

REVIEW BY FORT BEND COUNTY COMMISSIONERS COURT

On this 5 day of JANUARY, 2010, before the Fort Bend Commissioners Court came on to be heard and reviewed the accompanying notice of KINDER MORGAN^N TEXAS PIPELINE LLC.

Job Location BAKER ROAD

Dated 12/29/09 BOND NO. SUR0000654 Permit No. 83706
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 Statutes. Upon Motion of Commissioner Morrison, seconded by Commissioner Prestage, 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

By

[Signature]
Drainage District Engineer/Manager

Presented to Commissioners Court
and approved.

Recorded in Volume 1-5-10
Minutes of Commissioners Court.

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 ROADS**

AUTHORIZED

BOND NO SUR0000654

THE STATE OF TEXAS §

KNOW ALL MEN BY THESE PRESENTS:

COUNTY OF FORT BEND §

THAT WE, Kinder Morgan Texas Pipeline LLC whose address is 500 Dallas, Suite 1000, Houston, Texas, hereinafter called the Principal, and Argonaut Insurance Company, a Corporation existing under and by virtue of the laws of the State of Illinois and authorized to do an indemnifying business in the State of Texas, and whose principal office is located at 225 W. Washington, 6th Fl., Chicago, IL 60606, 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 2033 St. Hwy 29, Suite 200, Huston, TX 77070, 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 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.

** Sarah Heineman

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 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;

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 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 16th day of December, 2009.

Kinder Morgan Texas Pipeline LLC
PRINCIPAL

BY Joseph Listengart
Vice President

Argonaut Insurance Company

SURETY

BY Kristin Hager, Attorney-in-Fact

Argonaut Insurance Company
225 W. Washington, 6th Floor
Chicago, IL 60606

POWER OF ATTORNEY

KNOW ALL MEN BY THESE PRESENTS: That the Argonaut Insurance Company, a Corporation duly organized and existing under the laws of the State of Illinois and having its principal office in the County of Cook, Illinois does hereby nominate, constitute and appoint:

Marc W. Boots, Richard Covington, Joy Durham, Mary Ann Garcia, Stephanie Gunderson, Misty Koslosky, Vickie Lacy, Heather Noles, P. T. Osburn, Stephen R. Smith, Maria D. Zuniga, Kristin Hager

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, contracts, agreements of indemnity and other undertakings in suretyship provided, however, that the penal sum of any one such instrument executed hereunder shall not exceed the sum of:

\$15,000,000.00

This Power of Attorney is granted and is signed and sealed under and by the authority of the following Resolution adopted by the Board of Directors of Argonaut Insurance Company:

"RESOLVED, That the President, Senior Vice President, Vice President, Assistant Vice President, Secretary, Treasurer and each of them hereby is authorized to execute powers of attorney, and such authority can be executed by use of facsimile signature, which may be attested or acknowledged by any officer or attorney, of the Company, qualifying the attorney or attorneys named in the given power of attorney, to execute in behalf of, and acknowledge as the act and deed of the Argonaut Insurance Company, all bond undertakings and contracts of suretyship, and to affix the corporate seal thereto."

IN WITNESS WHEREOF, Argonaut Insurance Company has caused its official seal to be hereunto affixed and these presents to be signed by its duly authorized officer on the 15th day of September, 2008.

Argonaut Insurance Company

By: _____

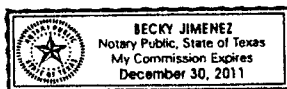
Michael E. Arledge, President

STATE OF TEXAS

COUNTY OF BEXAR SS:

On this 15th day of September, 2008 A.D., before me, a Notary Public of the State of Texas, in and for the County of Bexar, duly commissioned and qualified, came THE ABOVE OFFICER OF THE 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 same, and being by me duly sworn, depose and said that he is the officer of the said Company aforesaid, and that the seal affixed to the preceding instrument is the Corporate Seal of said Company, and the said Corporate Seal and his signature as officer were duly affixed and subscribed to the said instrument by the authority and direction of the said corporation, and that Resolution adopted by the Board of Directors of said Company, referred to in the preceding instrument is now in force.

