

**REVIEW BY FORT BEND COUNTY COMMISSIONERS COURT**

**On this 04 day of DECEMBER, 2012, Commissioners Court  
came on to be heard and reviewed the accompanying notice  
of GRANDE COMMUNICATIONS**

**Job Location** MASON ROAD

Dated 11/27/12 Bond No. K08124267, Permit No. 84252  
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 3<sup>rd</sup> 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 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**

**County Engineer**

By

## Drainage District Engineer/Manager

**Presented to Commissioners Court  
and approved.**

Recorded in Volume 12-4-12  
Minutes of Commissioners Court.

**Clerk of Commissioners Court**

By Sherry Ann  
Deputy

**PERFORMANCE BOND COVERING ALL CABLE, CONDUIT AND/OR POLE LINE  
ACTIVITY IN, UNDER, ACROSS OR ALONG FORT BEND COUNTY ROADS**

**AUTHORIZED**

BOND NO. K08124267

THE STATE OF TEXAS       §

KNOW ALL MEN BY THESE PRESENTS:

COUNTY OF FORT BEND       §

THAT WE, Grande Communications whose address is 401 Carlson Circle, San Marcos, TX 78666, Texas, hereinafter called the Principal, and Westchester Fire Insurance Company, a Corporation existing under and by virtue of the laws of the State of Pennsylvania and authorized to do an indemnifying business in the State of Texas, and whose principal office is located at 436 Walnut Street, Philadelphia, PA 19106, whose officer residing in the State of Texas, authorized to accept service in all suits and actions brought within said State is Steven R. Foster and whose address is 15305 N. Dallas Pkwy #1100, Addison, TX 75001, 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.

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 30th day of October, 2012.

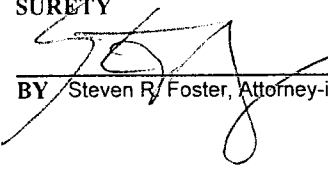
Grande Communications

PRINCIPAL

BY 

Westchester Fire Insurance Company

SURETY

BY  Steven R. Foster, Attorney-in-Fact

# Power of Attorney

## WESTCHESTER FIRE INSURANCE COMPANY

Know all men by these presents: That WESTCHESTER FIRE INSURANCE COMPANY, a corporation of the Commonwealth of Pennsylvania pursuant to the following Resolution, adopted by the Board of Directors of the said Company on December 11, 2006, to wit:

"RESOLVED, that the following authorizations relate to the execution, for and on behalf of the Company, of bonds, undertakings, recognizances, contracts and other written commitments of the Company entered into the ordinary course of business (each a "Written Commitment"):

- (1) Each of the Chairman, the President and the Vice Presidents of the Company is hereby authorized to execute any Written Commitment for and on behalf of the Company, under the seal of the Company or otherwise.
- (2) Each duly appointed attorney-in-fact of the Company is hereby authorized to execute any Written Commitment for and on behalf of the Company, under the seal of the Company or otherwise, to the extent that such action is authorized by the grant of powers provided for in such persons written appointment as such attorney-in-fact.
- (3) Each of the Chairman, the President and the Vice Presidents of the Company is hereby authorized, for and on behalf of the Company, to appoint in writing any person the attorney-in-fact of the Company with full power and authority to execute, for and on behalf of the Company, under the seal of the Company or otherwise, such Written Commitments of the Company as may be specified in such written appointment, which specification may be by general type or class of Written Commitments or by specification of one or more particular Written Commitments.
- (4) Each of the Chairman, the President and Vice Presidents of the Company is hereby authorized, for and on behalf of the Company, to delegate in writing any other officer of the Company the authority to execute, for and on behalf of the Company, under the Company's seal or otherwise, such Written Commitments of the Company as are specified in such written delegation, which specification may be by general type or class of Written Commitments or by specification of one or more particular Written Commitments.
- (5) The signature of any officer or other person executing any Written Commitment or appointment or delegation pursuant to this Resolution, and the seal of the Company, may be affixed by facsimile on such Written Commitment or written appointment or delegation.

