

REVIEW BY FORT BEND COUNTY COMMISSIONERS COURT

On this 22 day of SEPTEMBER, 2009, before the Fort Bend Commissioners Court came on to be heard and reviewed the accompanying notice of REDDICO CONSTRUCTION COMPANY INC.

Job Location MORTON

Dated 09/08/09 BOND NO. 230 55 59 Permit No. 83685

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, date 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 Statues. Upon Motion of Commissioner Meyers, seconded by Commissioner Patterson, duly put and carried, it is ORDERED, ADJUGED 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 inspection

Mail notices to: Permit Administrator
Fort Bend County Engineering
P.O. Box 1449
Rosenberg, Texas 77471
281-633-7500

- 3. This permit expires one (1) year from date of permit if construction has not commenced.

By [Signature]
County Engineer

Presented to Commissioners Court and approved.
Recorded in Volume 9-22-09
Minutes of Commissioners Court.

By N/A
Drainage District Engineer/Manager

Clerk of Commissioners Court
By [Signature]
Deputy

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 230 55 59

THE STATE OF TEXAS §

KNOW ALL MEN BY THESE PRESENTS:

COUNTY OF FORT BEND §

THAT WE, Reddico Construction Company, Inc. whose address is 10083 FM 1484, Conroe, TX 77303, Texas, hereinafter called the Principal, and Insurance Company of the West, a Corporation existing under and by virtue of the laws of the State of California and authorized to do an indemnifying business in the State of Texas, and whose principal office is located at 11455 El Camino Real, San Diego, CA, whose officer residing in the State of Texas, authorized to accept service in all suits and actions brought within said State is * and whose address is 6575 W Loop S, #230, Bellaire, TX 77401, 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 & No/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. *Roger L. Hambrick

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;

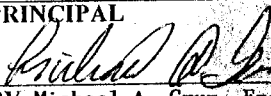
NOW, THEREFORE, if the above bounden principal shall faithfully perform all its cable, conduit and/or pole line activity (including, but not limited to the laying, construction, maintenance and/or repair of cables, conduits and/or pole lines) in, under, across and/or along roads, streets and highways, 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 1st day of September, 20 09

Reddico Construction Company, Inc.
PRINCIPAL


BY Michael A. Gruy, Executive Vice
President

Insurance Company of the West
SURETY


BY Nancy T. Berry, Attorney In-Fact

ICW GROUP
Power of Attorney
Insurance Company of the West
Explorer Insurance Company Independence Casualty and Surety Company

KNOW ALL MEN BY THESE PRESENTS: That Insurance Company of the West, a Corporation duly organized under the laws of the State of California, Explorer Insurance Company, a Corporation duly organized under the laws of the State of California, and Independence Casualty and Surety Company, a Corporation duly organized under the laws of the State of Texas, (collectively referred to as the "Companies"), do hereby appoint

STEVE W BERRY, NANCY T. BERRY, MORRIS D. PLAGENS, JR., KIMBERLY J. SMITH, BARBARA A. BURCHAM

their true and lawful Attorney(s)-in-Fact with authority to date, execute, sign, seal, and deliver on behalf of the Companies, fidelity and surety bonds, undertakings, and other similar contracts of suretyship, and any related documents.

In witness whereof, the Companies have caused these presents to be executed by its duly authorized officers this 2nd day of January, 2008.



INSURANCE COMPANY OF THE WEST
EXPLORER INSURANCE COMPANY
INDEPENDENCE CASUALTY AND SURETY COMPANY

Jeffrey D. Sweeney, Assistant Secretary

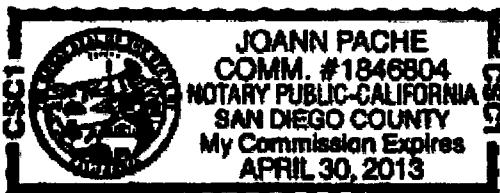
J. Douglas Browne, Senior Vice President

State of California) ss.
County of San Diego

On May 21, 2009, before me, JoAnn Pache, Notary Public, personally appeared J. Douglas Browne and Jeffrey D. Sweeney, who proved to me on the basis of satisfactory evidence to be the person(s) whose name(s) is/are subscribed to the within instrument, and acknowledged to me that they executed the same in their authorized capacities, and that by their signatures on the instrument, the entity upon behalf of which the persons acted, executed the instrument.

I certify under PENALTY OF PERJURY under the laws of the State of California that the foregoing paragraph is true and correct.

