

## REVIEW BY FORT BEND COUNTY COMMISSIONERS COURT

On this 3rd day of May, 2016, Commissioners Court came on to be heard and reviewed the accompanying notice of Lone Star Oil & Gas Consulting / Aspect Energy, LLC  
Job Location JC Wicks Rd, Needville, TX 77461  
Date 4/19/2016 Bond No. LPM9216852, Permit No. 2016-6719 to make use of certain Fort Bend County property subject to, "A Revised Order Regulating the Laying, Construction, Maintenance, and Repair of Buried Cables, Conduits, and Pole Lines, In, Under, Across or Along Roads, Streets, Highways, and Drainage Ditches in Fort Bend County, Texas, Under the Jurisdiction of the Commissioners Court of Fort Bend County, Texas," as passed by the Commissioners Court of Fort Bend County, Texas the 3rd day of August, 1987, recorded in Volume \_\_\_\_\_ of the Minutes of the Commissioners Court of Fort Bend County, Texas, to the extent that such order is not inconsistent with Article 1436a, Vernon's Texas Civil Statutes. Upon Motion of Commissioner \_\_\_\_\_, seconded by Commissioner \_\_\_\_\_, duly put and carried, it is ORDERED, ADJUDGED AND DECREED that said notice of said above purpose is hereby acknowledged by the Commissioners Court of Fort Bend County, Texas, and that said notice be placed on record according to the regulation order thereof.

### Notes:

1. Evidence of review by the Commissioners Court must be kept on the job site and failure to do so constitutes grounds for job shutdown.
2. Written notices are required:
  - a. 48 hours in advance of construction start up, and
  - b. when construction is completed and ready for final inspectionMail notices to: Permit Administrator  
Fort Bend County Engineering  
301 Jackson Street  
Richmond, Texas 77469  
281-633-7500
3. This permit expires one (1) year from date of permit if construction has not commenced.

By: Charles O. Dy  
for County Engineer

By: N/A

Drainage District Engineer/Manager

Presented to Commissioners Court and approved.  
Recorded in Volume \_\_\_\_\_

Minutes of Commissioners Court

Clerk of Commissioners Court

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

## Engineering Department

Phone: (281) 633-7500

## Permit No. 2016-6719

X (1) Complete Application Form:

|   |                             |
|---|-----------------------------|
| X | c. Plans and specifications |
|---|-----------------------------|

Perpetual bond currently posted.

Amount:

Amount: \$5,000.00

Cashier's Check

Amount:

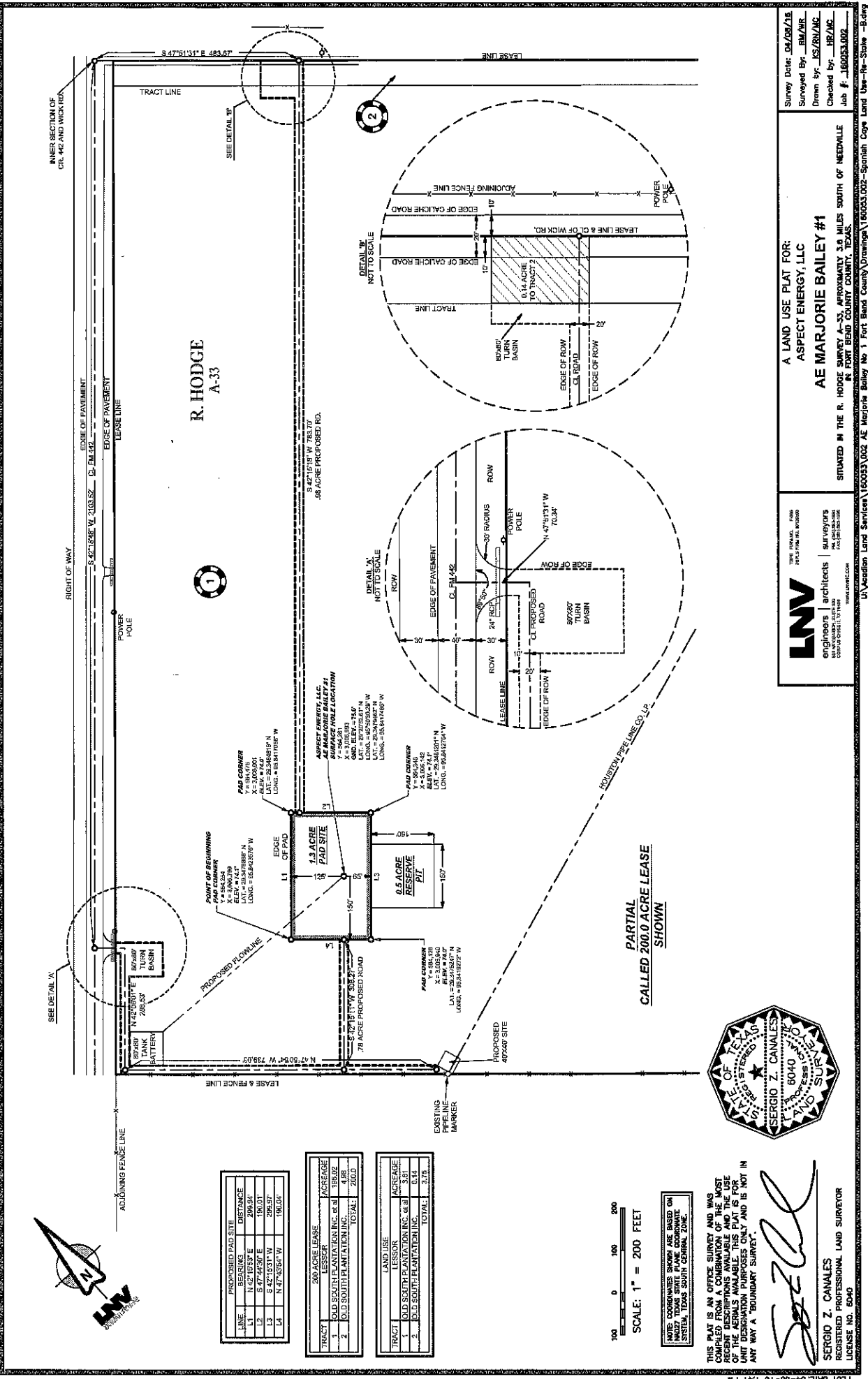
Date \_\_\_\_\_

Date \_\_\_\_\_

Drainage District Approval when applicable

*J. Ortega CFM*

4/19/2016  
Date



Survey Date: 04/09/16  
 Surveyed By: RW/MR  
 Drawn By: JS/RN/MC  
 Checked By: JR/MC  
 Job #: 160053.002

A LAND USE PLAT FOR:  
**ASPECT ENERGY, LLC**  
**AE MARJORIE BAILEY #1**  
 SITUATED IN THE R. HODGE SURVEY A-33, APPROXIMATELY 3.6 MILES SOUTH OF NEEDVILLE  
 IN FORT BEND COUNTY, TEXAS.

**LNV**  
 engineers | architects  
 10000 DOWNEY LANE  
 DALLAS, TEXAS 75243  
 TEL: 214-353-1000  
 WWW.LNVINC.COM

Survey Date: 04/09/16  
 Surveyed By: RW/MR  
 Drawn By: JS/RN/MC  
 Checked By: JR/MC  
 Job #: 160053.002



*SZC*  
**SERGIO Z. CANALES**  
 REGISTERED PROFESSIONAL LAND SURVEYOR  
 LICENSE NO. 6040

THIS PLAT IS AN OFFICE SURVEY AND WAS  
 PREPARED BY THE SURVEYOR OR UNDER  
 HIS CLOSE PERSONAL SUPERVISION AND  
 COMPLETION OF THE SURVEY. THE  
 RECENT DESCRIPTIONS AVAILABLE AND THE  
 USE OF THE AERIALS AVAILABLE. THIS PLAT IS FOR  
 UNIT DESIGNATION PURPOSES ONLY AND IS NOT IN  
 ANY WAY A "BOUNDARY SURVEY".

