreement.
- 3. **Human Trafficking.** BY ACCEPTANCE OF THIS AGREEMENT, KB HOME ACKNOWLEDGES THAT FORT BEND COUNTY IS OPPOSED TO HUMAN TRAFFICKING AND THAT NO COUNTY FUNDS WILL BE USED IN SUPPORT OF SERVICES OR ACTIVITIES THAT VIOLATE HUMAN TRAFFICKING LAWS.
- 4. **Modifications and Conflict.** Except as modified herein, the Agreement shall remain in full force and effect and has not been otherwise modified or amended. If there is a conflict among documents that make up the Agreement, this First Amendment shall prevail with regard to the conflict.

**{Execution Page Follows}**

i:\agreements\2023 agreements\engineering\kb home lone star (23-eng-500034-a1)\1st amendment to agmt - kb homes.docx - JLF

**FORT BEND COUNTY, TEXAS**

**KB HOME LONE STAR, INC.**

\_\_\_\_\_  
KP George, County Judge

\_\_\_\_\_  
Date

**ATTEST:**

\_\_\_\_\_  
Laura Richard, County Clerk

**APPROVED:**

  
\_\_\_\_\_  
J. Stacy Slawinski, P.E., County Engineer

  
\_\_\_\_\_  
Authorized Agent – Signature

**Mark Eubanks**  
**Sr, Vice President, Finance**  
**KB Home Lone Star, Inc.**  
\_\_\_\_\_  
Authorized Agent- Printed Name

\_\_\_\_\_  
Title

**8/30/23**  
\_\_\_\_\_  
Date

**AUDITOR'S CERTIFICATE**

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

\_\_\_\_\_  
Robert E. Sturdivant,  
County Auditor