

172

## REVIEW BY FORT BEND COUNTY COMMISSIONERS COURT

On this 23 day of SEPTEMBER, 2014, Commissioners Court  
came on to be heard and reviewed the accompanying notice  
of HURTADO CONSTRUCTION CO.

Job Location LONG POINT SLOUGH

Dated 09/12/14 BOND NO. 58S207151, Permit No. 84683  
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 Mayers, 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  
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 [Signature]  
Drainage District Engineer/Manager

Presented to Commissioners Court  
and approved.

Recorded in Volume 9-23-14  
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 58S207151

THE STATE OF TEXAS       §

KNOW ALL MEN BY THESE PRESENTS:

COUNTY OF FORT BEND       §

THAT WE, Hurtado Construction Company whose address is 2115 Center Street, Richmond, Texas, 77469, Texas, hereinafter called the Principal, and West American Insurance Company, a Corporation existing under and by virtue of the laws of the State of Indiana and authorized to do an indemnifying business in the State of Texas, and whose principal office is located at 350 E. 96th St., Indianapolis, Indiana 46240, whose officer residing in the State of Texas, authorized to accept service in all suits and actions brought within said State is Jeremy Medeiros and whose address is 8350 N. Central Expressway, Suite 850, Dallas, Texas 75206 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 One Hundred Thirty One Thousand One Hundred Sixty Dollars (\$131,167.75) 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;

Lakehead Lane (Desert Brook to Sinclair Crest)

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.

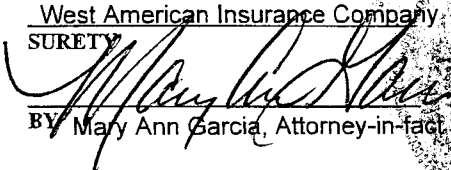
It is understood that at any time Fort Bend County deems itself insecure under this bond, it may require further and/or additional bonds of the principal.

EXECUTED this 10th day of September, 2014.

Hurtado Construction Company  
PRINCIPAL

BY 

West American Insurance Company  
SURETY

BY  Mary Ann Garcia, Attorney-in-fact

**THIS POWER OF ATTORNEY IS NOT VALID UNLESS IT IS PRINTED ON RED BACKGROUND.**

This Power of Attorney limits the acts of those named herein, and they have no authority to bind the Company except in the manner and to the extent herein stated.

Certificate No. 6476169

American Fire and Casualty Company  
The Ohio Casualty Insurance Company

Liberty Mutual Insurance Company  
West American Insurance Company

**POWER OF ATTORNEY**

KNOWN ALL PERSONS BY THESE PRESENTS: That American Fire & Casualty Company and The Ohio Casualty Insurance Company are corporations duly organized under the laws of the State of New Hampshire, that Liberty Mutual Insurance Company is a corporation duly organized under the laws of the State of Massachusetts, and West American Insurance Company is a corporation duly organized under the laws of the State of Indiana (herein collectively called the "Companies"), pursuant to and by authority herein set forth, does hereby name, constitute and appoint, Cynthia A. Peters; David A. Castillo; Jo Ann Parker; Judy M. Dold; Larry H. Senkel; Mark H. Hilliard; Mary Ann Garcia

all of the city of Houston, state of TX each individually if there be more than one named, its true and lawful attorney-in-fact to make, execute, seal, acknowledge and deliver, for and on its behalf as surety and as its act and deed, any and all undertakings, bonds, recognizances and other surety obligations, in pursuance of these presents and shall be as binding upon the Companies as if they have been duly signed by the president and attested by the secretary of the Companies in their own proper persons.

IN WITNESS WHEREOF, this Power of Attorney has been subscribed by an authorized officer or official of the Companies and the corporate seals of the Companies have been affixed thereto this 4th day of March, 2014.



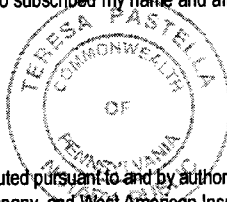
American Fire and Casualty Company  
The Ohio Casualty Insurance Company  
Liberty Mutual Insurance Company  
West American Insurance Company

By: David M. Carey  
David M. Carey, Assistant Secretary

STATE OF PENNSYLVANIA ss  
COUNTY OF MONTGOMERY

On this 4th day of March, 2014, before me personally appeared David M. Carey, who acknowledged himself to be the Assistant Secretary of American Fire and Casualty Company, Liberty Mutual Insurance Company, The Ohio Casualty Insurance Company, and West American Insurance Company, and that he, as such, being authorized so to do, execute the foregoing instrument for the purposes therein contained by signing on behalf of the corporations by himself as a duly authorized officer.

IN WITNESS WHEREOF, I have hereunto subscribed my name and affixed my notarial seal at Plymouth Meeting, Pennsylvania, on the day and year first above written.