Witness my hand and official seal.



JoAnn Pache, Notary Public

RESOLUTIONS

This Power of Attorney is granted and is signed, sealed and notarized with facsimile signatures and seals under authority of the following resolutions adopted by the respective Boards of Directors of each of the Companies:

"RESOLVED: That the President, an Executive or Senior Vice President of the Company, together with the Secretary or any Assistant Secretary, are hereby authorized to execute Powers of Attorney appointing the person(s) named as Attorney(s)-in-Fact to date, execute, sign, seal, and deliver on behalf of the Company, fidelity and surety bonds, undertakings, and other similar contracts of suretyship, and any related documents.

RESOLVED FURTHER: That the signatures of the officers making the appointment, and the signature of any officer certifying the validity and current status of the appointment, may be facsimile representations of those signatures; and the signature and seal of any notary, and the seal of the Company, may be facsimile representations of those signatures and seals, and such facsimile representations shall have the same force and effect as if manually affixed. The facsimile representations referred to herein may be affixed by stamping, printing, typing, or photocopying."

CERTIFICATE

I, the undersigned, Assistant Secretary of Insurance Company of the West, Explorer Insurance Company, and Independence Casualty and Surety Company, do hereby certify that the foregoing Power of Attorney is in full force and effect, and has not been revoked, and that the above resolutions were duly adopted by the respective Boards of Directors of the Companies, and are now in full force.

IN WITNESS WHEREOF, I have set my hand this 1st day of September 2009

Jeffrey D. Sweeney, Assistant Secretary

To verify the authenticity of this Power of Attorney you may call 1-800-877-1111 and ask for the Surety Division. Please refer to the Power of Attorney Number, the above named individual(s) and details of the bond to which the power is attached. For information or filing claims, please contact Surety Claims, ICW Group, 11455 El Camino Real, San Diego, CA 92130-2045 or call (858) 350-2400.

1 IMPORTANT NOTICE

To obtain information or make a complaint:

2 You may contact your (title) at (telephone number).

3 You may call Insurance Company of the West/Independence Casualty & Surety Company's toll-free telephone number for information or to make a complaint at:

1-800-877-1111

4 You may also write to Insurance Company of the West/Independence Casualty & Surety Company at:

11455 El Camino Real
San Diego, CA 92130-2045

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

1-800-252-3439

6 You may write the Texas Department of Insurance:

P. O. Box 149104
Austin, TX 78714-9104
Fax: (512) 475-1771
Web: <http://www.tdi.state.tx.us>
E-mail: ConsumerProtection@tdi.state.tx.us

7 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.

8 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 (title) al (telephone number).

Usted puede llamar al numero de telefono gratis de Insurance Company of the West/Independence Casualty & Surety Company's para informacion o para someter una queja al:

1-800-877-1111

Usted tambien puede escribir a Insurance Company of the West/Independence Casualty & Surety Company al:

11455 El Camino Real
San Diego, CA 92130

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 78714-9104
Fax: (512) 475-1771
Web: <http://www.tdi.state.tx.us>
E-mail: ConsumerProtection@tdi.state.tx.us

DISPUTAS SOBRE PRIMAS O 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 o condicion del documento adjunto.

**NOTICE OF PROPOSED CABLE, CONDUIT AND/OR POLE LINE ACTIVITY
IN, UNDER, ACROSS OR ALONG ROADS, STREETS, HIGHWAYS AND DRAINAGE DITCHES
IN FORT BEND COUNTY**

APPLICANT'S JOB NO. _____
 PERMIT No. 93685 PCT. No. 3
 BOND No. 230 55 59

Formal notice is hereby given that Reddico Construction Company, Inc.
 proposes to lay, construct, maintain and/or repair cable, conduit and/or pole line, in, under,
 across, or along roads, streets, highways and drainage ditches in Fort Bend County, as follows:

In, Under, or Across Roads and/or Drainage Ditches

Road or Ditch Name	Distance & Direction From Nearest Intersection	Length of Crossing	Type of Construction			
			Bored	Jacked	Driven	Cased
<u>Morton Rd.</u>	<u>140' East of HWY 99 + Morton Rd.</u>	<u>90'</u>	<u>X</u>			

Along Roads and/or Drainage Ditches

Road or Ditch Name	Distance & Direction From Nearest Intersection	To	Distance
<u>Morton Rd.</u>	<u>:355' West of HWY 99 + Morton Rd.</u>	<u>:345' west of HWY 99</u>	<u>10'</u>

General Description

The Location and description of the proposed installation and appurtenances is more fully shown on the attached detail drawings. The laying, construction, maintenance and/or repair of the proposed installation shall be subject to "A Revised Order Regulating the Laying, Construction, Maintenance and/or Repair of Cables, Conduits, and/or 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 Commissioners Court of Fort Bend County, Texas, dated the 3rd. day of August, 1987, recorded in Volume 639 of the Minutes of the Commissioners Court of Fort Bend County, Texas.

