

REVIEW BY FORT BEND COUNTY COMMISSIONERS COURT

On this 27 day of APRIL, 2010, before the Fort Bend Commissioners Court came on to be heard and reviewed the accompanying notice of TEXAS PETROLEUM GROUP, L.L.C.

Job Location CINCO TERRACE DRIVE, SPRING GREEN BOULEVARD

Dated 04/14/10 BOND NO. 2064288 Permit No. 83743
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 Meyers, seconded by Commissioner Morrison, 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

N/A
Drainage District Engineer/Manager

Presented to Commissioners Court and approved.

Recorded in Volume 4-22-10
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
COMMERCIAL DRIVEWAY AND MEDIAN OPENINGS OR MODIFICATIONS**

AUTHORIZED

BOND NO 2064288

THE STATE OF TEXAS §

KNOW ALL MEN BY THESE PRESENTS:

COUNTY OF FORT BEND §

THAT WE, TEXAS PETROLEUM GROUP LP whose address is 9630 SPRING GREEN BLVD KATY, TX 77494, Texas, hereinafter called the Principal, and FEDERATED MUTUAL INSURANCE COMPANY, a Corporation existing under and by virtue of the laws of the State of MINNESOTA and authorized to do an indemnifying business in the State of Texas, and whose principal office is located at 121 E PARK SQUARE OWATONNA, MN 55060, whose officer residing in the State of Texas, authorized to accept service in all suits and actions brought within said State is TEXAS and whose address is PO BOX 328 OWATONNA, MN 55060 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 THIRTY THOUSAND AND NO/100-- Dollars (\$ 30,000.00) 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 24TH, day of SEPTEMBER, 20 09.

THIS BOND EXPIRES SEPTEMBER 24, 2010.

TEXAS PETROLEUM GROUP LP
PRINCIPAL

BY

FEDERATED MUTUAL INSURANCE COMPANY
SURETY

Sarah Dwinnell
BY SARAH DWINNELL - ATTORNEY-IN-FACT

POWER OF ATTORNEY

KNOW ALL MEN BY THESE PRESENTS:

That FEDERATED MUTUAL INSURANCE COMPANY, a corporation duly organized and existing under the laws of the State of Minnesota, and having its principal office in the City of Owatonna, State of Minnesota, does hereby constitute and appoint:

SARAH DWINNELL of the City of OWATONNA State
of MINNESOTA its true and lawful attorney for the following purposes:

To sign its name as surety to, and to execute, affix the seal, acknowledge and deliver any and all surety bonds and penalties not exceeding:

ONE HUNDRED THOUSAND DOLLARS (\$100,000) EACH

TEXAS PETROLEUM GROUP LP KATY, TX

The execution of such bonds or undertakings in pursuance of these presents shall be binding upon the Company as if they had been executed and acknowledged by the regularly elected officers of the Company.

This Power of Attorney granted by Federated Mutual Insurance Company shall terminate when the designee ceases to be:

- 1) Employed by Federated Mutual Insurance Company or
- 2) Employed by Federated Mutual Insurance Company in a job for which such Power of Attorney is required.

IN WITNESS WHEREOF, the said FEDERATED MUTUAL INSURANCE COMPANY has caused this instrument to be signed and its corporate seal to be affixed by its Executive Vice President and Assistant Secretary this the 12TH day of FEBRUARY, 2007.

FEDERATED MUTUAL INSURANCE COMPANY

BY

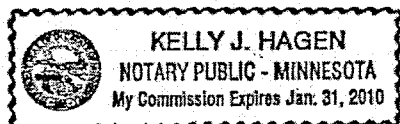
Sarah L Buxton
Executive Vice President

and BY

Gregory J Stroik
Assistant Secretary

STATE OF MINNESOTA
COUNTY OF STEELE

On this 12TH day of FEBRUARY, 2007 personally appeared before me, the undersigned notary public, Sarah L Buxton and Gregory J Stroik to me personally known, who, each being duly sworn by me, did say that they are respectively the Executive Vice President and Assistant Secretary of the FEDERATED MUTUAL INSURANCE COMPANY and that the seal affixed to this instrument is the corporate seal of said Corporation and that this instrument was signed and sealed of behalf of said Corporation by authority of its Board of Directors and said Sarah L Buxton and Gregory J Stroik acknowledge said instrument to be the free act and deed of said corporation.



