

**REVIEW BY FORT BEND COUNTY COMMISSIONERS COURT**

On this 07 day of JANUARY, 2014, Commissioners Court  
came on to be heard and reviewed the accompanying notice  
of PASKEY INCORPORATED

Job Location HARLEM ROAD

Dated 12/23/13 Bond No. 0180016, Permit No. 84479  
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 Peterson, 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  
301 JACKSON STREET  
RICHMOND, Texas 77469  
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 1-7-14  
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 0180016

THE STATE OF TEXAS §

KNOW ALL MEN BY THESE PRESENTS:

COUNTY OF FORT BEND §

THAT WE, Paskey Incorporated whose address is 128 S. 8th Street, La Porte, Texas 77571, Texas, hereinafter called the Principal, and Berkley Regional Insurance Company, a Corporation existing under and by virtue of the laws of the State of Delaware and authorized to do an indemnifying business in the State of Texas, and whose principal office is located at Urbandale, Iowa, whose officer residing in the State of Texas, authorized to accept service in all suits and actions brought within said State is Tim Champagne and whose address is 12400 Coit Rd., Suite 625, Dallas, Texas 75251, 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 Dollars 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 20th day of December, 20 13.

Paskey Incorporated

**PRINCIPAL**

BY 

Berkley Regional Insurance Company

**SURETY**

BY  Mary M. Rifaat, Attorney-in-Fact

POWER OF ATTORNEY  
**BERKLEY REGIONAL INSURANCE COMPANY**  
 WILMINGTON, DELAWARE

NOTICE: The warning found elsewhere in this Power of Attorney affects the validity thereof. Please review carefully.

KNOW ALL MEN BY THESE PRESENTS, that BERKLEY REGIONAL INSURANCE COMPANY (the "Company"), a corporation duly organized and existing under the laws of the State of Delaware, having its principal office in Urbandale, Iowa, has made, constituted and appointed, and does by these presents make, constitute and appoint: **Lori Ellis, Edward L. Moore, Roxanne G. Hebert, Bruce C. DeHart, David R. Groppell, Beverly A. Ireland, Mary M. Rifaat or Sharen R. Groppell of Elsey & Associates, a Marsh & McLennan Agency LLC of Spring, TX** its true and lawful Attorney-in-Fact, to sign its name as surety only as delineated below and to execute, seal, acknowledge and deliver any and all bonds and undertakings, with the exception of Financial Guaranty Insurance, providing that no single obligation shall exceed **Fifty Million and 00/100 U.S. Dollars (U.S.\$50,000,000.00)**, to the same extent as if such bonds had been duly executed and acknowledged by the regularly elected officers of the Company at its principal office in their own proper persons.

This Power of Attorney shall be construed and enforced in accordance with, and governed by, the laws of the State of Delaware, without giving effect to the principles of conflicts of laws thereof. This Power of Attorney is granted pursuant to the following resolutions which were duly and validly adopted at a meeting of the Board of Directors of the Company held on August 21, 2000:

**"RESOLVED**, that the proper officers of the Company are hereby authorized to execute powers of attorney authorizing and qualifying the attorney-in-fact named therein to execute bonds, undertakings, recognizances, or other suretyship obligations on behalf of the Company, and to affix the corporate seal of the Company to powers of attorney executed pursuant hereto; and further

**RESOLVED**, that such power of attorney limits the acts of those named therein to the bonds, undertakings, recognizances, or other suretyship obligations specifically named therein, and they have no authority to bind the Company except in the manner and to the extent therein stated; and further

**RESOLVED**, that such power of attorney revokes all previous powers issued on behalf of the attorney-in-fact named; and further

**RESOLVED**, that the signature of any authorized officer and the seal of the Company may be affixed by facsimile to any power of attorney or certification thereof authorizing the execution and delivery of any bond, undertaking, recognizance, or other suretyship obligation of the Company; and such signature and seal when so used shall have the same force and effect as though manually affixed. The Company may continue to use for the purposes herein stated the facsimile signature of any person or persons who shall have been such officer or officers of the Company, notwithstanding the fact that they may have ceased to be such at the time when such instruments shall be issued."

IN WITNESS WHEREOF, the Company has caused these presents to be signed and attested by its appropriate officers and its corporate seal hereunto affixed this 18 day of November, 2013.

