

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

# Fort Bend County Engineering Department 301 Jackson Suite 401

301 Jackson Suite 401 Richmond, Texas 77469 281.633.7500

Permits@fortbendcountytx.gov

| Right  | of Way Permit  |  |  |
|--|--|--|--|
| X Comr   | mercial Driveway Permit  |  |  |
|  | 2023-59858   |  |  |
|  |  |  |  |
|  | A STATE OF THE PARTY OF THE PAR |  |  |
| Applicant: P&Z Logistics, Inc.   |  |  |  |
| Job Location Site: 24823, High Desert Ln, T  | X 77494  |  |  |
| Bond No. Date of Bond:   | 2/17/2023 Amount: \$30,000.00  |  |  |
|  | The state of the s |  |  |
| The above applicant came to make use of certain Fort Bend County property subject to, "The 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, of the Minutes of the Commissioners Court of Fort Bend County, Texas, to the extent that such order is not inconsistent with Chapter 181, Vernon's Texas Statutes and Codes Annoted. |  |  |  |
|  |  |  |  |
| Notes:   |  |  |  |
|  | Court must be kept on the job site and failure to do so constitutes  |  |  |
| grounds for job shutdown.  2. Written notices are required, via email, for certain construction activities in County right-of-way. Contact permits@fbctx.gov for a copy of the notification procedure applicable to your project.  |  |  |  |
|  | e of permit if construction has not commenced.   |  |  |
| 4. This permit applies to work performed within right-of-ways owned and maintained by Fort Bend County only,   |  |  |  |
| and it is the responsibility of the applicant  | t to acquire all other necessary permits and permissions.  |  |  |
|  |  |  |  |
| On this 14th day of March, 2023, Upon Motion of Commissioner Mcyers , seconded by Commissioner Morales , duly put and carried, it is ORDERED, ADJUDGED 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.  |  |  |  |
| Signature  | Presented to Commissioners Court and approved.   |  |  |
| 1011   | 2 2 2 2 2 2  |  |  |
| By: Lean Zalation  | Date Recorded Comm. Court No   |  |  |
| County Engineer  |  |  |  |
| 방 병의 함   | Clerk of Commissioners Court   |  |  |
| N/A  | 1 .  |  |  |
| Ву:  | By: Kimby adail  |  |  |
| Drainage District Engineer/Manager   | Deputy   |  |  |
|  |  |  |  |



Permit Administrator

### REVIEW BY FORT BEND COUNTY COMMISSIONERS COURT

#### Fort Bend County Engineering Department 301 Jackson Suite 401

301 Jackson Suite 401 Richmond, Texas 77469 281.633.7500 Permits@fortbendcountytx.gov

Date

| F ND COM           | X Com   | nt of Way Permit<br>Imercial Driveway P<br>2023-59858 | ermit   |  |
|--------------------|---|---|---|--|
|                    | nave been reviewed and the notic  |   | activity in Fort Bend County" and accon<br>oriate regulations set by Commissioner |  |
| (1) COMPLETE X X X | a. Name of road, street, and/or<br>b. Vicinity map showing course<br>c. Plans and specifications                        | (25).   | ed.   |  |
| (2) BOND:  X       | County Attorney, approval when applicable. Perpetual bond currently posted. Performance bond submitted. Cashier's Check | Bond No:  Bond No:  Check No:                         | Amount: \$30,000.00 Amount:   |  |
| Drainage Dis       | GE DISTRICT APPROVAL (WHE   | -   | Date  |  |
|                    | ewed this project and agree it n  | neets minimum requ                                    | 3/3/2023  |  |