Written notices are required: 1) 48 hours in advance of start of construction and
 2) when construction is complete and ready for final inspection.

Mail to: Permit Administrator/Fort Bend County Engineering
 P.O. Box 1449, Rosenberg, TX 77471.

Violation of requirements shall constitute grounds for job shut down.

COMPANY NAME: Reddico Construction Company, Inc.
 AGENT and/or OWNER

TR Redd
 (Signature)

NAME & TITLE Ryan Redd - Project Manager
 (Please Print)

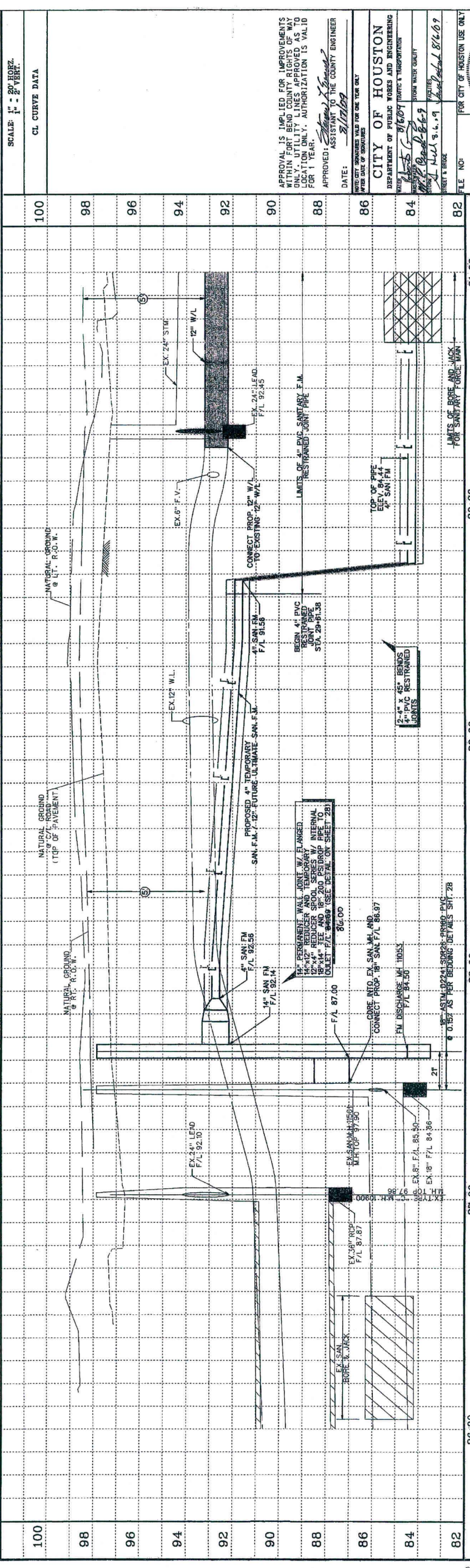
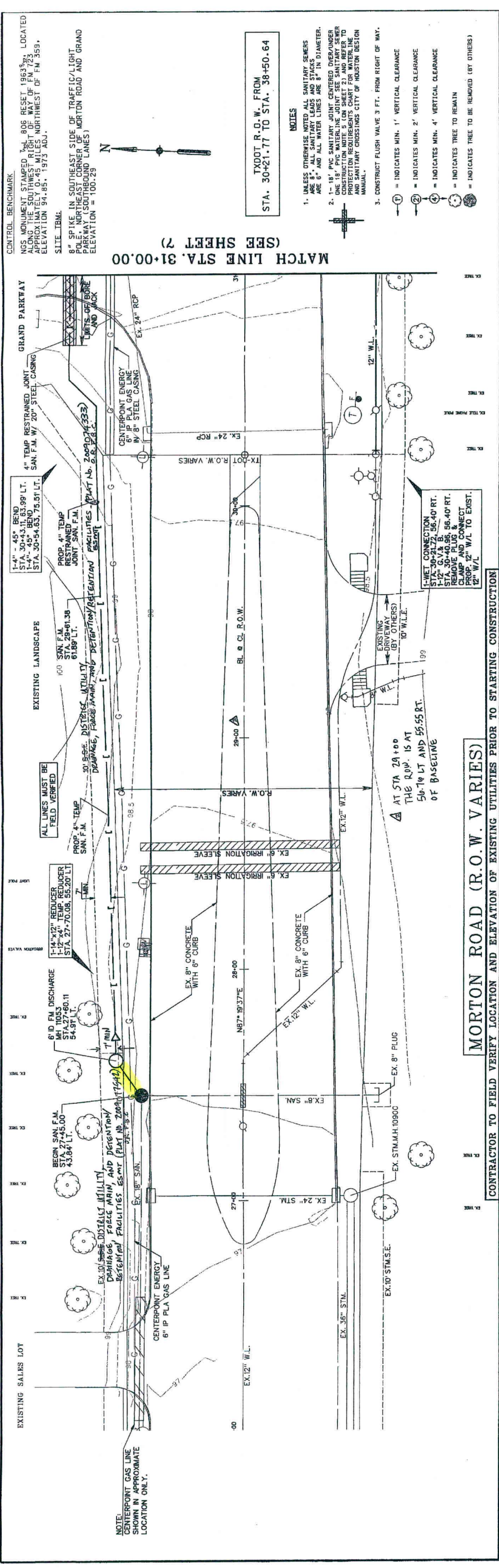
DATE 9/2/2009