Kelly J Hagen

COPY OF RESOLUTION

"BE IT RESOLVED that the President or any Vice President in conjunction with the Secretary is hereby authorized and empowered under the corporate seal of the Company, to appoint any person or persons as attorney or attorneys-in-fact, or agent or agents of the Company, in its name and as its act to execute and deliver, anywhere in the United States or Canada, any and all bonds and undertakings of suretyship and other documents that the ordinary course of surety business may require."

"BE IT FURTHER RESOLVED that the Power of Attorney or other document appointing such person or persons as attorney or attorneys-in-fact or agent or agents of the Company may either be personally signed by the President, any Vice President, the Secretary or may be executed by said officers by means of facsimile signatures. The said personal signatures or facsimile signatures shall not require the Company seal or any other seal and shall be valid and binding on the company if executed either by personal signature or facsimile signature and with or without the Company seal being affixed thereto."

I, the undersigned, hereby certify that I am an Executive Vice President of the FEDERATED MUTUAL INSURANCE COMPANY, a Corporation duly organized and existing under the laws of the State of Minnesota and that the foregoing is a true and complete copy of the original Power of Attorney given by said Company to:

SARAH DWINNELL

of _____

OWATONNA, MINNESOTA

authorizing and empowering such person to sign bonds as therein set forth, which Power of Attorney has never been revoked and is still in full force and effect.

I further certify that said Power of Attorney was given in pursuance of a resolution adopted at a regular meeting of the Board of Directors of said Company duly called and held at the office of the Company in the City of Owatonna, Minnesota on the 20th day of April, 19 82 at which meeting a quorum was present and that the foregoing is a true and correct copy of said resolution, and the whole thereof as recorded in the minutes of the said meeting.

PURSUANT to the By-Laws of Federated Mutual Insurance Company, Article 8, Section 1; in the absence of inability of the Secretary to act, his duties shall be performed by the Assistant Secretaries in the order of their rank.

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed the seal of the FEDERATED MUTUAL INSURANCE COMPANY this the _____ 24TH _____ day of _____ SEPTEMBER _____, 2009 _____.

FEDERATED MUTUAL INSURANCE COMPANY

(SEAL)



Executive 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. 083743

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. 2064288
- Amount \$30,000.00
- Cashier's Check.
- No.
- Amount

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

 Precinct Engineer Acknowledgment

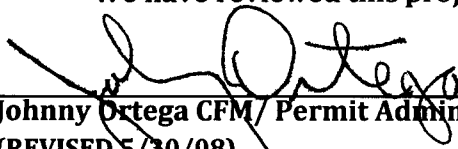
 Date

 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)

04/14/2010
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. 83243
(County Use Only)

Applicant Name TEXAS PETROLEUM GROUP, L.L.C
Applicant Mailing Address 1111 WILCREST GREEN, SUITE 100
City HOUSTON State TX Zip 77042
Work Phone 713-789-0310 Daytime Phone 713-789-0310
Property Owner's Name TEXAS PETROLEUM GROUP, L.L.C Phone 713-789-0310
Property Owner's Mailing Address 1111 WILCREST GREEN, SUITE 100
City HOUSTON State TX Zip 77042

LOCATION OF PROPERTY

Subdivision CINCO RANCH SOUTHWEST Sec 13 Lot Blk 1
Physical Address 9630 SPRING GREEN BLVD @ CINCO TERRACE DR.

(ATTACH A SITE MAP)

SITE USE

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

DRIVEWAY REQUIREMENTS

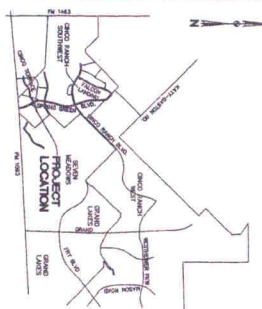
Length 20' minimum and 40' maximum Number of drives 4
(See - Fort Bend County Procedures to be followed for Commercial Driveway, and Median Openings or Modifications)
Available on website www.co.fort-bend.tx.us

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.

