

STATE OF TEXAS §

COUNTY OF HIDALGO §

**SECOND AMENDMENT TO PROFESSIONAL SERVICES CONTRACT**

This SECOND AMENDMENT to the PROFESSIONAL SERVICE CONTRACT by and between **Hidalgo County, Texas** acting by and through the **Hidalgo County Urban County Program** ("Party") and **Leonel Garza, Jr., Associates** ("Appraiser") is entered into between the parties effective this 15<sup>th</sup> day of April, 2014.

**WHEREAS**, Party and Appraiser entered into a Professional Services Contract dated May 7<sup>th</sup> 2013 in which Appraiser agreed to provide certain professional appraisal services for the Delta Area Connector East Lateral Project (the "Agreement");

**WHEREAS**, by First Amendment to Professional Services Agreement, Party and Appraiser amended the Agreement to add an additional parcel for appraisal and increased the fee to the Appraiser by the sum of Two Thousand and no/100ths Dollars (\$2,000.00) under the Agreement.

**WHEREAS**, the Agreement now requires amendment in order to add another one (1) additional tract of land requiring appraisal services and to increase the fee under the Agreement for such additional tract of land; and

**WHEREAS**, the parties desire to amend the Agreement as herein provided.

**NOW THEREFORE**, for and in consideration of the terms and provisions set forth herein, and for other good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged, Party and Appraiser agree to the following amendments to the Agreement:

1. The Agreement is amended by the addition of one (1) additional parcel to be appraised, such parcel more particularly described on Exhibit A attached hereto and to increase the fee in this Agreement by Two Thousand and no/100ths (\$2,000.00) for a total fee under the Agreement of One Hundred and Four Thousand no/100ths Dollars (\$104,000.00).
2. Except as modified herein, all terms and conditions of the Agreement, as amended, remain in full force and effect and Party and Appraiser ratify and confirm the terms and provisions of the Agreement, as amended.

EXECUTED effective as of the day and year first written above.

**APPRAISER**

**Leonel Garza, Jr. and Associates**

\_\_\_\_\_  
By: Leonel Garza, Jr

Its: \_\_\_\_\_

**COUNTY OF HIDALGO URBAN  
COUNTY PROGRAM**

\_\_\_\_\_  
Diana R. Serna, UCP Director

**APPROVED AS TO FORM:  
ATLAS, HALL & RODRIGUEZ, LLP**

By: Stephen L. Crain 4/3/2014  
Stephen L. Crain

County: Hidalgo  
Project: Hidalgo County Improvements  
130.0 Foot Right of Way Easement

September, 2013

EXHIBIT "A"

Property Description  
130.0' Foot Right of Way Easement

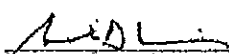
Being a 4.12 (179,286 sq.ft) acre tract of land out of Lot 11, Block 99 Missouri Texas Land & Irrigation Company, Hidalgo County, Texas as per map records of Hidalgo County, Texas being that certain tract of land conveyed to First National Bank in a special warranty deed recorded in document number 2367926, Official Records of Hidalgo County, Texas said 4.12 (179,286 sq.ft.) acre tract of land being more particularly described by metes and bounds as follows:

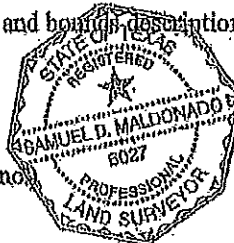
NOTE: ALL BEARINGS AND COORDINATES ARE BASED ON THE TEXAS STATE PLANE COORDINATE SYSTEM, SOUTH ZONE (4205), NORTH AMERICAN DATUM OF 1983, 1993 ADJUSTMENT. ALL DISTANCES AND COORDINATES SHOWN ARE SURFACE AND MAY BE CONVERTED TO GRID BY DIVIDING BY A COMBINED SURFACE ADJUSTMENT FACTOR OF 1.000040;

BEGINNING at the half (1/2) inch iron rod found at the northeast corner of Bar Subdivision Unit No. 3 also being the northeast corner of Lot 17, Bar Subdivision Unit No. 3, Hidalgo County, Texas as per map recorded in volume 22, page 148, map records of Hidalgo County, Texas for the northwest corner of this tract of land and the POINT OF BEGINNING;

1. THENCE, East, 130.0 feet to a half (1/2) inch iron rod set with plastic cap stamped "SAMES", for the northeast corner of this tract of land;
2. THENCE, South, 1,367.42 feet to a half (1/2) inch iron rod set with plastic cap stamped "SAMES", for the southeast corner of this tract of land and the north right of way line of Montecristo Road;
3. THENCE, South, 79°47'50" West, 132.09 feet to a half (1/2) inch iron rod set with plastic cap stamped "SAMES", along the north right of way line of Montecristo Road for the southwest corner of this tract of land;
4. THENCE, North, 1,390.82 feet to the point of beginning, containing 4.12 (179,286 sq.ft.) of an acre tract of land, more or less.