#### PERFORMANCE BOND COVERING ALL CABLE, CONDUIT AND/OR POLE LINE ACTIVITY IN, UNDER, ACROSS OR ALONG FORT BEND COUNTY ROAD, COMMERCIAL DRIVEWAY AND MEDIAN OPENINGS OR MODIFICATIONS (AUTHORIZED)

| THE STATE OF TEXAS  | § |                                 |  |
|---------------------|---|---------------------------------|--|
| COUNTY OF FORT BEND | § | KNOW ALL MEN BY THESE PRESENTS: |  |

| oble rolest br., n                      | umble, in 77540  | Texas   |
|---|--|---|
| WESTERN SURETY                          | COMPANY  | , a Corporation existing under and  |
| South Dakota                            | and authorized t   | to do an indemnifying business in the state o   |
| cated at (name/addres                   | s/phone) P.O. Bo   | x 5077, Sioux Falls,  |
|   |  | te of Texas, authorized to accept service in al   |
|   |  |   |
|   |  | Land, TX 77478  |
| and firmly bound unt<br>Thirty Thousand | o , KP George, Coul<br>and 00/100  | nty Judge of Fort Bend County, Texas, or his  |
| ) current, lawful mor                   | ney of the United Sta  | ates of America, to be paid to said KP George   |
|   | WESTERN SURETY South Dakota cated at (name/addres 53 , whose office state is Insurance South Sugar Creek Center and firmly bound unt Thirty Thousand | cated at (name/address/phone) P.O. Bo<br>153 , whose officer residing in the State<br>state is Insurance Solutions of Texas<br>E Sugar Creek Center Blvd., Sugar<br>I and firmly bound unto, KP George, Court<br>Thirty Thousand and 00/100 |

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

WESTERN SURETY COMPANY

SURET

CCM 3-14-2013# Fort Bend County Clerk Return Div Supervisor Admin RAC # 2023-59858

# Western Surety Company

#### POWER OF ATTORNEY

#### KNOW ALL MEN BY THESE PRESENTS:

That WESTERN SURETY COMPANY, a corporation organized and existing under the laws of the State of South Dakota, and authorized and licensed to do business in the States of Alabama, Alaska, Arizona, Arkansas, California, Colorado, Connecticut, Delaware, District of Columbia, Florida, Georgia, Hawaii, Idaho, Illinois, Indiana, Iowa, Kansas, Kentucky, Louisiana, Maine, Maryland, Massachusetts, Michigan, Minnesota, Mississippi, Missouri, Montana, Nebraska, Nevada, New Hampshire, New Jersey, New Mexico, New York, North Carolina, North Dakota, Ohio, Oklahoma, Oregon, Pennsylvania, Rhode Island, South Carolina, South Dakota, Tennessee, Texas, Utah, Vermont, Virginia, Washington, West Virginia, Wisconsin, Wyoming, and the United States of America, does hereby make, constitute and appoint