SCALE: 1" = 200 FEET

| PROPOSED PAD SITE |               |          |
|-------------------|---------------|----------|
| LINE              | BEARING       | DISTANCE |
| 1                 | N 47°50'54" W | 190.00'  |
| 2                 | S 47°45'31" E | 190.00'  |
| 3                 | S 47°45'31" W | 284.87'  |
| 4                 | N 47°43'52" W | 190.00'  |

| 200.0 ACRE LEASE |                                 |         |
|------------------|---------------------------------|---------|
| TRACT            | LESSOR                          | ACREAGE |
| 1                | OLD SOUTH PLANTATION INC. et al | 195.02  |
| 2                | OLD SOUTH PLANTATION INC.       | 4.98    |
| TOTAL:           |                                 | 200.0   |

| LAND USE |                                 |         |
|----------|---------------------------------|---------|
| TRACT    | LESSOR                          | ACREAGE |
| 1        | OLD SOUTH PLANTATION INC. et al | 195.02  |
| 2        | OLD SOUTH PLANTATION INC.       | 4.98    |
| TOTAL:   |                                 | 200.0   |

NOTE: COORDINATES SHOWN ARE BASED ON  
 NORTH TEXAS STATE COORDINATE  
 SYSTEM TEXAS SOUTH ZONE, ZONE 16N

**PERFORMANCE BOND COVERING ALL CABLE, CONDUIT AND/OR POLE LINE  
ACTIVITY IN, UNDER, ACROSS OR ALONG FORT BEND COUNTY ROAD**

**AUTHORIZED**

BOND NO LPM9216852

THE STATE OF TEXAS

§

**KNOW ALL MEN BY THESE PRESENTS:**

COUNTY OF FORT BEND

§

THAT WE, Aspect Energy, LLC whose address is 1775 Sherman Street, Suite 2400, Denver, CO 80203 Texas, hereinafter called the Principal, And Fidelity and Deposit Company of Maryland, a Corporation existing under and by virtue of the laws of the state of MD and authorized to do an indemnifying business in the state of Texas, and whose principal office is located at 1400 American Lane, Tower I, 18th Floor, Schaumburg, IL 60196-1056, whose officer residing in the State of Texas, authorized to accept service in all suits and actions brought whining said state is Nick Enders and Whose address is 15303 Dallas Parkway, Suite 800, Addison, TX 75001, hereinafter called the Surety, and held and firmly bound unto, Robert e. Hebert, County Judge of Fort Bend County, Texas, or his successors in office, in the full sum of Five Thousand and 00/100----- Dollars (\$ 5,000.00 ) current, lawful money of the United States of America, to be paid to said Robert E. Hebert, County Judge of Fort Bend County, Texas, or his successors in office, to which payment well and truly to be made and done, we, the undersigned, bind ourselves and each of us, our heirs, executors, administrators, successors, assigns, and legal representatives, jointly and severally, by these presents.

THE CONDITION OF THIS BOND IS SUCH THAT, WHEREAS, the above bounden principal contemplates laying, constructing, maintaining and/or repairing one or more cables, conduits, and/or pole lines in, under, across and/or along roads, streets and highways, commercial driveway and median openings or modifications in the County of Fort Bend, and the State of Texas, under the jurisdiction of the Commissioners' Court of Fort Bend County, Texas, pursuant to the Commissioners' Court order adopted on the 1st day of December, A.D. 1980, recorded in Volume 13, of the Commissioners' Court Minutes of Fort Bend County, Texas, regulating same, which Commissioners' Court order is hereby referred to and made a part hereof for all purposes as though fully set out herein;

AND WHEREAS, the principal desires to provide Fort Bend County with a performance bond covering all such cable, conduit and/or pole line activity, commercial driveway and median openings or modifications;

NOW, THEREFORE, if the above bounden principal shall faithfully perform all its cable, conduit and/or pole line activity (including, but not limited to the laying, construction, maintenance and/or repair of cables, conduits and/or pole lines) in, under, across and/or along roads, streets and highways, commercial driveway and median openings or modifications in the County of Fort Bend and State of Texas, under the jurisdiction of the Commissioners Court of Fort Bend County, Texas, pursuant to and in accordance with minimum requirements and conditions of the above mentioned Commissioners' Court order set forth and specified to be by said principal done and performed, at the time and in the manner therein specified, and shall pay over and make good and reimburse Fort Bend County, all loss and damages which Fort Bend County may sustain by reason of any failure or default on the part of said principal, then this obligation shall be null and void, otherwise to remain in full force and effect.

