



COUNTY ATTORNEY
Fort Bend County, Texas

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November 12, 2025

By E-Mail

Admiral TLC LLC
c/o Ken Bryant
Ken Bryant Law Office
P.O. Box 423
Richmond, Texas 77469

Re: Fort Bend County Drainage District Right-of-Way at West Kendleton Ditch
Unpermitted Work and Interference with District Right of Way

Mr. Bryant:

I represent the Fort Bend County Drainage District (the "District"). I am writing regarding the work performed by your client, Admiral TLC LLC ("Admiral") along the West Kendleton Ditch and the resulting impacts to the District's right-of-way ("ROW").

As you know, the District holds a recorded 40-foot ROW along West Kendleton Ditch, generally 20-feet on each side of the channel centerline. Recent field inspections, photographs, and plan mark-ups show that work performed by or on behalf of your client has materially interfered with that ROW and with the District's ability to maintain its facility. In particular, the District has identified the following problems:

1. New earthen channel cut through District ROW.

A new open earthen channel has been excavated parallel to, and through, the District's existing West Kendleton Ditch ROW. This cut crosses the District's maintenance berm and breaches the existing top-of-bank. As a result, the District can no longer continuously travel along the eastern maintenance berm for inspection and maintenance purposes.

2. Spoil material stockpiled within the District's ROW.

Spoil from the new excavation has been stockpiled within the District ROW, including in the area where the new channel has breached the top-of-bank. These stockpiles further obstruct maintenance access and deviate from the pre-existing grades and conditions within the District's easement.

401 Jackson Street, 3rd Floor, Richmond, Texas 77469



3. Failure to preserve pre-existing conditions in the ROW.

Taken together, these activities materially alter the configuration of the District's ROW and interfere with the District's access, use, and maintenance of West Kendleton Ditch, all without the District's consent.

DEMAND FOR CORRECTIVE ACTION

The District requires that these conditions be **fully corrected and restored to pre-existing conditions** within the District's ROW. At a minimum, the corrective work must:

- Re-establish continuous maintenance access along the eastern berm so that District crews and equipment can travel the length of the facility without obstruction;
- Restore the breached top-of-bank and channel geometry within the ROW to their prior condition, or to a configuration expressly approved in writing by the District; and
- Remove all spoil and stockpiled material from within the District's ROW and regrade affected areas to approved elevations.

Accordingly, the District hereby **demand** that your client:

- Provide, within **30-days** of this letter, a written restoration plan prepared and sealed by a Texas professional engineer that addresses the items above; and
- Complete all physical restoration and removal of obstructions within **the District ROW no later than ninety (90) days** from the date of this correspondence, unless an alternative schedule is agreed to in writing by the District.

If your client does not timely and satisfactorily address these issues within the 90-day period, the District will have no choice but to pursue all available remedies, including initiating an enforcement action to protect its ROW, restore proper drainage and maintenance access, and recover any associated costs, damages, and attorneys' fees as allowed by law. The District expressly reserves all rights and remedies.

These comments are limited to the District ROW along West Kendleton Ditch; they are not intended to address, limit, or waive the rights or comments of any other agencies or landowners.

Please provide your client's written response and proposed restoration plan to me on or before December 12, 2025. If you believe a meeting would be helpful to coordinate the restoration work, we are willing to participate.

Ken Bryant
November 11, 2025
Page 3

Sincerely,

/s/ Rolf F. Krueger

Rolf F. Krueger
Assistant Fort Bend County Attorney