| Adam Louis Harris  | of Sugar Land   |
|--|---|
| State of Texas   | , with limited authority, its true and lawful Attorney-in-Fact, will full power and   |
|  | cknowledge and deliver for and on its behalf as Surety and as its act and deed, the   |
| following bond:  |   |
| Cable, Conduit and/or Po   | le line Activity in, under, across or along County Roads  |
| One County of Fort Bend  |   |
| ar nor soul  |   |
| bond with  |   |
| for P & Z Logistics, Inc.  |   |
| as Principal in the penalty amount not to exceed   | ed: \$ 30,000.00  |
| duly adopted and now in force, to-wit:   | the following is a true and exact copy of Section 7 of the by-laws of Western Surety Company  |
| Section 7. All bonds, policies, undertakings, l  | Powers of Attorney, or other obligations of the corporation shall be executed in the corporate any Assistant Secretary, Treasurer, or any Vice President, or by such other officers as the  |
| Board of Directors may authorize. The President  | any Vice President, Secretary, any Assistant Secretary, or the Treasurer may appoint  |
| Attorneys-in-Fact or agents who shall have authority   | to issue bonds, policies, or undertakings in the name of the Company. The corporate seal is   |
| not necessary for the validity of any bonds, policies,<br>such officer and the corporate seal may be printed b | undertakings, Powers of Attorney or other obligations of the corporation. The signature of any vifacsimile.   |
|  |   |
|  | RN SURETY COMPANY has caused these presents to be executed by its   |
| vice President with  | the corporate seal affixed this day of,   |
|  |   |
| ATTEST   | WESTERN SUBETY COMPANY  |
| $\mathcal{Y}$  | WESTERN SUBETY COMPANY  |
| A Bauder Assis   | tant Secretary Paul T. Bruflat, Vice President  |
| L. Dauder, Assis   | tall Secretary 7 Facility Programmes  |
|  |   |
|  | Same Same Same Same Same Same Same Same   |
|  | 22.007.004.32   |
| STATE OF SOUTH DAKOTA  |   |
| es   |   |
| COUNTY OF MINNEHAHA  |   |
|  | A CONTRACT OF THE PARTY OF THE |
| On this day of   | , before me, a Notary Public, personally appeared   |
| Paul T. Bruflat  | and L. Bauder   |
| who, being by me duly sworn, acknowledged  | that they signed the above Power of Attorney as Vice President  |
|  | said WESTERN SURETY COMPANY, and acknowledged said instrument to be the   |
| voluntary act and deed of said Corporation.  |   |
| M. BENT  | $\mu_{\Omega}$ $\Omega$   |
| NOTARY PUBLIC SEAL   | M. Bent   |
| SOUTH DAKOTA SEAL  | Notary Public   |
| *  | My Commission Expires March 2, 2026   |
| To validate bond authenticity, go to wy  | ww.cnasurety.com > Owner/Obligee Services > Validate Bond Coverage.   |

Figure: 28 TAC §1.601(a)(3)

#### IMPORTANT NOTICE

- 1 To obtain information or make a complaint:
- 2 You may contact Western Surety Company, Surety Bonding Company of America or Universal Surety of America at 605-336-0850.
- 3 You may call Western Surety Company's, Surety Bonding Company of America's or Universal Surety of America's toll-free telephone number for information or to make a complaint at:

#### 1-800-331-6053

4 You may also write to Western Surety Company, Surety Bonding Company of America or Universal Surety of America at:

P.O. Box 5077 Sioux Falls, SD 57117-5077

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

#### 1-800-252-3439

6 You may write the Texas Department of Insurance:

P.O. Box 149104 Austin, TX 78714-9104 Fax: (512) 490-1007 Web: www.tdi.texas.gov

E-Mail: ConsumerProtection@tdi.texas.gov

#### 7 PREMIUM OR CLAIM DISPUTES:

Should you have a dispute concerning your premium or about a claim you should contact Western Surety Company, Surety Bonding Company of America or Universal Surety of America first. If the dispute is not resolved, you may contact the Texas Department of Insurance.

#### 8 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:

Puede comunicarse con Western Surety Company, Surety Bonding Company of America o Universal Surety of America al 605-336-0850.

Usted puede llamar al numero de telefono gratis de Western Surety Company's, Surety Bonding Company of America's o Universal Surety of America's para informacion o para someter una queja al:

#### 1-800-331-6053

Usted tambien puede escribir a Western Surety Company, Surety Bonding Company of America o Universal Surety of America:

P.O. Box 5077 Sioux Falls, SD 57117-5077

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) 490-1007 Web: www.tdi.texas.gov

E-Mail: ConsumerProtection@tdi.texas.gov

#### **DISPUTAS SOBRE PRIMAS O RECLAMOS:**

Si tiene una disputa concerniente a su prima o a un reclamo, debe comunicarse con el Western Surety Company, Surety Bonding Company of America o Universal Surety of America 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.

FILED AND RECORDED OFFICIAL PUBLIC RECORDS

Laura Richard, County Clerk Fort Bend County Texas March 17, 2023 04:37:53 PM

FEE: \$0.00

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