A parcel plat of even date accompanies this metes and bounds description.

 9/19/2013  
Samuel D. Maldonado, PE, RPLS  
Registered Professional Land Surveyor  
SAM Engineering and Surveying, Inc. (SAMES, Inc.)





I, SHERMAN W. WILSON, COUNTY CLERK OF THE COUNTY OF WASHINGTON, DISTRICT OF COLUMBIA, DO HEREBY CERTIFY THAT THE ABOVE PLAT IS A TRUE AND CORRECT COPY OF THE ORIGINAL AS FILED IN MY OFFICE ON THE 13th DAY OF SEPTEMBER, 1913, AT WASHINGTON, DISTRICT OF COLUMBIA.

*S.W.*  
 SHERMAN W. WILSON  
 COUNTY CLERK OF WASHINGTON COUNTY, DISTRICT OF COLUMBIA

THE SURVEY WAS MADE BY THE SURVEYOR GENERAL OF THE DISTRICT OF COLUMBIA, AND THE EXCISES WERE LAYED OUT BY THE SURVEYOR GENERAL OF THE DISTRICT OF COLUMBIA, AND THE PLAT IS A TRUE AND CORRECT COPY OF THE ORIGINAL AS FILED IN MY OFFICE ON THE 13th DAY OF SEPTEMBER, 1913, AT WASHINGTON, DISTRICT OF COLUMBIA.

**PLAT SHOWING EXCISES OF WAY BASEMENT**

A SET OF AN AREA OF LAND IN THE DISTRICT OF COLUMBIA, AND THE EXCISES WERE LAYED OUT BY THE SURVEYOR GENERAL OF THE DISTRICT OF COLUMBIA, AND THE PLAT IS A TRUE AND CORRECT COPY OF THE ORIGINAL AS FILED IN MY OFFICE ON THE 13th DAY OF SEPTEMBER, 1913, AT WASHINGTON, DISTRICT OF COLUMBIA.

THIS PLAT WAS MADE BY THE SURVEYOR GENERAL OF THE DISTRICT OF COLUMBIA, AND THE EXCISES WERE LAYED OUT BY THE SURVEYOR GENERAL OF THE DISTRICT OF COLUMBIA, AND THE PLAT IS A TRUE AND CORRECT COPY OF THE ORIGINAL AS FILED IN MY OFFICE ON THE 13th DAY OF SEPTEMBER, 1913, AT WASHINGTON, DISTRICT OF COLUMBIA.

WASHINGTON, DISTRICT OF COLUMBIA, SEPTEMBER 13, 1913.

**SAMES**  
 SAMES ENGINEERING & SURVEYING, INC.  
 1111 K STREET, N.W., WASHINGTON, D.C.  
 MAP SCALE: 1" = 400 FEET

THE SURVEYOR  
 SEP. 13. 1913



# CERTIFICATE OF LIABILITY INSURANCE

LEONGAR-02 HEREN1

DATE (MM/DD/YYYY)  
1/7/2014

THIS CERTIFICATE IS ISSUED AS A MATTER OF INFORMATION ONLY AND CONFERS NO RIGHTS UPON THE CERTIFICATE HOLDER. THIS CERTIFICATE DOES NOT AFFIRMATIVELY OR NEGATIVELY AMEND, EXTEND OR ALTER THE COVERAGE AFFORDED BY THE POLICIES BELOW. THIS CERTIFICATE OF INSURANCE DOES NOT CONSTITUTE A CONTRACT BETWEEN THE ISSUING INSURER(S), AUTHORIZED REPRESENTATIVE OR PRODUCER, AND THE CERTIFICATE HOLDER.

IMPORTANT: If the certificate holder is an ADDITIONAL INSURED, the policy(ies) must be endorsed. If SUBROGATION IS WAIVED, subject to the terms and conditions of the policy, certain policies may require an endorsement. A statement on this certificate does not confer rights to the certificate holder in lieu of such endorsement(s).

PRODUCER Shepard Insurance Agency 5801 N 10th St Ste 300 McAllen, TX 78534	CONTACT NAME	PHONE (Ac, Ho, Ex)	FAX (Ac, Ho)
	INSURER(S) AFFORDING COVERAGE	NAIC #	
INSURED Leonel Garza Jr & Associates LLC 1419 Dove Ave Suite 1 McAllen, TX 78504	INSURER A:	Sentinel Ins Co, LTD	11000
	INSURER B:	State Automobile Mutual Ins Co	25127
	INSURER C:	Hartford Ins Co of the Midwest	37478
	INSURER D:	Berkley Assurance Company	
	INSURER E:		

COVERAGES CERTIFICATE NUMBER; REVISION NUMBER:

THIS IS TO CERTIFY THAT THE POLICIES OF INSURANCE LISTED BELOW HAVE BEEN ISSUED TO THE INSURED NAMED ABOVE FOR THE POLICY PERIOD INDICATED. NOTWITHSTANDING ANY REQUIREMENT, TERM OR CONDITION OF ANY CONTRACT OR OTHER DOCUMENT WITH RESPECT TO WHICH THIS CERTIFICATE MAY BE ISSUED OR MAY PERTAIN, THE INSURANCE AFFORDED BY THE POLICIES DESCRIBED HEREIN IS SUBJECT TO ALL THE TERMS, EXCLUSIONS AND CONDITIONS OF SUCH POLICIES. LIMITS SHOWN MAY HAVE BEEN REDUCED BY PAID CLAIMS.

TYPE OF INSURANCE	ADDL SUBM (MM/YY)	POLICY NUMBER	POLICY EFF. (MM/DD/YYYY)	POLICY EXP. (MM/DD/YYYY)	LIMITS
<b>A</b> GENERAL LIABILITY <input checked="" type="checkbox"/> COMMERCIAL GENERAL LIABILITY <input type="checkbox"/> CLAIMS-MADE <input checked="" type="checkbox"/> OCCUR GENL AGGREGATE LIMIT APPLIES PER: <input checked="" type="checkbox"/> POLICY <input type="checkbox"/> PER <input type="checkbox"/> LOC		65SBATE2179	05/18/2013	05/18/2014	EACH OCCURRENCE \$ 1,000,000 DAMAGE TO RENTED PREMISES (ea occurrence) \$ 1,000,000 MED EXP (Any one person) \$ 10,000 PERSONAL & ADV INJURY \$ 1,000,000 GENERAL AGGREGATE \$ 2,000,000 PRODUCTS - COMPROP AGG \$ 2,000,000
<b>B</b> AUTOMOBILE LIABILITY <input type="checkbox"/> ANY AUTO ALL OWNED AUTOS <input checked="" type="checkbox"/> HIRED AUTOS <input checked="" type="checkbox"/> SCHEDULED AUTOS <input checked="" type="checkbox"/> NON-OWNED AUTOS	X X	BAR 2325081 02	05/23/2013	05/23/2014	COMBINED SINGLE LIMIT (ea accident) \$ 500,000 BODILY INJURY (Per person) \$ BODILY INJURY (Per accident) \$ PROPERTY DAMAGE (Per accident) \$
<b>A</b> UMBRELLA LIAB <input checked="" type="checkbox"/> EXCESS LIAB <input checked="" type="checkbox"/> OCCUR <input type="checkbox"/> CLAIMS-MADE DED <input checked="" type="checkbox"/> RETENTION \$ 10,000		65SBATE2179	05/18/2013	05/18/2014	EACH OCCURRENCE \$ 1,000,000 AGGREGATE \$ 1,000,000
<b>C</b> WORKERS COMPENSATION AND EMPLOYERS LIABILITY <input type="checkbox"/> ANY PROPRIETOR/PARTNER/EXECUTIVE OFFICER/MEMBER EXCLUDED? (If yes, describe under DESCRIPTION OF OPERATIONS below)	N/A	65WBCAE1721	01/11/2014	01/11/2015	<input checked="" type="checkbox"/> SAC STATUS <input type="checkbox"/> BILF EN EL, EACH ACCIDENT \$ 1,000,000 EL, DISEASE - EA EMPLOYEE \$ 1,000,000 EL, DISEASE - POLICY LIMIT \$ 1,000,000
<b>D</b> Professional Liability	X	VUMR0034900	05/18/2013	05/18/2014	See Description

DESCRIPTION OF OPERATIONS / LOCATIONS / VEHICLES (Attach ACORD 101, Additional Remarks Schedule, if more space is required)  
Professional Liab: \$1,000,000 ea wrongful Act/\$1,000,000 Policy Aggregate.  
\$7,500 Deductible per Claim

The General Liability policies includes a blanket automatic additional insured endorsement (Form SS 00 08 04 05) that provides additional insured status to the certificate holder only when there is a written contract between certificate holder that requires it or such status;

The General Liability policies includes a blanket waiver of subrogation endorsement (Form SS 00 08 04 05) that provides this feature only when there is a written contract between the named insured and the certificate holder that requires it.

CERTIFICATE HOLDER Hidalgo County 2812 S. Highway Business 281 Edinburg, TX 78539	CANCELLATION SHOULD ANY OF THE ABOVE DESCRIBED POLICIES BE CANCELLED BEFORE THE EXPIRATION DATE THEREOF, NOTICE WILL BE DELIVERED IN ACCORDANCE WITH THE POLICY PROVISIONS. AUTHORIZED REPRESENTATIVE 
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