This bond is payable at the County Courthouse in the County of Fort Bend and State of Texas.

It is understood that at any time Fort Bend County deems itself insecure under this bond, it may require further and/or additional bonds of the principal.

EXECUTED this 12th day of April, 20 16.

Aspect Energy, LLC

PRINCIPAL

BY

Fidelity and Deposit Company of Maryland

SURETY

BY Lisa A. Ward, Attorney-In-Fact

## EXTRACT FROM BY-LAWS OF THE COMPANIES

"Article V, Section 8, Attorneys-in-Fact. The Chief Executive Officer, the President, or any Executive Vice President or Vice President may, by written instrument under the attested corporate seal, appoint attorneys-in-fact with authority to execute bonds, policies, recognizances, stipulations, undertakings, or other like instruments on behalf of the Company, and may authorize any officer or any such attorney-in-fact to affix the corporate seal thereto; and may with or without cause modify or revoke any such appointment or authority at any time."

### CERTIFICATE

I, the undersigned, Vice President of the ZURICH AMERICAN INSURANCE COMPANY, the COLONIAL AMERICAN CASUALTY AND SURETY COMPANY, and the FIDELITY AND DEPOSIT COMPANY OF MARYLAND, do hereby certify that the foregoing Power of Attorney is still in full force and effect on the date of this certificate; and I do further certify that Article V, Section 8, of the By-Laws of the Companies is still in force.

This Power of Attorney and Certificate may be signed by facsimile under and by authority of the following resolution of the Board of Directors of the ZURICH AMERICAN INSURANCE COMPANY at a meeting duly called and held on the 15th day of December 1998.

RESOLVED: "That the signature of the President or a Vice President and the attesting signature of a Secretary or an Assistant Secretary and the Seal of the Company may be affixed by facsimile on any Power of Attorney...Any such Power or any certificate thereof bearing such facsimile signature and seal shall be valid and binding on the Company."

This Power of Attorney and Certificate may be signed by facsimile under and by authority of the following resolution of the Board of Directors of the COLONIAL AMERICAN CASUALTY AND SURETY COMPANY at a meeting duly called and held on the 5th day of May, 1994, and the following resolution of the Board of Directors of the FIDELITY AND DEPOSIT COMPANY OF MARYLAND at a meeting duly called and held on the 10th day of May, 1990.

RESOLVED: "That the facsimile or mechanically reproduced seal of the company and facsimile or mechanically reproduced signature of any Vice-President, Secretary, or Assistant Secretary of the Company, whether made heretofore or hereafter, wherever appearing upon a certified copy of any power of attorney issued by the Company, shall be valid and binding upon the Company with the same force and effect as though manually affixed.

IN TESTIMONY WHEREOF, I have hereunto subscribed my name and affixed the corporate seals of the said Companies,  
this 12th day of April, 20 16.



Thomas O. McClellan, Vice President

**ZURICH AMERICAN INSURANCE COMPANY  
COLONIAL AMERICAN CASUALTY AND SURETY COMPANY  
FIDELITY AND DEPOSIT COMPANY OF MARYLAND  
POWER OF ATTORNEY**

