



**REVIEW BY FORT BEND COUNTY  
COMMISSIONERS COURT**

**Fort Bend County  
Engineering Department**  
301 Jackson Suite 401  
Richmond, Texas 77469  
281.633.7500  
[Permits@fortbendcountytx.gov](mailto:Permits@fortbendcountytx.gov)

**Right of Way Permit**

**Commercial Driveway Permit**

Permit No: 2018-24163

**Applicant:** Royal Hearts Homes, LLC/Alvarado Group Mgmt

**Job Location Site:** 1226 Mulberry Farm Lane, Richmond, TX 77469

**Bond No.**                      **Date of Bond:** 1/22/2019 **Amount:** \$5,000.00

The above applicant came to make use of certain Fort Bend County property subject to, "The 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, of the Minutes of the Commissioners Court of Fort Bend County, Texas, to the extent that such order is not inconsistent with Chapter 181, Vernon's Texas Statutes and Codes Annotated.

**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 inspection, submit notification to Permit Administrator thru [MyGovernmentOnline.org](http://MyGovernmentOnline.org) portal.
3. This permit expires one (1) year from date of permit if construction has not commenced.
4. This permit applies to work performed within right-of-ways owned and maintained by Fort Bend County only, and it is the responsibility of the applicant to acquire all other necessary permits.

On this 12th day of March, 2019, 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.

**Signature**

Presented to Commissioners Court and approved.

By:   
County Engineer

Date Recorded \_\_\_\_\_ Comm. Court No. \_\_\_\_\_

Clerk of Commissioners Court

By: N/A  
Drainage District Engineer/Manager

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



**PERMIT APPLICATION REVIEW FORM FOR  
CABLE, CONDUIT, AND POLE LINE ACTIVITY  
IN FORT BEND COUNTY**

**Fort Bend County  
Engineering Department**  
301 Jackson Suite 401  
Richmond, Texas 77469  
281.633.7500  
[Permits@fortbendcountytx.gov](mailto:Permits@fortbendcountytx.gov)

- Right of Way Permit  
 Commercial Driveway Permit

Permit No: 2018-24163

The following "Notice of Proposed Cable, Conduit, and/or Pole Line activity in Fort Bend County" and accompanying attachments have been reviewed and the notice conforms to appropriate regulations set by Commissioner's Court of Fort Bend County, Texas.

**(1) COMPLETE APPLICATION FORM:**

- a. Name of road, street, and/or drainage ditch affected.  
 b. Vicinity map showing course of directions  
 c. Plans and specifications

**(2) BOND:**

- County Attorney, approval when applicable.
- Perpetual bond currently posted.      Bond No: \_\_\_\_\_      Amount: \_\_\_\_\_
- Performance bond submitted.      Bond No: ██████████      Amount: \$5,000.00
- Cashier's Check      Check No: \_\_\_\_\_      Amount: \_\_\_\_\_

**(3) DRAINAGE DISTRICT APPROVAL (WHEN APPLICABLE):**

\_\_\_\_\_  
Drainage District Approval

\_\_\_\_\_  
Date

**We have reviewed this project and agree it meets minimum requirements.**

  
\_\_\_\_\_  
Permit Administrator

3/4/2019

\_\_\_\_\_  
Date

Effective Date: January 22nd, 2019

**PERFORMANCE BOND COVERING ALL CABLE, CONDUIT AND/OR POLE LINE  
ACTIVITY IN, UNDER, ACROSS OR ALONG FORT BEND COUNTY ROAD,  
COMMERCIAL DRIVEWAY AND MEDIAN OPENINGS OR MODIFICATIONS  
(AUTHORIZED)**

BOND NO [REDACTED]

THE STATE OF TEXAS §  
COUNTY OF FORT BEND §

KNOW ALL MEN BY THESE PRESENTS:

THAT WE, Royal Hearts Homes, LLC  
whose (address, phone) is 13103 Orchard Mill Dr., Richmond, TX 77407

Texas,  
hereinafter called the Principal, and WESTERN SURETY COMPANY, a Corporation existing under and  
by virtue of the laws of the state of South Dakota and authorized to do an indemnifying business in the state of  
Texas, and whose principal office is located at (name/address/phone) P.O. Box 5077, Sioux Falls,  
SD 57117-5077, (605) 336-0850, whose officer residing in the State of Texas, authorized to accept service in all  
suits and actions brought whining said state is F S I A Cynthia M. Lawrence  
and whose address is 810 Hwy 6 S., Ste. 201B, Houston, TX 77079,

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 22nd day of January, 2019.



