



STATE OF TEXAS §
 §
 COUNTY OF HARRIS §

CONSENT TO ASSIGNMENT OF DEVELOPMENT AGREEMENT FOR MOBILITY BOND PROJECT

THIS CONSENT TO ASSIGNMENT OF DEVELOPMENT AGREEMENT FOR MOBILITY BOND PROJECT ("Consent") is made and entered into by and between Fort Bend County, Texas, a political subdivision of the state of Texas ("County"), Hightower Phase I Owner, LLC, a Delaware limited liability company ("Developer"), and Hightower Phase II Owner, LLC, a Delaware limited liability company ("Landowner"). County, Developer, and Landowner may be referred to individually as a "Party" or collectively as the "Parties."

WHEREAS, on *March 11, 2025*, County and OSY, LLC ("OSY") entered into that certain Development Agreement for Mobility Bond Project (the "Agreement") for the conveyance of certain Rights-of-Ways and Easements in connection with the improvement of a portion of Chimney Rock Road from American Canal to McHard Road ("Road Project") and construction of certain drainage projects in connection with such Road Project; and

WHEREAS, OSY has sold the 182 acres defined as "Developer's Property" in the Agreement to Developer and Landowner, and pursuant to Section 9 of the Agreement, OSY desires to assign all of its rights, responsibilities, obligations, liabilities, and interest under the Agreement to Developer and Landowner who shall become fully responsible for all obligations of OSY under the Agreement; and

WHEREAS, County, by execution of this Consent, is willing to consent to such assignment as provided herein.

NOW, THEREFORE, in consideration of the mutual covenants and agreements contained herein, the Parties do hereby agree as follows:

1. **Recitals.** The recitals set forth above are incorporated herein by reference and made a part of this Consent.
2. **Consent to Assignment.** County hereby consents to and approves of OSY's assignment to Developer and Landowner of all its rights, responsibilities, obligations, liabilities, and interest under the Agreement. Developer and Landowner hereby accept such assignment of the Agreement and expressly assume all of OSY's rights, responsibilities, obligations, liabilities, and interest under the Agreement and agrees to perform the same.

3. **Acknowledgment.** By execution of this Consent, Developer and Landowner acknowledge, confirm, and agree that it has received a copy of the Agreement and is aware of all terms and conditions of the Agreement.
4. **Notice.** Section 14 of the Agreement is modified as to notice to the Developer and Landowner which is amended as stated below:

If to Developer: Hightower Phase I Owner, LLC
Attn: Cory Driskill
750 Town and Country Blvd., Suite 520
Houston, TX 77024
cdriskill@chindustrial.com

If to Landowner: Hightower Phase II Owner, LLC
Attn: Cory Driskill
750 Town and Country Blvd., Suite 520
Houston, TX 77024
cdriskill@chindustrial.com

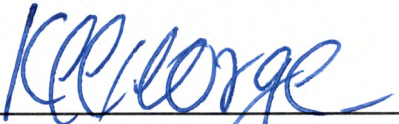
5. **Modifications and Conflict.** Any provisions of the Agreement not specifically amended or modified by this Consent shall remain in full force and effect in all other respects and shall continue to be binding on the Parties hereto. If there is a conflict among documents that make up the Agreement, this Consent shall prevail with regard to the conflict.

{Execution Page Follows}

IN WITNESS WHEREOF, and intending to be legally bound, the Parties hereto have executed this Consent to be effective on the date signed by the last Party hereto.

SIGNED AND ENTERED this 12 day of march, 2025.

FORT BEND COUNTY, TEXAS



KP GEORGE,
COUNTY JUDGE

ATTEST:



Laura Richard,
County Clerk



APPROVED:



J. Stacy Slawinski, County Engineer

SIGNED AND ENTERED this 26th day of February, 2025.

HIGHTOWER PHASE I OWNER, LLC,
a Delaware limited liability company

By: Hightower Investor Holdings, LLC,
a Delaware limited liability company,
its sole member

By: CHI Gulf Coast 106 Hightower, L.P.,
a Delaware limited partnership,
its administrative member

By: CHI LTH GP, L.L.C.,
a Delaware limited liability company,
its general partner

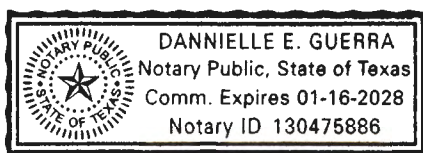
By: Cory Driskill

Name: Cory Driskill
Title: Vice President

Acknowledgement

THE STATE OF TEXAS §
COUNTY OF Harris §

This instrument was acknowledged before me on February 24, 2025 by Cory Driskill, a Vice President of CHI LTH GP, L.L.C., a Delaware limited liability company, general partner of CHI Gulf Coast 106 Hightower, L.P., a Delaware limited partnership, administrative member of Hightower Investor Holdings, LLC, a Delaware limited liability company, sole member of Hightower Phase I Owner, LLC, a Delaware limited liability company, on behalf of said entities.



Dannielly Guerra
NOTARY PUBLIC IN AND FOR
THE STATE OF TEXAS

SIGNED AND ENTERED this 26th day of February, 2025.

HIGHTOWER PHASE II OWNER, LLC,
a Delaware limited liability company

By: Hightower Investor Holdings, LLC,
a Delaware limited liability company,
its sole member

By: CHI Gulf Coast 106 Hightower, L.P.,
a Delaware limited partnership,
its administrative member

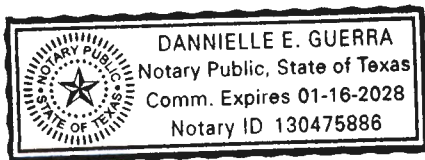
By: CHI LTH GP, L.L.C.,
a Delaware limited liability company,
its general partner

By: Cory Driskill
Name: Cory Driskill
Title: Vice President

Acknowledgement

THE STATE OF TEXAS §
COUNTY OF Harris §

This instrument was acknowledged before me on February 26, 2025 by Cory Driskill, a Vice President of CHI LTH GP, L.L.C., a Delaware limited liability company, general partner of CHI Gulf Coast 106 Hightower, L.P., a Delaware limited partnership, administrative member of Hightower Investor Holdings, LLC, a Delaware limited liability company, sole member of Hightower Phase II Owner, LLC, a Delaware limited liability company, on behalf of said entities.



Dannielly Guerra
NOTARY PUBLIC IN AND FOR
THE STATE OF TEXAS

FILED AND RECORDED
OFFICIAL PUBLIC RECORDS

Laura Richard

Laura Richard, County Clerk

Fort Bend County Texas

March 14, 2025 04:32:07 PM



FEE: \$0.00

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