Attest:

Berkley Regional Insurance Company

(Seal)

By

Ira S. Lederman  
 Senior Vice President & Secretary

By

Jeffrey M. Hafter  
 Senior Vice President

**WARNING: THIS POWER INVALID IF NOT PRINTED ON BLUE "BERKLEY" SECURITY PAPER.**

STATE OF CONNECTICUT )

) ss:

COUNTY OF FAIRFIELD )

Sworn to before me, a Notary Public in the State of Connecticut, this 18 day of November, 2013, by Jeffrey M. Hafter and Ira S. Lederman who are sworn to me to be the Senior Vice President, and the Senior Vice President and Secretary, respectively, of Berkley Regional Insurance Company.

Kathleen Corey  
 Notary Public, State of Connecticut



**CERTIFICATE**

I, the undersigned, Assistant Secretary of BERKLEY REGIONAL INSURANCE COMPANY, DO HEREBY CERTIFY that the foregoing is a true, correct and complete copy of the original Power of Attorney; that said Power of Attorney has not been revoked or rescinded and that the authority of the Attorney-in-Fact set forth therein, who executed the bond or undertaking to which this Power of Attorney is attached, is in full force and effect as of this date.

Given under my hand and seal of the Company, this 20th day of December, 2013.

(Seal)

Andrew M. Tuma

WARNING - Any unauthorized reproduction or alteration of this document is prohibited. This power of attorney is void unless seals are readable and the certification seal at the bottom is embossed. The background imprint, warning and confirmation (on reverse) must be in blue ink.

## **Instructions for Inquiries and Notices Under the Bond Attached to This Power**

Berkley Surety Group is the affiliated underwriting manager for the surety business of: Acadia Insurance Company, Berkley Insurance Company, Berkley Regional Insurance Company, Carolina Casualty Insurance Company, Union Standard Insurance Company, Continental Western Insurance Company, and Union Insurance Company.

To verify the authenticity of the bond, please call (866) 768-3534 or email [BSGInquiry@berkleysurety.com](mailto:BSGInquiry@berkleysurety.com)

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Any written notices, inquiries, claims or demands to the surety on the bond to which this Rider is attached should be directed to:

Berkley Surety Group  
412 Mount Kemble Avenue  
Suite 310N  
Morristown, NJ 07960  
Attention: Surety Claims Department

Or

email [BSGClaim@berkleysurety.com](mailto:BSGClaim@berkleysurety.com)

Please include with all notices the bond number and the name of the principal on the bond. Where a claim is being asserted, please set forth generally the basis of the claim. In the case of a payment or performance bond, please identify the project to which the bond pertains.

### **IMPORTANT NOTICE**

To obtain information or make a complaint:

You may call Berkley Surety Group's toll-free telephone number for information or to make a complaint at:

**1-866-245-1973**

You may also write to Berkley Surety Group at:

Berkley Surety Group, Inc.  
412 Mt. Kemble Avenue  
Suite 310N  
Morristown, NJ 07960  
Attention: Surety Claims Department

OR

E-mail: [BSGClaim@wrbcSurety.com](mailto:BSGClaim@wrbcSurety.com)

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) 475-1771  
Web: <http://www.tdi.state.tx.us>  
E-mail: [ConsumerProtection@tdi.state.tx.us](mailto:ConsumerProtection@tdi.state.tx.us)

#### **PREMIUM OR CLAIM DISPUTES:**

Should you have a dispute concerning your premium or about a claim you should contact the company. 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:

Usted puede llamar al numero de telefono gratis de Berkley Surety Group's para informacion o para someter una queja al:

**1-866-245-1973**

Usted tambien puede escribir a Berkley Surety Group:

Berkley Surety Group, Inc.  
412 Mt. Kemble Avenue  
Suite 310N  
Morristown, NJ 07960  
Attention: Surety Claims Department

OR

E-mail: [BSGClaim@wrbcSurety.com](mailto:BSGClaim@wrbcSurety.com)

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](mailto: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 la compania 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.

