



**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@fortbendcountytexas.gov

☒ **Right of Way Permit**
☐ **Commercial Driveway Permit**

Permit No: 2021-50851

Applicant: Northtex Construction LLC

Job Location Site: Intersection Sienna Pkwy & Waters Lake Blvd Drive, Missouri City, TX 77459

Bond No. **Date of Bond:** 12/3/2021 **Amount:** \$70,000.00

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](https://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 and permissions.

On this 21st day of December, 2021, 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

By: 
County Engineer

N/A

By: _____
Drainage District Engineer/Manager

Presented to Commissioners Court and approved.

Date Recorded _____ Comm. Court No. _____

Clerk of Commissioners Court

By: _____
Deputy



REVIEW BY FORT BEND COUNTY
COMMISSIONERS COURT

Fort Bend County
Engineering Department

301 Jackson Suite 401
Richmond, Texas 77469
281.633.7500

Permits@fortbendcountytexas.gov

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Right of Way Permit

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Commercial Driveway Permit

Permit No: 2021-50851

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: [REDACTED]

Amount: \$70,000.00

☐

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

12/10/2021

Date

**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 §

KNOW ALL MEN BY THESE PRESENTS:

COUNTY OF FORT BEND §

THAT WE, Northtex Construction LLC whose (address, phone) is P.O. Box 38444
Houston, TX 77238 832-409-5740 Texas, hereinafter called the Principal, and Atlantic Specialty Insurance Company, a
 Corporation existing under and by virtue of the laws of the state of NY and authorized to do an indemnifying
 business in the state of Texas, and whose principal office is located at (name/address/phone) Atlantic Specialty Insurance Company
605 Highway 169 North, Suite 800, Plymouth, MN 55441, whose officer residing in the State of Texas, authorized to accept
 service in all suits and actions brought within said state is Rebecca Garza, Attorney-in-Fact
Assurance, L.L.C. and whose address is 26623 Oak Ridge
Drive, The Woodlands, TX 77380, hereinafter called the Surety, and held and firmly bound unto, KP George, County Judge of
Fort Bend County, Texas, or his successors in office, in the full sum of Seventy Thousand Dollars and 00/100
Dollars (\$ 70,000.00) current, lawful money of the United States of America, to be paid to said KP George,
 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 3rd day of December, 2021.

Northtex Construction LLC

PRINCIPAL

BY [Signature] Ruben Amerquiti

Atlantic Specialty Insurance Company

SURETY

BY [Signature] Rebecca Garza, Attorney-in-Fact





Power of Attorney

Surety Bond No: 800129185

Principal: Northtex Construction LLC

Obligee: Harris County and Harris County Flood Control

KNOW ALL MEN BY THESE PRESENTS, that ATLANTIC SPECIALTY INSURANCE COMPANY, a New York corporation with its principal office in Plymouth, Minnesota, does hereby constitute and appoint: Rebecca Garza, each individually if there be more than one named, its true and lawful Attorney-in-Fact, to make, execute, seal and deliver, for and on its behalf as surety, any and all bonds, recognizances, contracts of indemnity, and all other writings obligatory in the nature thereof; provided that no bond or undertaking executed under this authority shall exceed in amount the sum of: **sixty million dollars (\$60,000,000)** and the execution of such bonds, recognizances, contracts of indemnity, and all other writings obligatory in the nature thereof in pursuance of these presents, shall be as binding upon said Company as if they had been fully signed by an authorized officer of the Company and sealed with the Company seal. This Power of Attorney is made and executed by authority of the following resolutions adopted by the Board of Directors of ATLANTIC SPECIALTY INSURANCE COMPANY on the twenty-fifth day of September, 2012:

Resolved: That the President, any Senior Vice President or Vice-President (each an "Authorized Officer") may execute for and in behalf of the Company any and all bonds, recognizances, contracts of indemnity, and all other writings obligatory in the nature thereof, and affix the seal of the Company thereto; and that the Authorized Officer may appoint and authorize an Attorney-in-Fact to execute on behalf of the Company any and all such instruments and to affix the Company seal thereto; and that the Authorized Officer may at any time remove any such Attorney-in-Fact and revoke all power and authority given to any such Attorney-in-Fact.