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



Becky Jimenez

(Notary Public)

I, the undersigned Officer of the Argonaut Insurance Company, an Illinois Corporation, do hereby certify that the original POWER OF ATTORNEY of which the foregoing is a full, true and correct copy is still in full force and effect and has not been revoked.

IN WITNESS WHEREOF, I have hereunto set my hand, and affixed the Seal of said Company, on the 16th day of December, 2009.

Robert F. Thomas

Robert F. Thomas, Vice President

COUNTY OF FORT BEND

Engineering Department

P.O. BOX 1449

Rosenberg, Texas 77471-1449

Johnny Ortega

Permit Administrator

1124 Blume Road

Phone: (281) 341-7500

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

PERMIT NO. 83706

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.

- X (1) Complete Application Form.
- X a. Name of road, street, and/or drainage ditch affected.
- X b. Vicinity map showing course of direction.
- c. Plans and specifications.

- (2) Bond:
- District Attorney, approval when applicable.
- Perpetual bond currently posted.
- No.
- Amount
- X Performance bond submitted.
- No. SUR0000654
- Amount \$5,000.00
- Cashier's Check.
- No.
- Amount

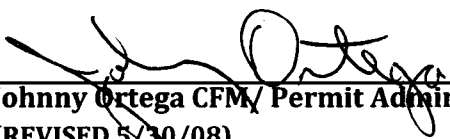
- (3) Verbal permission given for emergencies, to start construction before approved in Commissioner's Court.

 Precinct Engineer Acknowledgment Date

 Precinct Commissioner Acknowledgment Date

- (4)
- Drainage District Approval when applicable

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


Johnny Ortega CFM/ Permit Administrator
(REVISED 5/30/08)

12/29/2009
Date

**FORT BEND COUNTY ENGINEERING
PERMIT DEPARTMENT
CONSTRUCTION OF DRIVEWAYS AND CULVERTS ON COUNTY EASEMENTS AND RIGHT OF WAYS
COMMERCIAL PIPE PERMIT APPLICATION
P.O. BOX 1449 • 1124 BLUME ROAD
ROSENBERG, TX 77471
(Phone) 281-633-7502 or 7503 • (Fax) 281-342-7366**

APPLICANT INFORMATION

Application No. 83706
(County Use Only)

Applicant Name KINDER MORGAN TEXAS PIPELINE LLC
Applicant Mailing Address ONE ALLEN CENTER, 500 DALLAS STREET, SUITE 1000
City HOUSTON State TEXAS Zip 77002
Work Phone 281-961-2492 Daytime Phone _____
Property Owner's Name BEDNAREK, THELMA Phone _____
Property Owner's Mailing Address _____
City _____ State _____ Zip _____

LOCATION OF PROPERTY

Subdivision _____ Sec _____ Lot _____ Blk _____
Physical Address Baker Rd.

(ATTACH A SITE MAP)

SITE USE

Driveway Curb & Gutter Section _____ Driveway - Open Ditch Section ☒
Culvert Only _____