## Engineering Department

**1124 Blume Road**  
**Phone: (281) 633-7500**

**PERMIT NO.**

079979

    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. 0180016**

**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 CPM/ Permit Administrator  
(REVISED 5/30/08)

**Date** 12/23/2013

**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. 84479  
(County Use Only)

Applicant Name Paskey Incorporated  
Applicant Mailing Address 128 South 8th Street  
City La Porte State Texas Zip 77571  
Work Phone 281.941.9321 Daytime Phone (mark) 281.203.2019  
Property Owner's Name Taylor Morrison Phone 281.598.3000  
Property Owner's Mailing Address 5353 W. Sam Houston Parkway North  
City Houston State Texas Zip 77041

**LOCATION OF PROPERTY**

Subdivision Grand Vista Sec 1 Lot      Blk       
Physical Address 400 ft. South of the Intersection of Beechnut & Harlem, on the East Side of the Road.  
(ATTACH A SITE MAP)

**SITE USE**

Driveway Curb & Gutter Section      Driveway - Open Ditch Section       
Culvert Only DUAL 94 - 24" 120' 0"

**DRIVEWAY REQUIREMENTS**

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

Does project comply with Fort Bend County Lighting Regulation Yes ( ) No ( )  
(Sec- Fort Bend County Outdoor Lighting Regulation on website [www.co.fort-bend.tx.us](http://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.

Signature of Applicant, Agent or Attorney

Printed Name

Curtis W. Paskey

Date

12/23/13

**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. 84479

(County Use Only)

Applicant Name Paskey Incorporated  
Applicant Mailing Address 128 S. 8th Street  
City La Porte State Texas Zip 77571  
Work Phone 281-941-9321 Daytime Phone 281-203-2019  
Property Owner's Name Taylor Morrison Phone 281-598-3000  
Property Owner's Mailing Address 5353 W. Sam Houston Parkway N.  
City Houston State Texas Zip 77041

**LOCATION OF PROPERTY**

Subdivision Grand Vista Sec 1 Lot \_\_\_\_\_ Blk \_\_\_\_\_  
Physical Address Approx. 400ft South from the intersection of Beechnut & Harlem  
on the East side of Harlem.  
(ATTACH A SITE MAP)

**SITE USE**

Driveway Curb & Gutter Section \_\_\_\_\_ Driveway - Open Ditch Section Temporary Culvert  
Culvert Only \_\_\_\_\_

**DRIVEWAY REQUIREMENTS**

Length 20' minimum and 40' maximum Number of drives \_\_\_\_\_  
(Sec - Fort Bend County Procedures to be followed for Commercial Driveway, and Median Openings or Modifications)  
Available on website [www.co.fort-bend.tx.us](http://www.co.fort-bend.tx.us)

Does project comply with Fort Bend County Lighting Regulation Yes ☐ No ☐  
(Sec- Fort Bend County Outdoor Lighting Regulation on website [www.co.fort-bend.tx.us](http://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.

Signature of Applicant, Agent or Attorney

Printed Name

Curtis W. Paskey

Date

12/19/13



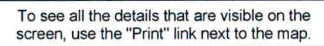


To see all the details that are visible on the screen, use the "Print" link next to the map.



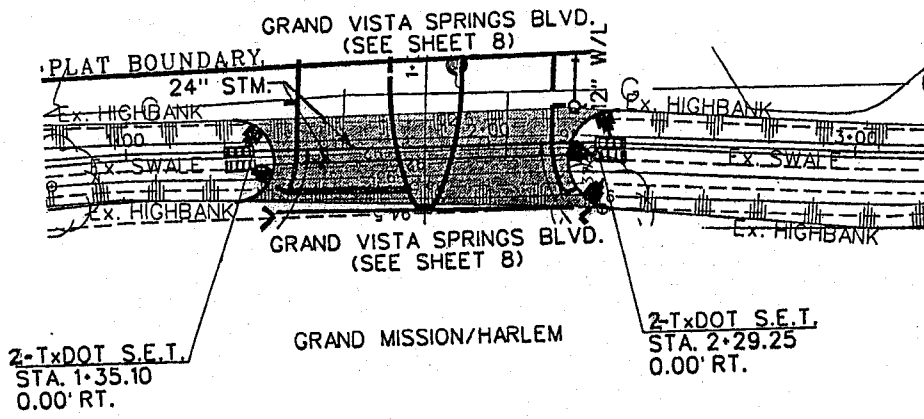
Temporary Culvert going into "Grand Vista" is 12 ft. south of the North Property Line. (marked above)





Temporary Construction Entrance.  
Going into Grand Vista 12ft. South  
of the North Property Line. (where arrow  
is pointing at on map)

Permanet Culvert is located on future  
"Grand Vista Springs Blvd."



EXIST. 2-YR W.S.E. = 94.00  
EXIST. 100-YR W.S.E. = 94.75  
PROP. 24" CULVERT 2-YR W.S.E. =  
PROP. 24" CULVERT 100-YR W.S.E. =

## 24" CULVERT

G UTILITIES PRIOR TO STARTING CONSTRUCTION

