

**AGREEMENT REGARDING CONSIDERATION
FOR ADDITIONAL DETENTION CAPACITY**

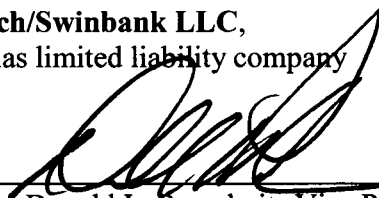
Reference is hereby made to that certain Amendment to Detention Capacity Easement Agreement dated of even date herewith between the undersigned parties, under the terms of which Poarch/Swinbank LLC agrees to provide additional storm water detention capacity for the benefit of Fort Bend County, Texas, in connection with the FM 1093/Westpark Extension Phase I and Future FM 1463 Widening Project.

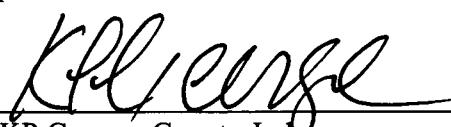
The parties hereto agree that the consideration to be paid to Poarch/Swinbank LLC by Fort Bend County, Texas, for the additional detention capacity to be provided by Poarch/Swinbank LLC under the terms of such Amendment to Detention Capacity Easement Agreement is Six Hundred Fifty-Two Thousand Six Hundred Sixty Dollars (\$652,660.00). The parties hereby acknowledge such consideration is an addition to the consideration paid for the original detention capacity under the underlying Easement Agreement.

Executed on the respective dates set forth below.

Poarch/Swinbank LLC,
a Texas limited liability company

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

By: 
Donald L. Poarch, its Vice President

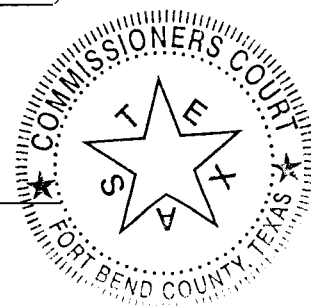
By: 
KP George, County Judge

Date of Execution: March 20, 2019

Date of Execution: March 26, 2019

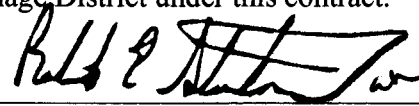
ATTEST:


Laura Richard, County Clerk



AUDITOR'S CERTIFICATE

I hereby certify that funds are available in the amount of \$ 1,452,660.⁰⁰ to accomplish and pay the obligation of Fort Bend County Drainage District under this contract.


Robert Ed Sturdivant, Fort Bend County Auditor

CERTIFICATE OF INTERESTED PARTIES

FORM 1295

1 of 1

Complete Nos. 1 - 4 and 6 if there are interested parties.
 Complete Nos. 1, 2, 3, 5, and 6 if there are no interested parties.

OFFICE USE ONLY CERTIFICATION OF FILING

1 Name of business entity filing form, and the city, state and country of the business entity's place of business.
 Poarch/Swinbank LLC
 Houston, TX United States

Certificate Number:
 2019-465947

Date Filed:
 03/20/2019

2 Name of governmental entity or state agency that is a party to the contract for which the form is being filed.
 Fort Bend County

Date Acknowledged:
 03/26/2019

3 Provide the identification number used by the governmental entity or state agency to track or identify the contract, and provide a description of the services, goods, or other property to be provided under the contract.
 03262019b
 Agreement for Consideration

4 Name of Interested Party	City, State, Country (place of business)	Nature of interest (check applicable)	
		Controlling	Intermediary
Swinbank, Joe	Houston, TX United States	X	
Poarch, Donald	Houston, TX United States	X	

5 Check only if there is NO Interested Party.

6 UNSWORN DECLARATION

My name is _____, and my date of birth is _____.

My address is _____, _____, _____, _____, _____.
(street) (city) (state) (zip code) (country)

I declare under penalty of perjury that the foregoing is true and correct.

Executed in _____ County, State of _____, on the _____ day of _____, 20____.
(month) (year)

 Signature of authorized agent of contracting business entity
 (Declarant)