DRIVEWAY REQUIREMENTS

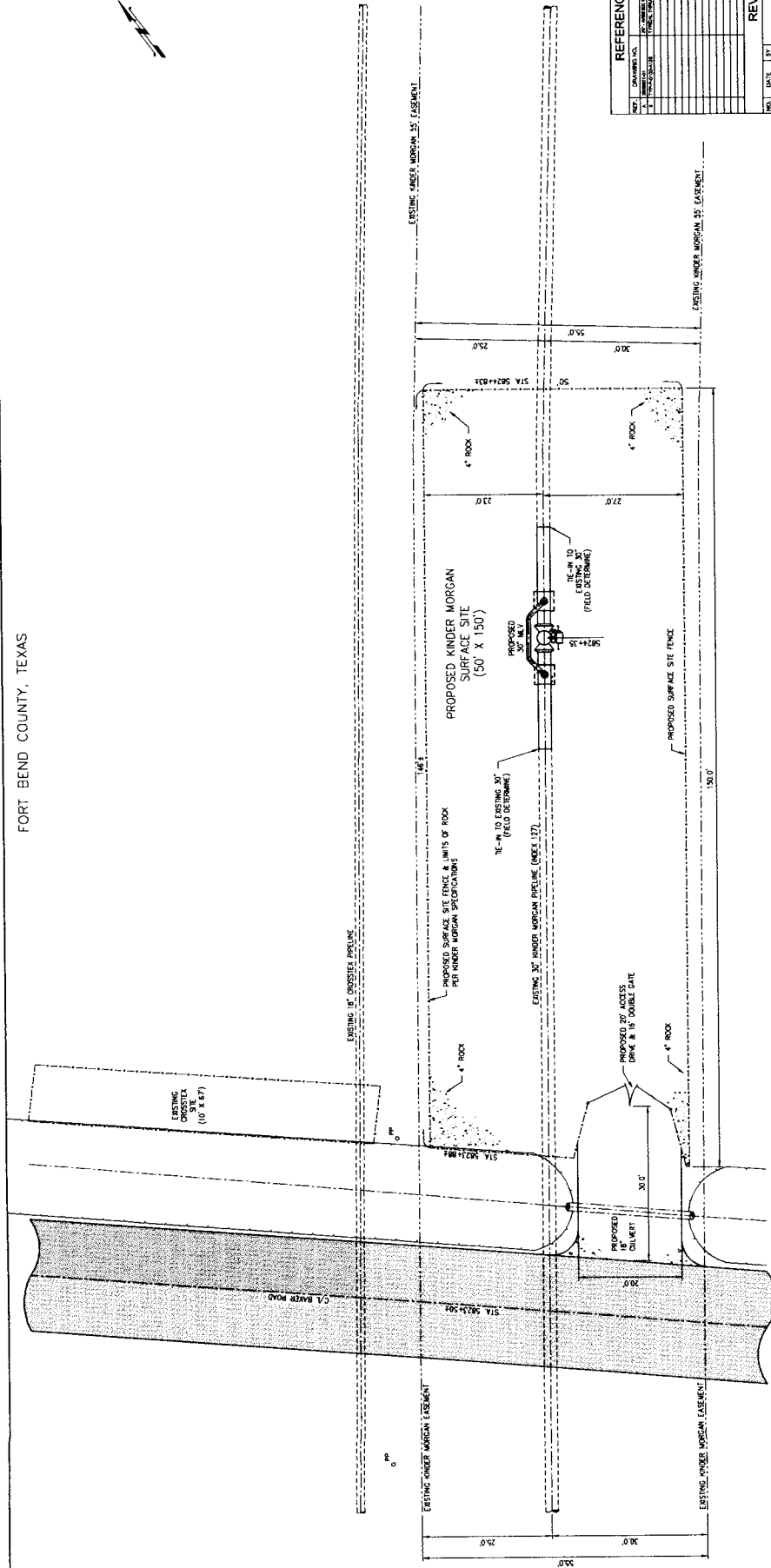
Length 20' minimum and 40' maximum Number of drives 1 - 25'
(See - Fort Bend County Procedures to be followed for Commercial Driveway, and Median Openings or Modifications)
Available on website www.co.fort-bend.tx.us

Does project comply with Fort Bend County Lighting Regulation Yes () No ()
(See- Fort Bend County Outdoor Lighting Regulation on website www.co.fort-bend.tx.us)

