

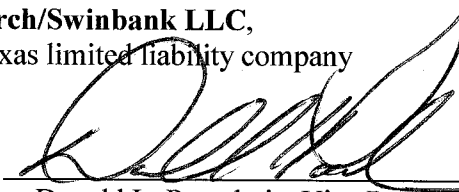
**AGREEMENT REGARDING CONSIDERATION
FOR DETENTION CAPACITY**

Reference is hereby made to that certain Detention Capacity Easement Agreement dated of even date herewith between the undersigned parties, under the terms of which Poarch/Swinbank LLC agrees to provide certain storm water detention capacity for the benefit of Fort Bend County, Texas, in connection with the FM 1093/Westpark Extension Phase I project.

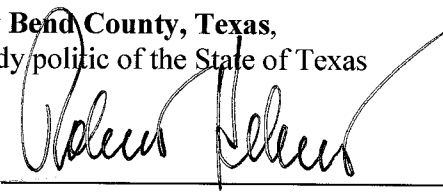
The parties hereto agree that the consideration to be paid to Poarch/Swinbank LLC by Fort Bend County, Texas, for the detention capacity to be provided by Poarch/Swinbank LLC under the terms of such Detention Capacity Easement Agreement is Eight Hundred Thousand Dollars (\$800,000.00).

Executed on the respective dates set forth below.

Poarch/Swinbank LLC,
a Texas limited liability company

By: 
Donald L. Poarch, its Vice President

Fort Bend County, Texas,
a body politic of the State of Texas

By: 
Robert E. Hebert, County Judge

Date of Execution: 10/26, 2015

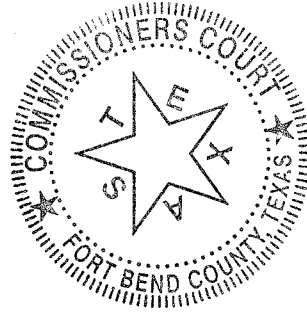
Date of Execution: November 3, 2015

ATTEST:

Laura Richard
Laura Richard, County Clerk

APPROVED:

Richard W. Stolleis
Richard W. Stolleis, P.E., County Engineer



AUDITOR'S CERTIFICATE

I hereby certify that funds are available in the amount of \$ 800,000.00 to accomplish and pay the obligation of Fort Bend County under this contract.

Robert "Ed" Sturdivant
Robert "Ed" Sturdivant, County Auditor