COMMONWEALTH OF PENNSYLVANIA  
Notaria Sen  
Teresa Pastella, Notary Public  
Plymouth Twp., Montgomery County  
My Commission Expires March 28, 2017  
Members, Pennsylvania Association of Notaries

By: Teresa Pastella  
Teresa Pastella, Notary Public

This Power of Attorney is made and executed pursuant to and by authority of the following By-laws and Authorizations of American Fire and Casualty Company, The Ohio Casualty Insurance Company, Liberty Mutual Insurance Company, and West American Insurance Company which resolutions are now in full force and effect reading as follows:

**ARTICLE IV – OFFICERS** – Section 12. Power of Attorney. Any officer or other official of the Corporation authorized for that purpose in writing by the Chairman or the President, and subject to such limitation as the Chairman or the President may prescribe, shall appoint such attorneys-in-fact, as may be necessary to act in behalf of the Corporation to make, execute, seal, acknowledge and deliver as surety any and all undertakings, bonds, recognizances and other surety obligations. Such attorneys-in-fact, subject to the limitations set forth in their respective powers of attorney, shall have full power to bind the Corporation by their signature and execution of any such instruments and to attach thereto the seal of the Corporation. When so executed, such instruments shall be as binding as if signed by the President and attested to by the Secretary. Any power or authority granted to any representative or attorney-in-fact under the provisions of this article may be revoked at any time by the Board, the Chairman, the President or by the officer or officers granting such power or authority.

**ARTICLE XIII – Execution of Contracts – SECTION 5. Surety Bonds and Undertakings.** Any officer of the Company authorized for that purpose in writing by the chairman or the president, and subject to such limitations as the chairman or the president may prescribe, shall appoint such attorneys-in-fact, as may be necessary to act in behalf of the Company to make, execute, seal, acknowledge and deliver as surety any and all undertakings, bonds, recognizances and other surety obligations. Such attorneys-in-fact subject to the limitations set forth in their respective powers of attorney, shall have full power to bind the Company by their signature and execution of any such instruments and to attach thereto the seal of the Company. When so executed such instruments shall be as binding as if signed by the president and attested by the secretary.

**Certificate of Designation** – The President of the Company, acting pursuant to the Bylaws of the Company, authorizes David M. Carey, Assistant Secretary to appoint such attorneys-in-fact as may be necessary to act on behalf of the Company to make, execute, seal, acknowledge and deliver as surety any and all undertakings, bonds, recognizances and other surety obligations.

**Authorization** – By unanimous consent of the Company's Board of Directors, the Company consents that facsimile or mechanically reproduced signature of any assistant secretary of the Company, wherever appearing upon a certified copy of any power of attorney issued by the Company in connection with surety bonds, shall be valid and binding upon the Company with the same force and effect as though manually affixed.

I, Gregory W. Davenport, the undersigned, Assistant Secretary, of American Fire and Casualty Company, The Ohio Casualty Insurance Company, Liberty Mutual Insurance Company, and West American Insurance Company do hereby certify that the original power of attorney of which the foregoing is a full, true and correct copy of the Power of Attorney executed by said Companies, is in full force and effect and has not been revoked.

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed the seals of said Companies this 10th day of September, 20 14.



By: Gregory W. Davenport  
Gregory W. Davenport, Assistant Secretary

Not valid for mortgage, note, loan, letter of credit, currency rate, interest rate or residual value guarantees.

To confirm the validity of this Power of Attorney call 1-610-832-8240 between 9:00 am and 4:30 pm EST on any business day.



## Important Notice

TO OBTAIN INFORMATION OR TO MAKE A COMPLAINT:

You may write to Liberty Mutual Surety at:

Liberty Mutual Surety  
Interchange Corporate Center  
450 Plymouth Road, Suite 400  
Plymouth Meeting, PA 19462-8284

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 a premium, you should contact the agent first. If you have a dispute concerning a claim, you should contact the company first. 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.

## **IMPORTANT NOTICE**

**TO OBTAIN INFORMATION OR MAKE A COMPLAINT:  
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, TEXAS 78714-9104  
FAX #(512) 475-1771**

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

**SHOULD YOU HAVE A DISPUTE CONCERNING YOUR PREMIUM  
OR ABOUT A CLAIM, YOU SHOULD CONTACT THE AGENT OR  
COMPANY FIRST. 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.**

# COUNTY OF FORT BEND

## Engineering Department

301 JACKSON STREET  
RICHMOND, Texas 77469

Johnny Ortega  
Permit Administrator

1124 Blume Road  
Phone: (281) 633-7500

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

PERMIT NO. 084683

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. 58S207151
- Amount \$131,167.75
- 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) Adam Wright
- Drainage District Approval when applicable

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

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

09/11/2014  
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. \_\_\_\_\_

PERMIT No. 84683

PCT. No. 3

BOND No. 585207151

Formal notice is hereby given that \_\_\_\_\_  
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
LONG POINT APPROX. 380' N. of SLOUGH: SINCLOIR CREEK LN.						

