

TEXAS WATER CODE SECTION 15.005 MEMORANDUM OF UNDERSTANDING

This is a Memorandum of Understanding (MOU) between the Board of Directors of Willow Fork Drainage District (“WFDD”) and the Commissioners Court of Fort Bend County, Texas (the “County”).

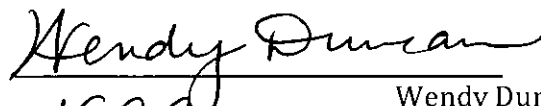
WHEREAS, pursuant to Texas Water Code § 15.005 and 31 Texas Administrative Code § 363.408, if the Executive Administrator determines that an application has flood control as one of its purposes and that the watershed in which the project is located is partially located outside the political subdivision making the application, the applicant must submit a written memorandum of understanding relating to the management of the watershed in which the project is to be located, signed by all governing bodies of eligible political subdivisions located in the project watershed; and

WHEREAS, WFDD has filed an application with the Texas Water Development Board for funding a project that has flood control as one of its purposes; and

WHEREAS, WFDD has determined that the watershed in which the project is located is partially located within the jurisdiction of the County; and

NOW THEREFORE, in consideration of the benefits to the Barker Reservoir Watershed and the State of Texas, WFDD and the County agree to the following:

1. WFDD will provide annual progress updates to the County as the project develops and changes.
2. WFDD will notify the County of any potential change in impacts to the County within the quarter of the identified change.
3. The County will provide constructive input to WFDD as the project develops and changes.
4. WFDD and the County will work cooperatively for the management of the Barker Reservoir Watershed.



Wendy Duncan, President
Willow Fork Drainage District



County Judge
Fort Bend County Commissioners Court