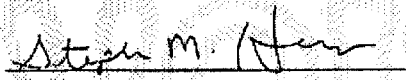
FURTHER RESOLVED, that the foregoing Resolution shall not be deemed to be an exclusive statement of the powers and authority of officers, employees and other persons to act for and on behalf of the Company, and such Resolution shall not limit or otherwise affect the exercise of any such power or authority otherwise validly granted or vested.

Does hereby nominate, constitute and appoint Jack M Crowley, Marie Perryman, Patricia A Smith, Steven R Foster, all of the City of DALLAS, Texas, each individually if there be more than one named, its true and lawful attorney-in-fact, to make, execute, seal and deliver on its behalf, and as its act and deed any and all bonds, undertakings, recognizances, contracts and other writings in the nature thereof in penalties not exceeding Twenty Five million dollars & zero cents (\$25,000,000.00) and the execution of such writings in pursuance of these presents shall be as binding upon said Company, as fully and amply as if they had been duly executed and acknowledged by the regularly elected officers of the Company at its principal office,

IN WITNESS WHEREOF, the said Stephen M. Haney, Vice-President, has hereunto subscribed his name and affixed the Corporate seal of the said WESTCHESTER FIRE INSURANCE COMPANY this 14 day of February 2011.

WESTCHESTER FIRE INSURANCE COMPANY



  
Stephen M. Haney, Vice President

COMMONWEALTH OF PENNSYLVANIA  
COUNTY OF PHILADELPHIA ss.

On this 14 day of February, AD. 2011 before me, a Notary Public of the Commonwealth of Pennsylvania in and for the County of Philadelphia came Stephen M. Haney, Vice-President of the WESTCHESTER FIRE INSURANCE COMPANY to me personally known to be the individual and officer who executed the preceding instrument, and he acknowledged that he executed the same, and that the seal affixed to the preceding instrument is the corporate seal of said Company, that the said corporate seal and his signature were duly affixed 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 City of Philadelphia the day and year first above written.



COMMONWEALTH OF PENNSYLVANIA  
NOTARIAL SEAL  
KAREN E. BRANDT, Notary Public  
City of Philadelphia, Phila. County  
My Commission Expires September 26, 2014

  
Notary Public

I, the undersigned Assistant Secretary of the WESTCHESTER FIRE INSURANCE COMPANY, do hereby certify that the original POWER OF ATTORNEY, of which the foregoing is a substantially true and correct copy, is in full force and effect.

In witness whereof, I have hereunto subscribed my name as Assistant Secretary, and affixed the corporate seal of the Corporation, this 30 day of October, 2012



  
William L. Kelly, Assistant Secretary

THIS POWER OF ATTORNEY MAY NOT BE USED TO EXECUTE ANY BOND WITH AN INCEPTION DATE AFTER February 14, 2013.

# 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. 084252

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.
- X       c. Plans and specifications.

- X   (2) Bond:
- District Attorney, approval when applicable.
- Perpetual bond currently posted.
- No.
- Amount
- X       Performance bond submitted.
- No. K08124267
- Amount \$5,000.00
- Cashier's Check.
- No.
- Amount

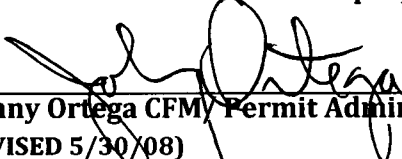
- (3) Verbal permission given for emergencies, to start construction before approved in Commissioner's Court.

                                 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)

11/27/2012  
Date

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. 12-0763-DA-FORFOR

PERMIT No. 84252 PCT. No. 4

BOND No. K08124267

Formal notice is hereby given that GRANDE COMMUNICATIONS  
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

Along Roads and/or Drainage Ditches

Road or Ditch Name	Distance & Direction From Nearest Intersection	To	Distance
<u>MASON Rd</u>	<u>Within intersection</u>	<u>SH 99</u>	<u>370'</u>
	<u>EAST SIDE</u>		

General Description

Relocate existing 46 1-4" conduit in conflict with proposed piers for new overpass.

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: GRANDE COMMUNICATIONS

AGENT and/or OWNER

Michael S. Bowden

(Signature)

NAME & TITLE Michael S. Bowden OSP Engineer

(Please Print)

DATE 10-31-12

ADDRESS 500 TITLE Dr.