KNOW ALL MEN BY THESE PRESENTS: That the ZURICH AMERICAN INSURANCE COMPANY, a corporation of the State of New York, the COLONIAL AMERICAN CASUALTY AND SURETY COMPANY, a corporation of the State of Maryland, and the FIDELITY AND DEPOSIT COMPANY OF MARYLAND a corporation of the State of Maryland (herein collectively called the "Companies"), by **GERALD F. HALEY, Vice President**, in pursuance of authority granted by Article V, Section 8, of the By-Laws of said Companies, which are set forth on the reverse side hereof and are hereby certified to be in full force and effect on the date hereof, do hereby nominate, constitute, and appoint **Michael J. HERROD, Nancy THOMAS, Wendy W. STUCKEY, Lupe TYLER, Lisa A. WARD, Roger SMIDDY, Margaret BUBOLTZ, Anoop CHAWLA ADLAKHA and Myisha S. JEFFERSON**, all of Houston, Texas, **EACH** its true and lawful agent and Attorney-in-Fact, to make, execute, seal and deliver, for, and on its behalf as surety, and as its act and deed: **any and all bonds and undertakings, EXCEPT bonds on behalf of Independent Executors, Community Survivors and Community Guardians.** and the execution of such bonds or undertakings in pursuance of these presents, shall be as binding upon said Companies, as fully and amply, to all intents and purposes, as if they had been duly executed and acknowledged by the regularly elected officers of the ZURICH AMERICAN INSURANCE COMPANY at its office in New York, New York., the regularly elected officers of the COLONIAL AMERICAN CASUALTY AND SURETY COMPANY at its office in Owings Mills, Maryland., and the regularly elected officers of the FIDELITY AND DEPOSIT COMPANY OF MARYLAND at its office in Owings Mills, Maryland., in their own proper persons.

The said Vice President does hereby certify that the extract set forth on the reverse side hereof is a true copy of Article V, Section 8, of the By-Laws of said Companies, and is now in force.

IN WITNESS WHEREOF, the said Vice-President has hereunto subscribed his/her names and affixed the Corporate Seals of the said **ZURICH AMERICAN INSURANCE COMPANY, COLONIAL AMERICAN CASUALTY AND SURETY COMPANY, and FIDELITY AND DEPOSIT COMPANY OF MARYLAND**, this 16th day of March, A.D. 2015.

ATTEST:

**ZURICH AMERICAN INSURANCE COMPANY  
COLONIAL AMERICAN CASUALTY AND SURETY COMPANY  
FIDELITY AND DEPOSIT COMPANY OF MARYLAND**



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

*Secretary*  
*Michael McKibben*

*Gerald F. Haley*  
\_\_\_\_\_

*Vice President*  
*Gerald F. Haley*

State of Maryland  
County of Baltimore

On this 16th day of March, A.D. 2015, before the subscriber, a Notary Public of the State of Maryland, duly commissioned and qualified, **GERALD F. HALEY, Vice President, and MICHAEL MCKIBBEN, Secretary**, of the Companies, to me personally known to be the individuals and officers described in and who executed the preceding instrument, and acknowledged the execution of same, and being by me duly sworn, depose and saith, that he/she is the said officer of the Company aforesaid, and that the seals affixed to the preceding instrument are the Corporate Seals of said Companies, and that the said Corporate Seals and the signature as such officer were duly affixed and subscribed to the said instrument by the authority and direction of the said Corporations.

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed my Official Seal the day and year first above written.

*Maria D. Adamski*  
\_\_\_\_\_

*Maria D. Adamski, Notary Public*  
My Commission Expires: July 8, 2019





# Fidelity and Deposit Company of Maryland

Home Office: P.O. Box 1227, Baltimore, MD 21203-1227

## IMPORTANT NOTICE

To obtain information or make a complaint:

You may call the Fidelity and Deposit Company of Maryland, Colonial American Casualty and Surety Company, and/or Zurich American Insurance Company's toll-free telephone number for information or to make a complaint at:

**1-800-654-5155**

You may contact the Texas Department of Insurance to obtain information on companies, coverages, rights, or complaints at:

**1-800-252-3439**

You may write the Texas Department of Insurance:

**P.O. Box 149104  
Austin, TX 78714-9104  
FAX # (512) 475-1771**

**PREMIUM OR CLAIM DISPUTES:** Should you have a dispute concerning the premium or about a claim, you should first contact Fidelity and Deposit Company of Maryland or Colonial American Casualty and Surety Company. If the dispute is not resolved, you may contact the Texas Department of Insurance.

**ATTACH THIS NOTICE TO YOUR POLICY:** This notice is for information only and does not become a part or condition of the attached document.