Resolved: That the Attorney-in-Fact may be given full power and authority to execute for and in the name and on behalf of the Company any and all bonds, recognizances, contracts of indemnity, and all other writings obligatory in the nature thereof, and any such instrument executed by any such Attorney-in-Fact shall be as binding upon the Company as if signed and sealed by an Authorized Officer and, further, the Attorney-in-Fact is hereby authorized to verify any affidavit required to be attached to bonds, recognizances, contracts of indemnity, and all other writings obligatory in the nature thereof.

This power of attorney is signed and sealed by facsimile under the authority of the following Resolution adopted by the Board of Directors of ATLANTIC SPECIALTY INSURANCE COMPANY on the twenty-fifth day of September, 2012:

Resolved: That the signature of an Authorized Officer, the signature of the Secretary or the Assistant Secretary, and the Company seal may be affixed by facsimile to any power of attorney or to any certificate relating thereto appointing an Attorney-in-Fact for purposes only of executing and sealing any bond, undertaking, recognizance or other written obligation in the nature thereof, and any such signature and seal where so used, being hereby adopted by the Company as the original signature of such officer and the original seal of the Company, to be valid and binding upon the Company with the same force and effect as though manually affixed.

IN WITNESS WHEREOF, ATLANTIC SPECIALTY INSURANCE COMPANY has caused these presents to be signed by an Authorized Officer and the seal of the Company to be affixed this fifth day of March, 2020.

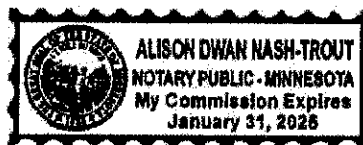
STATE OF MINNESOTA
HENNEPIN COUNTY



By

Paul J. Brehm, Senior Vice President

On this fifth day of March, 2020, before me personally came Paul J. Brehm, Senior Vice President of ATLANTIC SPECIALTY INSURANCE COMPANY, to me personally known to be the individual and officer described in and who executed the preceding instrument, and he acknowledged the execution of the same, and being by me duly sworn, that he is the said officer of the Company aforesaid, and that the seal affixed to the preceding instrument is the seal of said Company and that the said seal and the signature as such officer was duly affixed and subscribed to the said instrument by the authority and at the direction of the Company.



Notary Public

I, the undersigned, Assistant Secretary of ATLANTIC SPECIALTY INSURANCE COMPANY, a New York Corporation, do hereby certify that the foregoing power of attorney is in full force and has not been revoked, and the resolutions set forth above are now in force.

Signed and sealed. Dated 3rd day of December, 2021.



Christopher V. Jerry, Secretary

IMPORTANT NOTICE

To obtain information or make a complaint:

You may contact your agent.

You may call your Insurance Carrier's toll-free telephone number for information or to make a complaint at:

1-800-321-2721

You may also write to your Insurance Carrier
at

Atlantic Specialty Insurance Company
Paralegal

605 Highway 169 North, Suite 800
Plymouth, MN 55441

1-781-332-7671

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) 490-1007

Web: www.tdi.texas.gov

E-mail: ConsumerProtection@tdi.texas.gov

PREMIUM OR CLAIM DISPUTES: Should
you have a dispute concerning your premium
or about a claim you should contact the agent
first. 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.

AVISO IMPORTANTE

Para obtener informacion o para someter una queja:

Puede comunicarse con su agente.

Usted puede llamar al numero de telefono gratis de su
compañía de seguros para informacion o para someter
una queja al:

1-800-321-2721

Usted tambien puede escribir a su compañía
de seguros en:

Atlantic Specialty Insurance Company
Paralegal

605 Highway 169 North, Suite 800
Plymouth, MN 55441

1-781-332-7671

Puede comunicarse con el Departamento de Seguros de
Texas para obtener informacion acerca de companias,
coberturas, derechos o quejas al:

1-800-252-3439

Puede escribir al Departamento de Seguros de
Texas:

P.O. Box 149104, Austin, TX 78714

Fax: (512) 490-1007

Web: www.tdi.texas.gov

E-mail: ConsumerProtection@tdi.texas.gov

DISPUTAS SOBRE PRIMAS □ RECLAMOS: Si tiene
una disputa concerniente a su prima o a un reclamo, debe
comunicarse con el agente primero. Si no se resuelve la
disputa, puede entonces comunicarse con el
departamento (TDI).

UNA ESTE AVISO A SU POLIZA: Este aviso es solo
para proposito de informacion y no se convierte en parte
condicion del documento adjunto.