

**SEWER LINE MAINTENANCE AGREEMENT**

**STATE OF TEXAS**

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**COUNTY OF HARRIS**

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This agreement is for the connection of sewer from the City of Deer Park, Texas (hereinafter referred to as "City") to the acres of land which is described in Exhibit "A" attached hereto, and owned by 739 Independence, LLC (hereinafter referred to as "Property Owner").

The parties hereby agree that:

- 1) City will request sewer line easement under State Highway 225 from Texas Department of Transportation.
- 2) Property Owner shall pay and install a sewer line from the City's point of connection.
- 3) Property Owner shall abide by all City's codes and ordinances in regards to sewer connection.
- 4) That Property Owner shall not allow any other property owner to connect to the sewer line without the City's express consent given in connection with the annexation of such other property to the City.
- 5) Property Owner or future Property Owners or Assigns will be solely liable for the installation, relocation, repair and replacement or maintenance of the sewer line.

The parties acknowledge that this agreement is so that Property Owner can connect a sewer line from the City of Deer Park.

EXECUTED this 24<sup>th</sup> day of May, 2019.

**CITY OF DEER PARK**

\_\_\_\_\_  
**Jay Stokes**  
**City Manager**

**THE STATE OF TEXAS**

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**COUNTY OF HARRIS**

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This instrument was acknowledged before me on this the \_\_\_\_\_ day of \_\_\_\_\_, 2019 by **JAY STOKES, CITY MANAGER of THE CITY OF DEER PARK** on behalf of **SAME**.

\_\_\_\_\_  
Notary Public in and for the  
State of **TEXAS**

**739 INDEPENDENCE, LLC**

**By: Molto Properties Fund III LLC, its member**

**By: Molto Properties Fund III GP LLC., its managing member**

*Todd A. Naccarato*

**By: TODD A. NACCARATO  
Title: MANAGING PRINCIPAL**

**THE STATE OF ILLINOIS**

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**COUNTY OF DUPAGE**

This instrument was acknowledged before me on this the 24<sup>th</sup> day of May, 2019 by **TODD A. NACCARATO, MANAGING PRINCIPAL OF MOLTO PROPERTIES FUND III GP LLC, the managing member of MOLTO PROPERTIES FUND III LLC, the sole member of 739 INDEPENDENCE, LLC on behalf of SAME.**

ANGELA W WUENSCHEL  
Official Seal  
Notary Public - State of Illinois  
My Commission Expires Sep 30, 2022

*Angela W. Wuenschel*

Notary Public in and for the  
State of **ILLINOIS**