Kent Brotherton
Signature of Applicant, Agent or Attorney
MARCEL MEIJER - AGENT.
Printed Name

10.05.09
Date



Fort Bend County Notes

1. CONTRACTOR SHALL PROVIDE AND INSTALL TRAFFIC CONTROL DEVICES IN CONFORMANCE WITH PART V OF THE TEXAS MANUAL ON UNIFORM TRAFFIC CONTROL DEVICES (MUTCD) LATEST EDITION W/ REVISIONS DURING CONSTRUCTION.
2. NO LANE SHALL BE CLOSED FROM 7:00 A.M. TO 5:00 P.M. AND FROM 4:00 P.M. TO 6:30 P.M. MONDAY THRU FRIDAY.
3. DIRECT TRAFFIC CONTROL DEVICES ARE REQUIRED TO BE USED TO CONTROL TRAFFIC THROUGH THE PROJECT AREA.
4. CONTRACTOR SHALL COVER THE EXCAVATION AREA WITH STEEL PLATES ANCHORED PROPERLY DURING NON WORKING HOURS. FRAGILE, USE DANGER OR 36 IN. EX. 36" DETERMINED OR PREVIOUSLY EXISTING TRAFFIC CONTROL DEVICES SHALL BE MAINTAINED NEXT TO EXCAVATION THROUGHOUT CONSTRUCTION.
5. APPROVED COPIES OF TRAFFIC CONTROL PLANS SHALL BE AVAILABLE FOR INSPECTION AT ALL TIMES.
6. IF THE CONTRACTOR CHOOSES TO USE A DIFFERENT METHOD OF TRAFFIC CONTROL, THE CONTRACTOR SHALL SUBMIT A TRAFFIC CONTROL PLAN TO THE CITY OF FORT BEND FOR REVIEW AND APPROVAL. WHAT IS OUTLINED IN THE TRAFFIC CONTROL PLAN SHALL BE FOLLOWED TO THE LETTER. THE CONTRACTOR SHALL CONTACT THE CITY OF FORT BEND FOR REVIEW AND APPROVAL OF ANY CHANGES TO THE TRAFFIC CONTROL PLAN PRIOR TO THE START OF CONSTRUCTION.
7. IF THE PROJECT IS WITHIN 400 FEET FROM A SIGNALIZED INTERSECTION, THE CONTRACTOR SHALL CONTACT THE CITY OF FORT BEND FOR REVIEW AND APPROVAL OF ANY CHANGES TO THE TRAFFIC CONTROL PLAN PRIOR TO THE START OF CONSTRUCTION.