PRINCIPAL \_\_\_\_\_  
BY \_\_\_\_\_

WESTERN SURETY COMPANY  
SURETY \_\_\_\_\_  
BY \_\_\_\_\_

*Cynthia M. Lawrence*

# Western Surety Company

## POWER OF ATTORNEY

### KNOW ALL MEN BY THESE PRESENTS:

That WESTERN SURETY COMPANY, a corporation organized and existing under the laws of the State of South Dakota, and authorized and licensed to do business in the States of Alabama, Alaska, Arizona, Arkansas, California, Colorado, Connecticut, Delaware, District of Columbia, Florida, Georgia, Hawaii, Idaho, Illinois, Indiana, Iowa, Kansas, Kentucky, Louisiana, Maine, Maryland, Massachusetts, Michigan, Minnesota, Mississippi, Missouri, Montana, Nebraska, Nevada, New Hampshire, New Jersey, New Mexico, New York, North Carolina, North Dakota, Ohio, Oklahoma, Oregon, Pennsylvania, Rhode Island, South Carolina, South Dakota, Tennessee, Texas, Utah, Vermont, Virginia, Washington, West Virginia, Wisconsin, Wyoming, and the United States of America, does hereby make, constitute and appoint

Cynthia Martin Lawrence of Houston, State of Texas, with limited authority, its true and lawful Attorney-in-Fact, will full power and authority hereby conferred to sign, execute, acknowledge and deliver for and on its behalf as Surety and as its act and deed, the following bond:

Cable, Conduit and/or Pole line Activity in, under, across or along County Roads  
One County of Fort Bend

bond with bond number [REDACTED]

for Royal Hearts Homes, LLC  
as Principal in the penalty amount not to exceed: \$5,000.00

Western Surety Company further certifies that the following is a true and exact copy of Section 7 of the by-laws of Western Surety Company duly adopted and now in force, to-wit:

Section 7. All bonds, policies, undertakings, Powers of Attorney, or other obligations of the corporation shall be executed in the corporate name of the Company by the President, Secretary, any Assistant Secretary, Treasurer, or any Vice President, or by such other officers as the Board of Directors may authorize. The President, any Vice President, Secretary, any Assistant Secretary, or the Treasurer may appoint Attorneys-in-Fact or agents who shall have authority to issue bonds, policies, or undertakings in the name of the Company. The corporate seal is not necessary for the validity of any bonds, policies, undertakings, Powers of Attorney or other obligations of the corporation. The signature of any such officer and the corporate seal may be printed by facsimile.

In Witness Whereof, the said WESTERN SURETY COMPANY has caused these presents to be executed by its Vice President with the corporate seal affixed this 22nd day of January, 2019.

ATTEST

A. Vietor  
A. Vietor, Assistant Secretary

WESTERN SURETY COMPANY  
By Paul T. Bruflat  
Paul T. Bruflat, Vice President



STATE OF SOUTH DAKOTA }  
COUNTY OF MINNEHAHA } ss

On this 22nd day of January, 2019, before me, a Notary Public, personally appeared Paul T. Bruflat and A. Vietor

who, being by me duly sworn, acknowledged that they signed the above Power of Attorney as Vice President and Assistant Secretary, respectively, of the said WESTERN SURETY COMPANY, and acknowledged said instrument to be the voluntary act and deed of said Corporation.

SEAL NOTARY PUBLIC SEAL  
**J. MOHR**  
NOTARY PUBLIC  
SOUTH DAKOTA  
My Commission Expires June 23, 2021

J. Mohr  
Notary Public

To validate bond authenticity, go to [www.cnasurety.com](http://www.cnasurety.com) > Owner/Obligee Services > Validate Bond Coverage.