## REVIEW BY FORT BEND COUNTY COMMISSIONERS COURT

On thi	s 25	day of	MARCH	,	2014	,Commissioners Court
came	on to be hea	rd and re	viewed the ac	comp	anying no	tice
of PRO	GRESSIVE EN	/IRONMEN	TAL SERVICES, IN	IC. dba	SWS ENVIR	ONMENTAL SERVICES
Job Lo	cation BEL	LAIRE BOUL	LEVARD		·	
Dated	03/10/14	Bond N	o. KO869828	4	, Pe	rmit No. <u>84525</u>
						t to, "A Revised Order
						epair of Buried Cables,
						ds, Streets, Highways, and
						Jurisdiction of the
						ssed by the Commissioners
						rust, 1987, recorded in
						Court of Fort Bend County, with Article 1436a, Vernon's
Texas	s, to the exte	nt tilat Su .c. Unon M	Iotion of Com	missio	ner Mx	, seconded
hy Co	mmissioner	s. Opon w		dulv r	out and ca	rried, it is ORDERED,
						urpose is hereby
ackno	wledged hy	the Com	missioners Co	urt of	Fort Bend	l County, Texas, and that sai
notice	e he nlaced o	n record	according to	the re	gulation o	rder thereof.
notio	o Do pracou.			·		
Notes	S:					
1.	Evidence o	f review l	y the Commi	ssione	rs Court r	nust be kept on the job site
			constitutes gr			
2.	Written no	tices are	required:			
			dvance of con			
	b. Whe					for final inspection
	Mail notice		Permit Admir			
			Fort Bend Cou		ngineerin	g
			301 JACKSON ST		160	
			RICHMOND, Tex 281-633-750		109	
2	Thic norm				late of nei	mit if construction has not
3.	commence		one (1) year		ate of pe	
	Commence	1	$\bigcap$			
By	lizel	DO			Presente	d to Commissioners Court
-	County Engi	neer			and appr	oved.
	1	. 1			Recorded	l in Volume <u>3-25-14</u>
By	Mark 11	cells?				of Commissioners Court.
-	Drainage Di	strict Eng	ineer/Manag	er		
	_				Clerk of C	Commissioners Court
					By_5/1	my Fion
(DEVI	SED 10/16/13	)			Dept	ıtv ´

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

AUTHORIZED

THE STATE OF TEXAS

BOND NO K08698284 §

Ş

KNOW ALL MEN BY THESE PRESENTS:

COUNTY OF FORT BEND

THAT WE, SWS Environmental Services whose address is 600 Grand Panama Blvd., Ste. 200, Panama City, FL 32407, 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 officer residing in the State of Texas, authorized to accept service in all suits and actions brought within said State is Im Jameson and whose address is Two Riverway, Ste. 900, Houston, TX 77056 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 Twenty One Thousand Dollars (\$21.000.00 ) 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 27 day of February , 20 14.

SWS Environmental Services

 $\overline{\mathbf{BY}}$ 

Westchester Pire Insurance Company

SURETY

BY Scott D. Chapman, 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:

\*RESQLVED, 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
- (2) Each duty 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.
- 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 in 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

Does hereby nominate, constitute and appoint Elaine Lewis, Jeanne Buchan, Justin McQuain, Keith Illa, Kevin McQuain, Marc V Halvorsen, Rhésa F Boulton, Rosalyn D Hassell, Scott D Chapman, all of the City of HOUSTON, 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 Five million dollars & zero cents (\$5,000,000.00) 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 December 2012.

WESTCHESTER FIRE INSURANCE COMPANY



Stephen M. Hangy . Vice President

#### COMMONWEALTH OF PENNSYLVANIA COUNTY OF PHILADELPHIA SS.

On this 14 day of December, AD. 2012 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 PENHSYLVANIA
NOTARIAL SEAL
KAREN E. BRANDT, Nobry Printe
Cay of Philodophia, Print. County
My Commission Expires Baptamber 26, 2014

Krise & Brandt

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 27 day of February 2014



William L. Killy William 1. Kelly, Assistant Burnetary

THIS POWER OF ATTORNEY MAY NOT BE USED TO EXECUTE ANY BOND WITH AN INCEPTION DATE AFTER December 14, 2014.

#### IMPORTANT NOTICE

#### TO OBTAIN INFORMATION OR MAKE A COMPLAINT:

You may contract **Westchester Fire Insurance Company** for information or to make a complaint at:

ACE USA Claims 6600 E. Campus Circle East, Suite 200 Irving, Texas 75063

(972) 465-7900 (972) 465-7645 Fax

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

Texas Department of Insurance P. O. Box 149104 Austin, Texas 78714-9104

(800) 252-3439

ATTACH THIS NOTICE TO YOUR BOND. This notice is for information only and does not become a part or a condition of the attached document and is given to comply with Section 2253-048, Government Code, and Section 53.202, Property Code, effective September 1, 2001.