- By signing and submitting this permit application, I am stating that I am the owner of this property and I am aware of and agree to abide by the Fort Bend County Regulations of Subdivisions and I am aware of Section 2, Item F in the Permits for the Construction of Driveways & Culverts on County Easements and Right of Ways in Fort Bend County, and am responsible to obtain all other required permits associated with the above mentioned property. Driveway and Pipe Permits shall provide that construction pursuant to the permit will be commenced within six months and be completed within nine months from the date of the permit and that fees collected for said permits shall not be refundable or transferable. I further understand the permit fee, in the form of CASH or PERSONAL CHECK or COMPANY CHECK or a CASHIERS CHECK or MONEY ORDER payable to FORT BEND COUNTY, must be attached.
- The undersigned applicant, agent or attorney hereby certifies to Commissioners' Court to be strictly bound to Commissioners' Court to construct the driveway and/or culvert in strict conformity with the plans, specifications, terms, provisions and conditions of the permit and any other written material incorporated by reference in this application.
- Other permits may be required for development. Please contact the Fort Bend County Road & Bridge Department for pipe sizing or the Fort Bend County Health Department for information on On-Site Sewage Facility permits prior to planning construction.
- Failure to possess or obtain required permits will result in legal action against the property owner as allowed by law.

James E. Caddell
Signature of Applicant, Agent or Attorney
JAMES E. CADDELL
Printed Name

12/29/09
Date



REFERENCE DRAWINGS			
NO.	DESCRIPTION		
1	PLAN		
2	SECTION		
3	DETAIL		
4	FOUNDATION		
5	ROOF		
6	INTERIOR FINISH		
7	EXTERIOR FINISH		
8	MECHANICAL		
9	ELECTRICAL		
10	PAINT		
11	LANDSCAPE		
12	OTHER		
13	NOTES		
REVISIONS			
NO.	DATE	BY	DESCRIPTION
1	10/10/10	JM	REVISION 1
2	11/10/10	JM	REVISION 2
3	12/10/10	JM	REVISION 3
4	01/11/11	JM	REVISION 4
5	02/11/11	JM	REVISION 5
6	03/11/11	JM	REVISION 6
7	04/11/11	JM	REVISION 7
8	05/11/11	JM	REVISION 8
9	06/11/11	JM	REVISION 9
10	07/11/11	JM	REVISION 10
11	08/11/11	JM	REVISION 11
12	09/11/11	JM	REVISION 12
13	10/11/11	JM	REVISION 13
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75	12/04/16	JM	REVISION 75
76	01/05/17	JM	REVISION 76
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79	04/05/17	JM	REVISION 79

1"=10'-0"

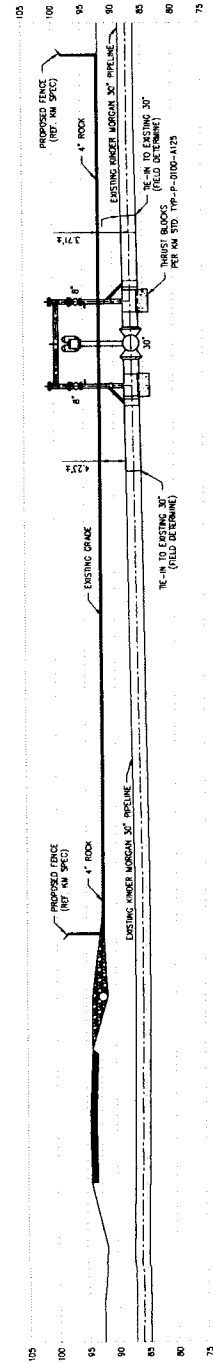
0'-0" 10'-0" 20'-0"