**Along Roads and/or Drainage Ditches**

Road or Ditch Name	Distance & Direction From Nearest Intersection	To	Distance

**General Description**

Installation of 4- 13' 10" x 12' Box Culverts and  
5" Slope Paving

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  
301 Jackson Richmond, TX 77469.

Violation of Requirements shall constitute grounds for job shut down.

As of 9/1/2014, we will no longer mail out permits. Instead, we will email them.

Please complete:

Name: \_\_\_\_\_

Email address: \_\_\_\_\_

COMPANY NAME: HURTADO CONSTRUCTION CO.  
AGENT AND/OR OWNER

NAME & TITLE: BENJAMIN C. VASQUEZ, CM  
(Signature)

DATE: 09/10/2014

ADDRESS: 2115 CENTRAL ST.

RICHMOND, TX. 77469  
City State Zip

TELEPHONE No. 281 802 8717

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

**(DESERT BROOK TO SINCLAIR CREST LANE)**





① Curve Data  
Δ = 720215°  
R = 732.00'  
T = 532.19'  
L = 920.36'

GRAND MISSION  
ESTATES SEC. 2  
Plot No. 2008141062 FB/CPR

PARENT TRACT  
REMAINDER OF A CALLED 287.3 ACRES  
TO 688 DEVELOPMENT INC  
BY CORRECTION SPECIAL WARRANTY  
DEED AND BILL OF SALE  
OF NO. 20051238046 TRAC-280282

CALLED 37.02 ACRES  
 TO GRAND MISSION MUNICIPAL  
 UTILITY DISTRICT NO. 2  
 BY SPECIAL WARRANTY DEED  
 OF NO. 2007124850 FB00P000P

2526 Central Vertical Curve Data, No. 1				
Station	Elevation	Slope	Grade	Difference
364.57	95.55	1.00%		
364.54	95.50	0.09%		0.03
364.51	95.46	0.03%		0.08
364.48	95.42	0.04%		0.09
364.44	95.36	0.17%		0.04
364.40	95.31	0.26%		0.07
364.34	95.27	0.26%		0.05
364.28	95.23	0.25%		0.05
364.23	95.18	0.24%		0.04
364.18	95.13	0.23%		0.03
364.14	95.10	0.21%		0.01
364.10	95.07	0.19%		0.02
364.06	95.04	0.18%		0.04
364.04	95.02	0.16%		0.03
364.00	95.00	0.15%		0.01
363.96	94.97	0.13%		0.03
363.92	94.94	0.11%		0.01
363.88	94.91	0.09%		0.02
363.84	94.88	0.07%		0.04
363.80	94.85	0.06%		0.05
363.76	94.82	0.04%		0.08
363.72	94.79	0.03%		0.07
363.68	94.76	0.02%		0.02
363.64	94.73	0.01%		0.04
363.60	94.70	0.00%		0.05
363.56	94.67	0.00%		0.04
363.52	94.64	0.00%		0.06
363.48	94.61	0.00%		0.08
363.44	94.58	0.00%		0.04
363.40	94.55	0.00%		0.04
363.36	94.52	0.00%		0.05
363.32	94.49	0.00%		0.06
363.28	94.46	0.00%		0.05
363.24	94.43	0.00%		0.04
363.20	94.40	0.00%		0.03
363.16	94.37	0.00%		0.02
363.12	94.34	0.00%		0.01
363.08	94.31	0.00%		0.01
363.04	94.28	0.00%		0.02
363.00	94.25	0.00%		0.03
362.96	94.22	0.00%		0.04
362.92	94.19	0.00%		0.05
362.88	94.16	0.00%		0.06
362.84	94.13	0.00%		0.07
362.80	94.10	0.00%		0.08
362.76	94.07	0.00%		0.09
362.72	94.04	0.00%		0.10
362.68	94.01	0.00%		0.11
362.64	93.98	0.00%		0.12
362.60	93.95	0.00%		0.13
362.56	93.92	0.00%		0.14
362.52	93.89	0.00%		0.15
362.48	93.86	0.00%		0.16
362.44	93.83	0.00%		0.17
362.40	93.80	0.00%		0.18
362.36	93.77	0.00%		0.19
362.32	93.74	0.00%		0.20
362.28	93.71	0.00%		0.21
362.24	93.68	0.00%		0.22
362.20	93.65	0.00%		0.23
362.16	93.62	0.00%		0.24
362.12	93.59	0.00%		0.25
362.08	93.56	0.00%		0.26
362.04	93.53	0.00%		0.27
362.00	93.50	0.00%		0.28
361.96	93.47	0.00%		0.29
361.92	93.44	0.00%		0.30
361.88	93.41	0.00%		0.31
361.84	93.38	0.00%		0.32
361.80	93.35	0.00%		0.33
361.76	93.32	0.00%		0.34
361.72	93.29	0.00%		0.35
361.68	93.26	0.00%		0.36