#### **COUNTY OF FORT BEND**

#### **Engineering Department**

**301 JACKSON STREET** RICHMOND, Texas 77469 Johnny Ortega

**Permit Administrator** 

1124 Blume Road

Phone: (281) 633-7500

03/10/2014

Date

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

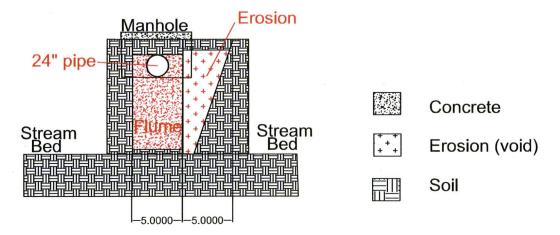
County" ar	ring "Notice of Proposed Cable, Conduit, and/or Pole and accompanying attachments have been reviewed a se regulations set by Commissioner's Court of Fort Bend	nd the notice conforms to
х		• /
	X a. Name of road, street, and/or drain:	age ditch affected.
	X b. Vicinity map showing course of dir	
	X c. Plans and specifications.	
X	_ (2) Bond:	
	District Attorney, approval when app	licable.
	Perpetual bond currently posted.	
	No	_
	Amount	_
	X Performance bond submitted.	
	No. K08698284	_
	Amount <u>\$21,000.00</u>	_
	Cashier's Check.	
	No	_
	Amount	_
	_ (3) Verbal permission given for emergencies, to sta	rt construction
	before approved in Commissioner's Court.	
	Precinct Engineer Acknowledgment	Date
	Precinct Commissioner Acknowledgment	Date
	(4) Adam Wright Drainage District Approval when applicable	

ministrator

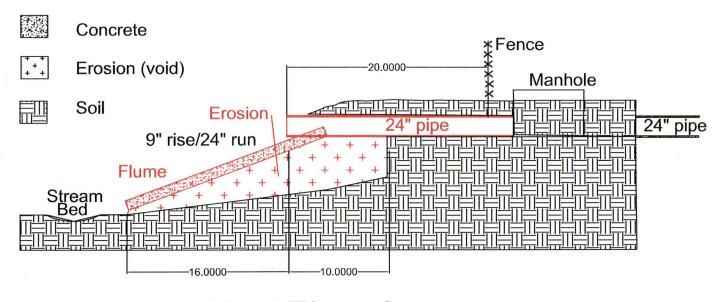
# NOTICE OF PROPOSED CABLE, CONDUIT AND/OR POLE LINE ACTIVITY IN, UNDER, ACROSS OR ALONG ROADS, STREETS, HIGHWAYS AND DRAINAGE DITCHES IN FORT BEND COUNTY

