



COUNTY ATTORNEY  
Fort Bend County, Texas

ROY L. CORDES, JR.  
County Attorney

(281) 341-4555  
Fax (281) 341-4557

November 14, 2014

Mr. Larry Dunbar  
Dunbar Harder, PLLC  
One Riverway, suite 1800  
Houston, Texas 77056

**Re: Second Amendment to Agreement for Special Counsel to Fort Bend County Drainage District and Fort Bend County, Texas in an impending lawsuit against LJA and others for a claim arising out of the failure of the Big Creek Structure**

Dear Mr. Dunbar:

On May 8, 2012, The Law Firm Dunbar Harder, PLLC ("Special Counsel") entered into an Agreement with the Fort Bend County Drainage District and Fort Bend County, Texas (collectively "Fort Bend County") to act as Special Counsel in an impending lawsuit against LJA and others for a claim arising out of the failure of the Big Creek Drop Structure (hereinafter, "Agreement"). On June 17, 2014, the parties amended the original Agreement. This letter evidences the parties desire to amend the First Amended Agreement to increase the total maximum dollar amount allocated by Fort Bend County to fully discharge any and all liabilities, which may be incurred by Fort Bend County pursuant to the terms of the Amended Agreement from \$200,000 to 250,000.

If the foregoing correctly reflects your understanding of the terms and conditions of this Second Amendment to the Agreement, please so indicate by executing the enclosed copy of this letter in the space provided below and return it to the undersigned. Nothing herein is to be construed as creating any personal liability on the part of any officer or agent of Fort Bend County.

Very truly yours,

*Roy L Cordes Jr*

Roy L. Cordes, Jr.  
Fort Bend County Attorney

*by permission  
WAV*

401 Jackson Street, 3<sup>rd</sup> Floor • Richmond, Texas 77469

Dunbar Harder, PLLC accepts its appointment as  
Special Counsel for such time and on such terms  
As are set forth in the Agreement and this  
Second Amendment on this 14<sup>th</sup> day of  
November, 2014.

Larry Dunbar  
Larry Dunbar, Dunbar Harder, PLLC

Approved on November 18 by the Commissioners Court of Fort Bend County, Texas.

By: Robert E. Hebert  
Robert E. Hebert, County Judge

Approved on November \_\_\_\_ by the Board of Directors of the Fort Bend County Drainage  
District, Fort Bend County, Texas.

By: Robert E. Hebert  
Robert E. Hebert, County Judge

ATTEST:

Dianne Wilson  
Dianne Wilson, County Clerk



### AUDITOR'S CERTIFICATE

I hereby certify that funds in the amount of \$ 250,000.00 are available to pay the  
obligation of Fort Bend County within the foregoing Agreement.

Robert Ed Sturdivant  
Robert Ed Sturdivant, County Auditor