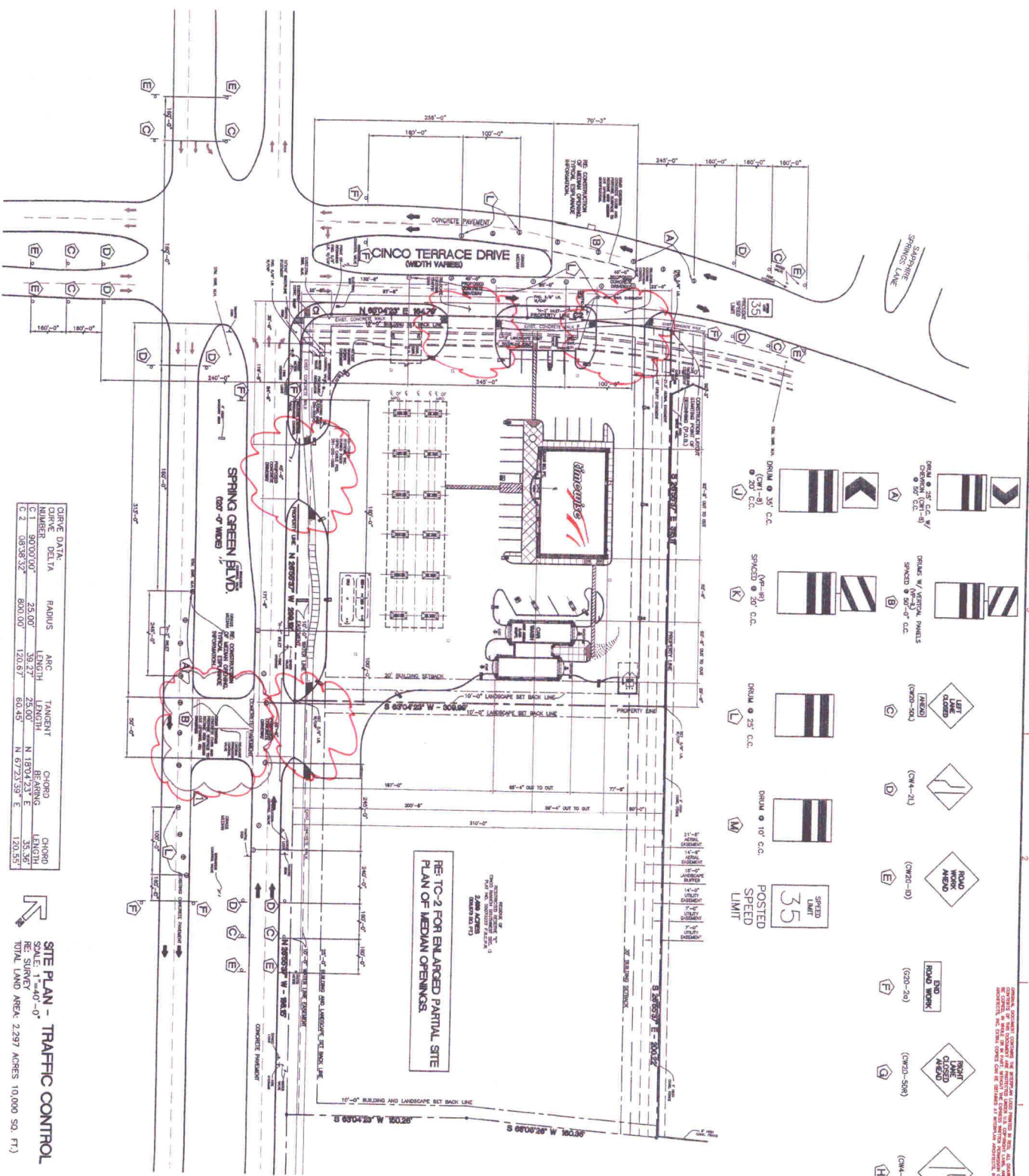
TYPICAL TRANSITION LENGTHS AND SUGGESTED MAX. SPACING OF DEVICES

POSTED SPEED (MPH)	MINIMUM DESIRABLE TRANSITION LENGTH (FEET)	SUGGESTED MAXIMUM SPACING OF DEVICES (FEET)
30	150	150
35	225	225
40	250	250
45	300	300
50	350	350
55	400	400
60	450	450

CONSTRUCTION WARNING SIGN SPACING

POSTED SPEED (MPH)	MINIMUM DESIRABLE TRANSITION LENGTH (FEET)	SUGGESTED MAXIMUM SPACING OF DEVICES (FEET)
30	150	150
35	225	225
40	250	250
45	300	300
50	350	350
55	400	400
60	450	450

1" = 100 FEET
2" = 200 FEET



CURVE DATA	RADIUS	ARC LENGTH	TANGENT LENGTH	CHORD LENGTH
1. 90°00'00"	25.00'	39.27'	25.00'	39.27'
2. 90°00'00"	25.00'	39.27'	25.00'	39.27'

SITE PLAN - TRAFFIC CONTROL
SCALE: 1"=40'-0"
RE: SURVEY TOTAL LAND AREA: 2.297 ACRES (10,000 SQ. FT.)

time-wise

9630 SPRING GREEN BLVD
KATY, FORT BEND COUNTY, TEXAS 77494

A PROJECT OF
TEXAS PETROLEUM GROUP, L.L.C.

PROPOSED MEDIAN OPENING

TEXAS PETROLEUM

SHELL

ENGINEER: P.E.
14022 OVERBROOK AVE.
HOUSTON, TX 77077
281-567-9419

PROJECT NUMBER: TMC351T - DWG

DATE: 09-12-10

REVISIONS

NO.	DATE	DESCRIPTION
1	09-12-10	ISSUED FOR PERMITS

TRAFFIC CONTROL SITE PLAN

TC-1