

Tract No. TX-FB-041.005

**AGREEMENT FOR TEMPORARY WORKING SPACE**

STATE OF TEXAS

COUNTY OF FORT BEND

In consideration of Ten Dollars (\$10.00) received, **Fort Bend County Drainage District** whose mailing address is 500 Liberty Street, Richmond, TX 77469 ("Owner") whether one or more, grants, sells and conveys to **Kinder Morgan Texas Pipeline LLC**, a Delaware limited liability company, whose address is 500 Dallas, Suite 1000, Houston, Texas 77002-8022, its successors and assigns, ("Grantee") the right to use a portion of the lands described below ("the Land") as temporary work space(s) for the purposes in conjunction with its pipeline, such as stockpiling soil, pipe stringing, passage of machinery and equipment, and any other uses as it may find necessary in connection with the rework or maintenance of its pipeline with the right of ingress and egress to and from the same, reserving to the said Owner, its heirs or assigns, the use and enjoyment of said premises except for the purpose hereinbefore granted to Grantee:

Part of the J. Poitevent Survey, Abstract 513 and the M. Merritt Survey, Abstract 286, more particularly described on those certain Plats filed as Ridgemont Section One in Book 6 Page 14 and Ridgemont Section Two in Book 10 Page 11 in the Official Public Records of Fort Bend County, Texas.

Grantee, by acceptance hereof, agrees to pay any damages to growing crops and any damage on the land which may result from the exercise of the rights herein granted. Grantee, further agrees to require its contractor's performing work on the Land to carry and maintain general liability insurance in an amount not less than \$1,000,000.00 per occurrence. Said agreement shall be for the term of (1) one year commencing on the date physical construction of the pipeline is commenced on land described above. After completion of construction, Grantee shall restore said lands to its same or better condition existing prior to construction.

Owner certifies under penalties of perjury that Owner is not a foreign person (as such term is defined in the internal Revenue Code and applicable regulations), is the owner of the land and has the right, title and capacity to grant the rights and easements herein granted.

EXECUTED this day of 8 of February, 2012.  
AGENT Amanda Sloan OWNER Robert E. Hebert  
Amanda Sloan Robert E. Hebert, Fort Bend County Judge

Date: 2-14-2012

2-15-12 copy received