

<b>TxDOT:</b>				<b>Federal Highway Administration:</b>	
<b>CCSJ #</b>	<b>3510-04-069</b>	<b>AFA ID</b>	<b>Z00004166</b>	<b>CFDA No.</b>	<b>20.205</b>
<b>AFA CSJs</b>	<b>3510-04-069</b>			<b>CFDA Title</b>	<b>Highway Planning and Construction</b>
<b>District #</b>	<b>12</b>	<b>Code Chart 64#</b>	<b>50080</b>		
<b>Project Name</b>	<b>SH 99 NB Frtg, Fry to Westheimer Pkw</b>			<i><b>AFA Not Used For Research &amp; Development</b></i>	

THE STATE OF TEXAS           §

THE COUNTY OF TRAVIS       §

**ADVANCE FUNDING AGREEMENT  
For  
A LOCALLY FUNDED PROJECT  
On-System**

**AMENDMENT #1**

**THIS AMENDMENT** is made by and between the State of Texas, acting through the **Texas Department of Transportation**, called the “State”, and the **Fort Bend County**, acting by and through its duly authorized officials, called the “Local Government”. The State and Local Government shall be collectively referred to as “the parties” hereinafter.

**WITNESSETH**

**WHEREAS**, the parties executed a contract on **April 13, 2023** to effectuate their agreement for the design and construction of the SH 99 2-lane northbound frontage road from Fry Road to Westheimer Parkway; and,

**WHEREAS**, it has become necessary to amend that contract in order to terminate the existing non-federal agreement following the award of federal funding for the project. A subsequent agreement will be executed to formalize and reflect the terms and conditions applicable to the federally funded award;

**NOW THEREFORE**, the parties agree that the Agreement is amended as follows:

**AGREEMENT**

1. The Agreement will terminate effectively when signed by the last party whose signing makes this Amendment fully executed.
2. Initial payment by the Local Government to the State in the amount of \$135,000 was received on May 18, 2023. The State will retain the Local Government’s payment of \$135,000 and apply it to the subsequent agreement for the federally funded project on SH 99 NB Frtg, From Fry to Westheimer Parkway (CSJ 3510-04-069).

**Signatory Warranty**

Each signatory warrants that the signatory has necessary authority to execute this agreement on behalf of the entity represented.

[SIGNATURE PAGE FOLLOWS]

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Each party is signing this Agreement on the date stated under that party's signature.

**THE STATE OF TEXAS**

**THE LOCAL GOVERNMENT**

\_\_\_\_\_  
Signature

\_\_\_\_\_  
Signature

\_\_\_\_\_  
Typed or Printed Name

\_\_\_\_\_  
Typed or Printed Name

\_\_\_\_\_  
Typed or Printed Title

\_\_\_\_\_  
Typed or Printed Title

\_\_\_\_\_  
Date

\_\_\_\_\_  
Date