

LETTER AGREEMENT

This Letter Agreement is entered into between the Town of Prosper, Texas ("Town"), the Prosper Independent School District ("PISD") and Facts of Windsong ("Facts"), all of whom hereby agree to the following payment of funds for replacing the existing playground surface material (wood chips) at Windsong Park and replacing same with pour-in-place rubber. The Town, PISD and Facts agree to the following regarding the foregoing construction:

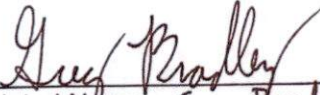
1. At the present time, the estimated cost of construction is \$107,900.00.
2. Facts shall pay \$85,000.00 as its respective portion for said construction. Both the Town and PISD shall pay \$11,500.00 each for said construction as their respective proportionate shares of construction costs. Payment to the contractor shall be made by the Town, and Facts and PISD shall provide their respective payments to the Town, the receipt of which shall be acknowledged by the Town.
3. Town staff shall remove the existing wood chips and shall provide a dumpster for the duration of said construction.
4. In the event of any costs in excess of \$107,900.00, the Town, PISD and Facts shall meet to mutually address such excess costs.

AGREED TO AND ACKNOWLEDGED:

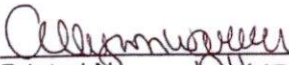
TOWN OF PROSPER, TEXAS


Printed Name: Ron K. Patterson

PROSPER INDEPENDENT SCHOOL DISTRICT


Printed Name: Greg Bradley

FACTS OF WINDSONG


Printed Name: Allison Warren