(Street/P.O. Box)

Lewisville

TX

75056

City

State

Zip

TELEPHONE NO: 972-410-0583

(accessible 24 hrs/day, 7 days/week)

Does project  
comply with Fort  
Bend County  
Outdoor Lighting  
Ordinance?

Yes ( )

No ( )



**GRANDE**  
COMMUNICATIONS®

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PROJECT TITLE

**COPPER CABLE ROUTE RELOCATION**  
**MASON RD AT STATE HWY 99 12-0763-DA-FORFOR**  
**CONSTRUCTION PLAN**

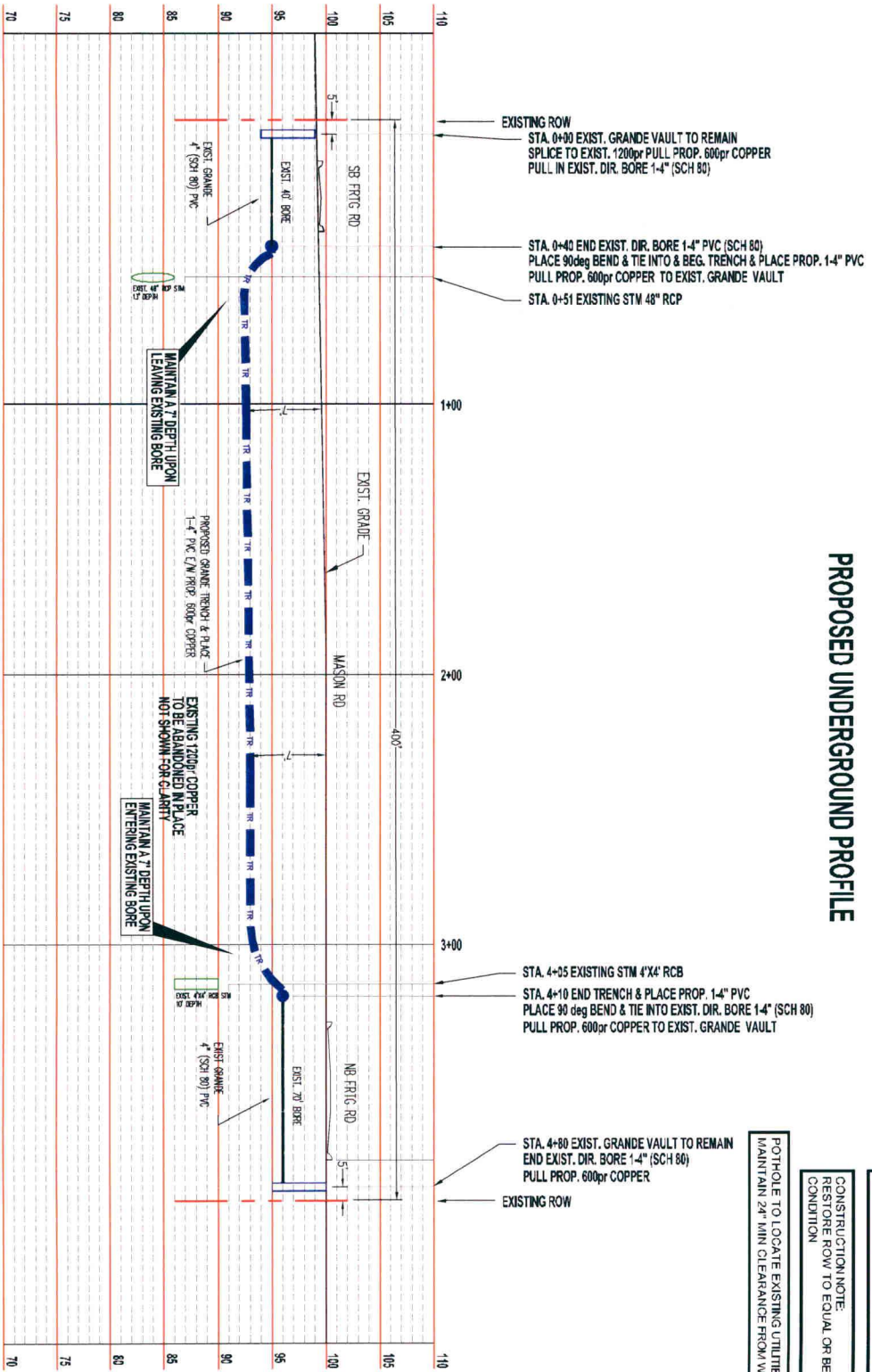
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CALL BEFORE YOU DIG  
UNDERGROUND SERVICE ALERT  
48 HOURS NOTICE REQUIRED.  
CALL: 1-800-245-6345