ADDRESS 10083 FM 1484
 (Street/P.O. Box)

Conroe TX 77303
 City State Zip

TELEPHONE NO: 936) 441-9500
 (accessible 24 hrs/day, 7 days/week)

<p>Does project comply with Fort Bend County Outdoor Lighting Ordinance?</p> <p>Yes ()</p> <p>No ()</p>
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MORTON ROAD (R.O.W. VARIES)

CONTRACTOR TO FIELD VERIFY LOCATION AND ELEVATION OF EXISTING UTILITIES PRIOR TO STARTING CONSTRUCTION

SCALE: 1" = 20' HORIZ.
1" = 2' VERT.

CL CURVE DATA

100	98	96	94	92	90	88	86	84	82
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TXDOT R.O.W. FROM STA. 30+21.77 TO STA. 38+50.64

NOTES:

- UNLESS OTHERWISE NOTED, ALL SANITARY SEWERS ARE 8" AND ALL WATER LINES ARE 8" IN DIAMETER.
- 1" - 18" PVC SANITARY JOINT CENTERED OVER/UNDER ONE 18" PVC WATER LINE JOINT. SEE SANITARY SEWER PROTECTION REQUIREMENTS SHEET FOR WATER LINE AND SANITARY CROSSINGS CITY OF HOUSTON BEST PRACTICES MANUAL.
- CONSTRUCT FLUSH VALVE 3 FT. FROM RIGHT OF WAY.

① = INDICATES MIN. 1' VERTICAL CLEARANCE
 ② = INDICATES MIN. 2' VERTICAL CLEARANCE
 ③ = INDICATES MIN. 4' VERTICAL CLEARANCE
 ○ = INDICATES TREE TO REMAIN
 ⊗ = INDICATES TREE TO BE REMOVED (BY OTHERS)

APPROVAL IS IMPLIED FOR IMPROVEMENTS WITHIN FORT BEND COUNTY RIGHTS OF WAY ONLY. UTILITY LINES APPROVED AS TO LOCATION ONLY. AUTHORIZATION IS VALID FOR 1 YEAR.

APPROVED: *[Signature]* ASSISTANT TO THE COUNTY ENGINEER
 DATE: 3/1/09

DESIGNED BY: *[Signature]*
 DRAWN BY: *[Signature]*
 CHECKED BY: *[Signature]*
 DATE: 9-22-07

ENGINEERING AND SURVEYING
 9990 Richmond Avenue, Suite 450
 North Building
 Houston, Texas 77042
 (713) 783-7788 (713) 783-3580, Fax
 TEXAS PE BOARD FIRM
 REGISTRATION No. F-280

Costello, Inc.

DESIGNED BY: *[Signature]*
 DRAWN BY: *[Signature]*
 CHECKED BY: *[Signature]*
 DATE: 9-22-07

FOR CITY OF HOUSTON USE ONLY

FILE NO: 46172

DRAWING SCALE: HORIZ: 1" = 20' VERT: 1" = 2'

SHEET NO: 6 OF 35

