

## **TERMINATION OF ORIGINAL AGREEMENT**

This Termination of Original Agreement (hereinafter referred to as the "Termination Agreement") is hereby entered into on the \_\_\_ day of \_\_\_\_\_, 2023, by the **SWEENEY ECONOMIC DEVELOPMENT CORPORATION**, a Texas non-profit corporation (hereinafter referred to as the "SEDC") and **DARRELL JAMES** d/b/a Lue Ella's Old Fashion BBQ (hereinafter referred to as the "Developer").

### **RECITALS:**

**WHEREAS**, on or about December 13, 2016, the SEDC and Developer entered into the original Sweeny Economic Development Corporation Grant Agreement concerning the Lue Ella's Old Fashion BBQ located within the City of Sweeny, Texas (hereinafter referred to as the "Original Agreement"); and

**WHEREAS**, Developer has complied with all terms and conditions of the Original Agreement; and

**WHEREAS**, the SEDC and Developer now desire to terminate the Original Agreement and any amendments related thereto.

**NOW, THEREFORE**, for and in consideration of the foregoing premises and other good and valuable consideration, the receipt and adequacy of which are hereby acknowledged, SEDC and Developer covenant and agree as follows:

### **SECTION 1. FINDINGS INCORPORATED.**

The foregoing recitals are hereby incorporated into the body of this Termination Agreement and shall be considered part of the mutual covenants, consideration and promises that bind the parties.

### **SECTION 2. TERMINATION OF ORIGINAL AGREEMENT AND ANY AMENDMENTS.**

- (a) The Original Agreement and any amendments related thereto by and between the SEDC and Developer are hereby terminated.
- (b) SEDC and Developer covenant and agree that each party shall have no further obligation to the other party under the Original Agreement and any amendments related thereto.

**IN WITNESS WHEREOF**, the parties hereto have executed this Termination Agreement on the day and year first above-written (the "Effective Date").

**SEDC:**

***SWEENEY ECONOMIC  
DEVELOPMENT CORPORATION,***  
a Texas non-profit corporation

By: \_\_\_\_\_

, President

Date Signed: \_\_\_\_\_

**DEVELOPER:**

***DARRELL JAMES***

By: \_\_\_\_\_

Date Signed: \_\_\_\_\_