RICHMOND, TX  
FORT BEND COUNTY

## PROPOSED UNDERGROUND PROFILE



CONSTRUCTION NOTE:  
LOCATE ALL EXISTING UNDERGROUND  
UTILITIES PRIOR TO CONSTRUCTION

CONSTRUCTION NOTE:  
RESTORE ROW TO EQUAL OR BETTER  
CONDITION

POT HOLE TO LOCATE EXISTING UTILITIES  
MAINTAIN 24" MIN CLEARANCE FROM WATER LINES

UNDERGROUND UTILITIES HAVE BEEN PLOTTED FROM AVAILABLE RECORDS AND FIELD OBSERVATIONS  
BUT ARE NOT NECESSARILY EXACT. IT IS THE CONTRACTOR'S RESPONSIBILITY TO FIELD LOCATE  
AND VERIFY ALL UNDERGROUND OBSTRUCTIONS AND UTILITIES PRIOR TO CONSTRUCTION. COMPLETE  
REPAIR OF ANY AND ALL DAMAGES INCURRED SHALL BE AT THE EXPENSE OF THE CONTRACTOR.



CALL BEFORE YOU DIG  
UNDERGROUND SERVICE ALERT  
48 HOURS NOTICE REQUIRED  
CALL: 1-800-245-4345



ENGINEER: <b>GRANDE COMMUNICATIONS</b>	
DATE: 10.5.12	REVISION:
DESIGNER: <b>GRANDE COMMUNICATIONS</b>	REVISION:
DRAWN: <b>GRANDE COMMUNICATIONS</b>	REVISION:
CHECKED: <b>GRANDE COMMUNICATIONS</b>	REVISION:
APPROVED: <b>GRANDE COMMUNICATIONS</b>	REVISION:
PROJECT: <b>COPPER CABLE ROUTE</b>	
SHEET: <b>12-0763-DA-FORFOR</b>	
BORING: <b>1-10</b>	
SHEET NO.: <b>00</b>	
MASON RD SET 10	