PERMIT No. 1932 PCT. No. 1900 No. No. 1932 PCT. No. 1930 No. 1932 PCT. PCT. PCT. PCT. PCT. PCT. PCT. PCT.	OND No	4525	DOT N	$\sim$						
ormal notice is hereby given that Progressive Emironsental Services, Inc. das SMS Environmental 5 roposes to lay, construct, maintain and/or repair cable, conduit and/or pole line, in, undeross, or along roads, streets, highways and drainage ditches in Fort Bend County, as follows:  In, Under, or Across Roads and/or Drainage Ditches  In, Under, or Across Roads and/or Drainage Ditches  In, Under, or Across Roads and/or Drainage Ditches  In Board		120011	PC1. NO.		<del></del>					
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roposes to lay, construct, maintain and/or repair cable, conduit and/or pole line, in, unde cross, or along roads, streets, highways and drainage ditches in Fort Bend County, as follows:  In, Under, or Across Roads and/or Drainage Ditches  load or : Distance & Direction From : Length of : Type of Construction   Rich Name : Nearest Intersection : Grossing : Bored: Jacked: Driven: Cased   Rainage Ditch : : : : : : : : : : : : : : : : : : :		hereby gi	ven that Progr	ressive Env	ironmental	Servic	es, Inc. d	ba SWS	Enviror	nmental Se
In, Under, or Across Roads and/or Drainage Ditches  oad or	roposes to lay	y, constru	ct, maintain	and/or rep	oair cable,	cond	uit and/o	r pole	line, i	in, under,
Along Roads and/or Drainage Ditches  Oad or Distance & Direction From To Distance Construction Rich Name Nearest Intersection To Distance Construction Roads and Drainage Ditches  Oad or Distance & Direction From To Distance Construction Roads and Drainage Ditches  Oad or Distance & Direction From To Distance To D	,				_			-	,, u.o	
Ideh Name   Nearest Intersection   Crossing   Bored: Jacked: Driven: Cased   Estath   1/4 mile East of Firkwood   N/A						amayı				
Along Roads and/or Drainage Ditches  Distance & Direction From To Distance it have been been been been been been been be	itch Name :	Neare	est Intersectio	on : (	Crossing	;				
Distance & Direction From To Distance Chick Name Nearest Intersection To Distance Nearest Intersection To Distance The Nearest Intersection To Distance To Distance The Nearest Intersection To Distance The D		1/4 MITE E	ast of Kirkwoo	;	N/A	:	:	:	:	
Distance & Direction From To Distance Chick Name Nearest Intersection To Distance Nearest Intersection To Distance The Nearest Intersection To Distance To Distance The Nearest Intersection To Distance The D	:			:		:	:	:	:	
Oad Or : Distance & Direction From : To : Distance itch Name : Nearest Intersection : N/A see attached : N/A see attached : N/A see attached : drawing : drawing : : : : : : : : : : : : : : : : : : :				•			•			
Distance & Direction From To Distance Report Rith Name Nearest Intersection Distance The Name Nearest Intersection Distance Dista			Alama Da		- D!		<del></del>			<u> </u>
itch Name : Nearest Intersection : South Drainage 1/4 mile East of Kirkwood N/A see attached N/A : drawing : drawing : : : : : : : : : : : : : : : : : : :		·				Ditche	es 			
: drawing :  :: : : : : : : : : : : : : : : : :		: N	learest inters	ection	:			: Dista :	ance	
General Description  move concrete flume and concrete pipe from flume to manhole inside fence. Backfill voids with soil; ea and area where flume/pipe were removed. Level backfilled soil even with existing grade of surrou ea and slope of the ditch. See attached drawing.  The Location and description of the proposed installation and appurtenances is more fully shown on the tached detail drawings. The laying, construction, maintenance and/or repair of the proposed installationall be subject to "A Revised Order Regulating the Laying, Construction, Maintenance and/or Repair of ables, Condults, and/or Pole Lines, In, Under, Across, or Along Roads, Streets, Highways and Drainag tehes 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 the Minutes of the Commissioners Court of Fort Bend County (appears).  The conduction of the Minutes of the Commissioners Court of Fort Bend County (appears).  The county of the Minutes of the Commissioners Court of Fort Bend County (appears).  The county of the Minutes of the Commissioners Court of Fort Bend County (appears).  The county of the Minutes of the Commissioners Court of Fort Bend County (appears).  The county of the Minutes of the Commissioners Court of Fort Bend County (appears).  The county of the Minutes of the Commissioners Court of Fort Bend County (appears).  The county of the Minutes of the Commissioners Court of Fort Bend County.  The county of the Minutes of the Commissioners Court of Fort Bend County.  The county of the Minutes of the Commissioners Court of Fort Bend County.  The county of the Minutes of the Commissioners Court of Fort Bend County.  The county of the Minutes of the Commissioners Court of Fort Bend County.  The counter of the proposed installation and appurtenances and/or repair of the proposed installation and appurtenances and/or repair of the proposed installation and appurtenances and/or repair of the proposed	3	= 1/4 mil	e East of Kirk	cwood	,		tached	N/A		
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lail to: Permit Administrator/Fort Bend County Engineering P.O. Box 1449, Rosenberg, TX 77471.  fiolation of requirements shall constitute grounds for job shut down.  Progressive Environmental Services, Inc.  COMPANY NAME: SWS Environmental Services  AGENT and/or OWNER  NAME & TITLE  Outdoor Lighting Ordinance?  DATE  February 27, 2014  Yes ( x )  ADDRESS  1700 North E Street  (Street/P.O. Box)	tached detail dr nall be subject to ables, Conduits, itches in Fort E ounty, Texas," a ugust, 1987, rec	awings. The to "A Revise, and/or Polestend Countries passed in	le laying, cons led Order Regi le Lines, In, Ui y, Texas, Und by Commission	truction, manual ulating the nder, Acros er the Juri ners Court	aintenance Laying, Co s, or Along sdiction of of Fort Be	and/or nstruct Road the C	repair of t tion, Maint s, Streets, ommission inty, Texas	he propenance Highwaters Co , dated	oosed i and/or ays and urt of the 3r	nstallation Repair of Drainage Fort Bend d. day of
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Does project comply with Fort Bend County Outdoor Lighting Ordinance?  Page 1700 North E Street No ( )  AGENT and/or OWNER  (Signature) (Please Print) (Please Print) (Please Print) (Street/P.O. Box)	tached detail dr nall be subject to ables, Conduits, itches in Fort E ounty, Texas," a ugust, 1987, rec exas.  Tritten notices are ail to: Perm P.O. I	rawings. The "A Revise, and/or Poles Bend Count as passed to corded in Verein and the required:  it Administres Box 1449, R	ne laying, consided Order Registed Lines, In, Uity, Texas, Undoy Commission olume 639 of 1) 48 hours in 2) when considerator/Fort Bendosenberg, TX 7	truction, manulating the nder, Acros er the Juriners Court the Minutes advance of truction is county Engineers.	aintenance Laying, Co is, or Along sdiction of of Fort Bei of the Co start of co complete an gineering	and/or nstruct g Road the C nd Cou mmissi nstructi d ready	repair of to tion, Maint s, Streets, ommission inty, Texas loners Cou ion and y for final in	he propenance Highwa ers Co , dated ert of Fo	oosed in and/or and/or and	nstallation Repair of Drainage Fort Bend d. day of nd County,
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(accessible 24 hrs/day, 7 days/week)



# South Elevation



### West Elevation

#### Notes:

- 1. Remove concrete flume and concrete pipe from flume to manhole inside fence.
- 2. Backfill voids with soil; the eroded area and area where flume/pipe were removed.
- 3. Level backfilled soil even with existing grade of surrounding area and slope of the ditch.