ENGINEERING RECORD			
PROJECT NO. 1000			

SITE PLAN
INDEX 127 - CLASS 3 UPGRADE
PROPOSED MLV STA. 5824+35
FORT BEND COUNTY, TEXAS

DWG. NO. 15418W006

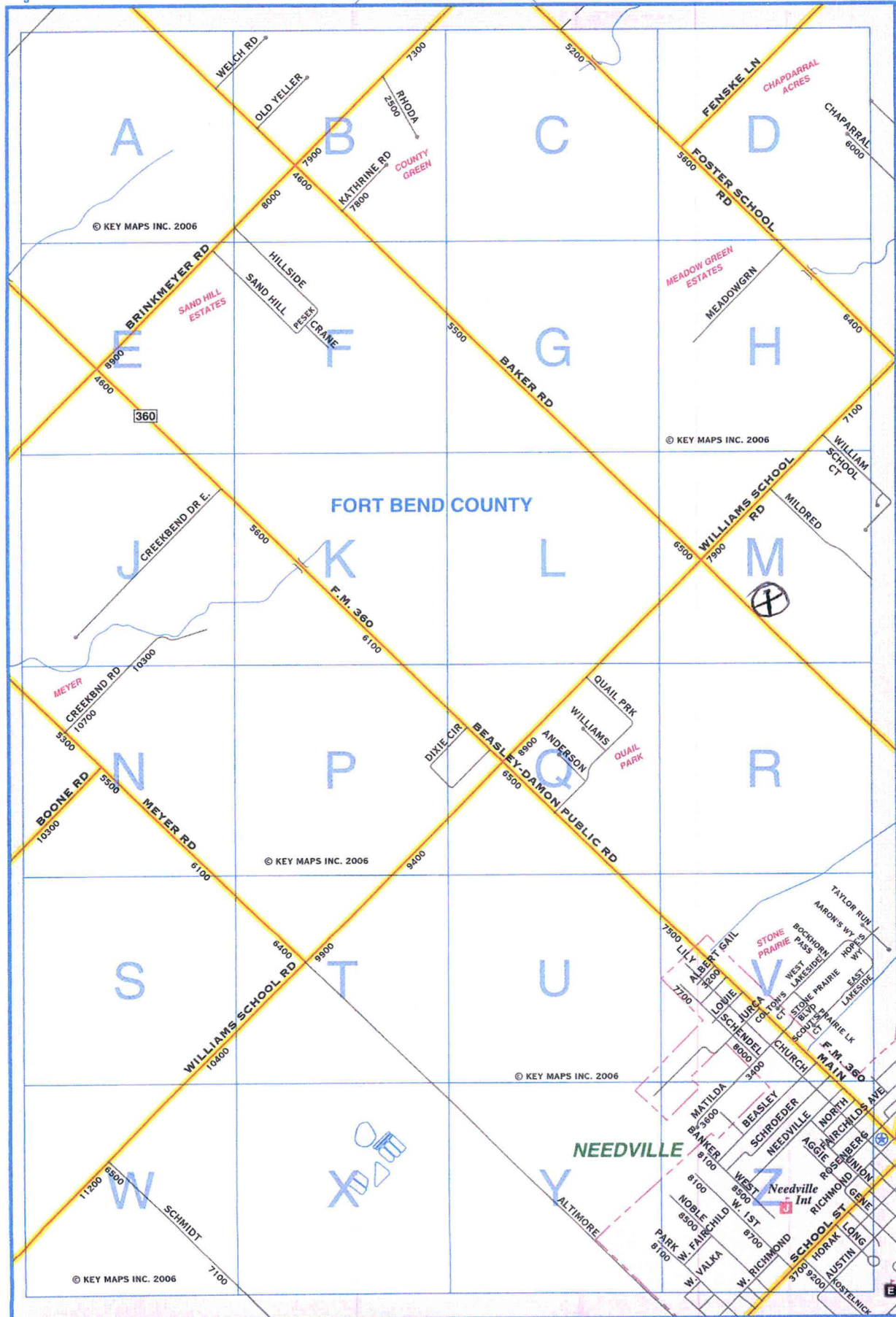
ISSUED FOR BID
09/16/2009





SEE 643 MAP

683



0 1/4 1/2 3/4 1 Mile

SEE 719 MAP

© KEY MAPS INC. 2006

at Highway 36
0.8 miles

Baker Road

1455' of construction

28" CONES

100' TAPER
335'

335'
Flagger Ahead

Constructive Ahead

Flagger Ahead

335'

Kinder Morgan
PIPELINE R.O.W.