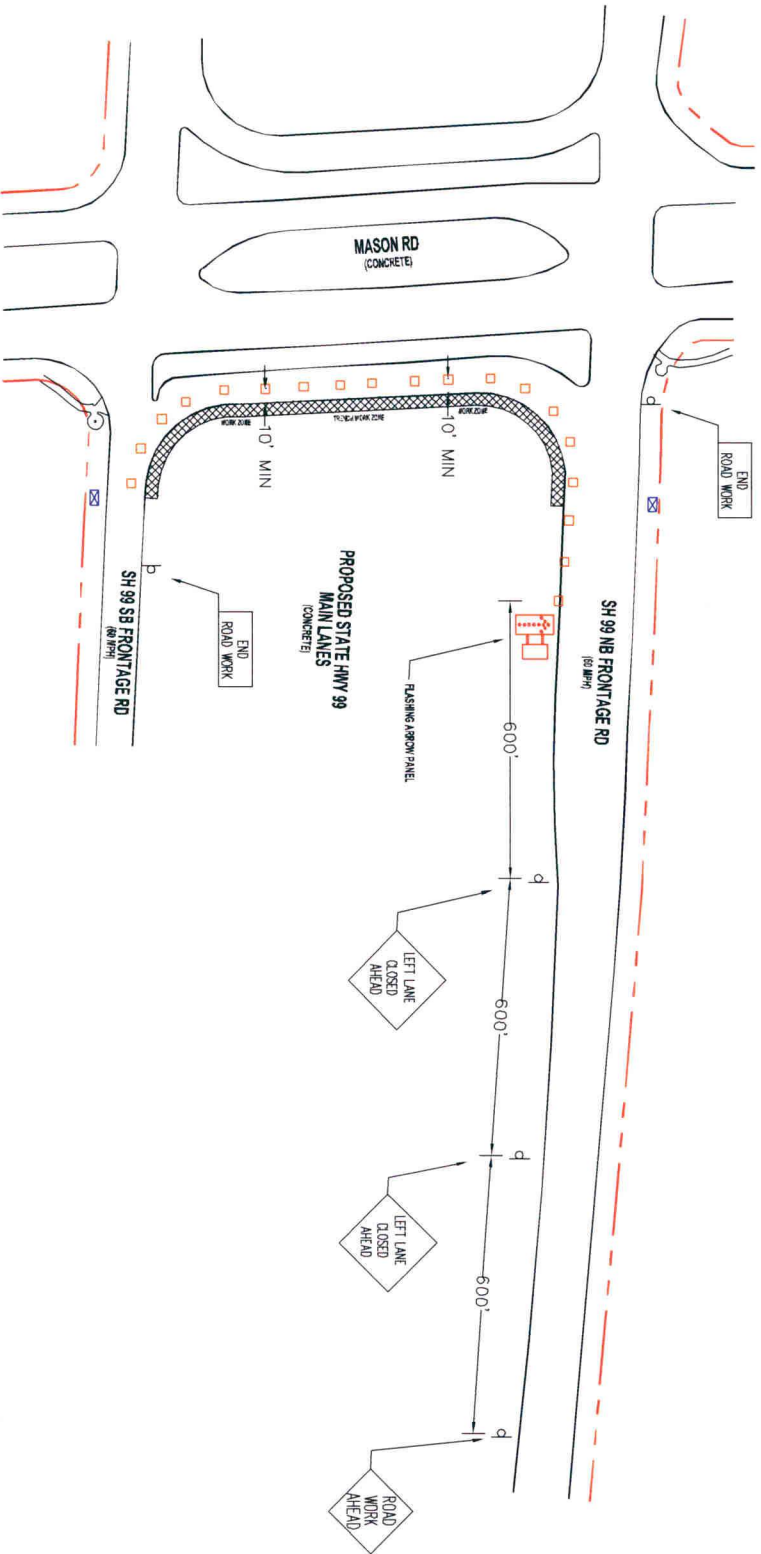
**GRANDE COMMUNICATIONS**

PROJECT TITLE  
**COPPER CABLE ROUTE**  
**COPPER CABLE RELOCATION 12-0763-DA-FORFOR**  
**BORE PROFILE PLAN**



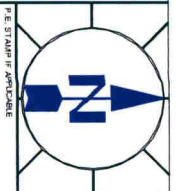
RICHMOND, TX  
FORT BEND COUNTY

# TRAFFIC CONTROL PLAN



UNDERGROUND UTILITIES HAVE BEEN PLOTTED FROM AVAILABLE RECORDS AND FIELD OBSERVATIONS BUT ARE NOT NECESSARILY EXACT. IT IS THE CONTRACTOR'S RESPONSIBILITY TO FIELD LOCATE AND VERIFY ALL UNDERGROUND OBSTRUCTIONS AND UTILITIES PRIOR TO CONSTRUCTION. COMPLETE REPAIR OF ANY AND ALL DAMAGES INCURRED SHALL BE AT THE EXPENSE OF THE CONTRACTOR.

CALL BEFORE YOU DIG  
UNDERGROUND SERVICE ALERT  
CALL 1-800-245-4345



SEE STANDARD IF AVAILABLE



PROJECT TITLE  
COPPER CABLE ROUTE  
COPPER CABLE RELOCATION 12-0763-DA-FORFOR  
TRAFFIC CONTROL PLAN

ENGINEER/DESIGNER



ENGINEER: DL REVISION: DATE: 10-5-12

DESIGNER: MTS

DATE: 10-5-12

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# LOCATION-MAP

