



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

**Fort Bend County  
Engineering Department**  
301 Jackson Suite 401  
Richmond, Texas 77469  
281.633.7500  
[Permits@fortbendcountytx.gov](mailto:Permits@fortbendcountytx.gov)

☐

Right of Way Permit

☒

Commercial Driveway Permit

Permit No: 2023-64235

AS PER ORIGINAL

**Applicant:** Westmoreland Builders, LLC

**Job Location Site:** 10803 W. Grand Pkwy S., Richmond, TX 77407

**Bond No.**                      **Date of Bond:** 9/8/2023 **Amount:** \$5,000.00

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 Annotated.

**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, via email, for certain construction activities in County right-of-way. Contact [permits@fbctx.gov](mailto:permits@fbctx.gov) for a copy of the notification procedure applicable to your project.
3. This permit expires one (1) year from date 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 to acquire all other necessary permits and permissions.

On this 10th day of October, 2023, Upon Motion of Commissioner Meyers, 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.

By: Sean Eglinton

Date Recorded 10/10/2023 Comm. Court No. 13D9

County Engineer

Clerk of Commissioners Court

N/A

By: N/A

By: Kimberly Adair

Drainage District Engineer/Manager

Deputy



**REVIEW BY FORT BEND COUNTY**  
**COMMISSIONERS COURT**

**Fort Bend County**  
**Engineering Department**  
301 Jackson Suite 401  
Richmond, Texas 77469  
281.633.7500  
[Permits@fortbendcountytexas.gov](mailto:Permits@fortbendcountytexas.gov)

☐ Right of Way Permit  
☒ Commercial Driveway Permit  
Permit No: 2023-64235

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.

**(1) COMPLETE APPLICATION FORM:**

- |                                     |  |
|-------------------------------------|--|
| <input checked="" type="checkbox"/> | a. Name of road, street, and/or drainage ditch affected. |
| <input checked="" type="checkbox"/> | b. Vicinity map showing course of directions             |
| <input checked="" type="checkbox"/> | c. Plans and specifications                              |

**(2) BOND:**

AS PER ORIGINAL	<input type="checkbox"/>	County Attorney, approval when applicable.		
	<input type="checkbox"/>	Perpetual bond currently posted.	Bond No:	Amount:
	<input checked="" type="checkbox"/>	Performance bond submitted.	Bond No: [REDACTED]	Amount: \$5,000.00
	<input type="checkbox"/>	Cashier's Check	Check No:	Amount:

**(3) DRAINAGE DISTRICT APPROVAL (WHEN APPLICABLE):**

\_\_\_\_\_  
Drainage District Approval

\_\_\_\_\_  
Date

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

  
\_\_\_\_\_  
Permit Administrator

9/27/2023

\_\_\_\_\_  
Date





**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)**

BOND NO [REDACTED]

THE STATE OF TEXAS §

KNOW ALL MEN BY THESE PRESENTS:

COUNTY OF FORT BEND §

THAT WE, Westmoreland Builders, LLC whose (address, phone) is 1597 Hart Street, Southlake, TX 76092, 817-416-4741 Texas, hereinafter called the Principal, and Western Surety Company, a Corporation existing under and by virtue of the laws of the state of SD and authorized to do an indemnifying business in the state of Texas, and whose principal office is located at (name/address/phone) 151 N. Franklin St., Chicago, IL 60606, whose officer residing in the State of Texas, authorized to accept service in all suits and actions brought within said state is IL and whose address is 151 North Franklin, 17<sup>th</sup> Floor, Chicago, IL 60606, hereinafter called the Surety, and held and firmly bound unto, KP George, County Judge of Fort Bend County, Texas, or his successors in office, in the full sum of Five Thousand and 00/100 Dollars (\$ 5,000.00 ) current, lawful money of the United States of America, to be paid to said KP George, 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, 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 1<sup>st</sup> 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 8th day of September, 2023 .

Westmoreland Builders, LLC  
PRINCIPAL

BY  
Western Surety Company  
SURETY

BY  
Kellie A. Meyer, Attorney-in-Fact.



# Western Surety Company

## POWER OF ATTORNEY APPOINTING INDIVIDUAL ATTORNEY-IN-FACT

Know All Men By These Presents, That WESTERN SURETY COMPANY, a South Dakota corporation, is a duly organized and existing corporation having its principal office in the City of Sioux Falls, and State of South Dakota, and that it does by virtue of the signature and seal herein affixed hereby make, constitute and appoint

**Patrick T. Pribyl, Debra J. Scarborough, Mary T. Flanigan, Veronica Lawver, Christy M. Braile, Jeffrey C. Carey, Danielle R. Capps, Charles R. Teter III, Evan D. Sizemore, Charissa D. Lecuyer, Rebecca S. Leal, Kristin D. Thurber, C. Stephens Griggs, Tahitia M. Fry, Lauren Scott, Hillary D. Shepard, Kellie A. Meyer, Erin C. Lavin, Individually**

of Kansas City, MO, its true and lawful Attorney(s)-in-Fact with full power and authority hereby conferred to sign, seal and execute for and on its behalf bonds, undertakings and other obligatory instruments of similar nature.

### - In Unlimited Amounts -

and to bind it thereby as fully and to the same extent as if such instruments were signed by a duly authorized officer of the corporation and all the acts of said Attorney, pursuant to the authority hereby given, are hereby ratified and confirmed.

This Power of Attorney is made and executed pursuant to and by authority of the By-Law and Resolutions printed on the reverse hereof, duly adopted, as indicated, by the shareholders of the corporation.

In Witness Whereof, WESTERN SURETY COMPANY has caused these presents to be signed by its Vice President and its corporate seal to be hereto affixed on this 11th day of May, 2023.



WESTERN SURETY COMPANY

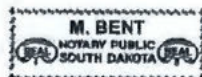
Larry Kasten, Vice President

State of South Dakota }  
County of Minnehaha } ss

On this 11th day of May, 2023, before me personally came Larry Kasten, to me known, who, being by me duly sworn, did depose and say: that he resides in the City of Sioux Falls, State of South Dakota; that he is a Vice President of WESTERN SURETY COMPANY described in and which executed the above instrument; that he knows the seal of said corporation; that the seal affixed to the said instrument is such corporate seal; that it was so affixed pursuant to authority given by the Board of Directors of said corporation and that he signed his name thereto pursuant to like authority, and acknowledges same to be the act and deed of said corporation.

My commission expires

March 2, 2026



M. Bent, Notary Public

### CERTIFICATE

I, L. Nelson, Assistant Secretary of WESTERN SURETY COMPANY do hereby certify that the Power of Attorney hereinabove set forth is still in force, and further certify that the By-Law and Resolutions of the corporation printed on the reverse hereof is still in force. In testimony whereof I have hereunto subscribed my name and affixed the seal of the said corporation this 8th day of September, 2023



WESTERN SURETY COMPANY

L. Nelson, Assistant Secretary

**Authorizing By-Laws and Resolutions**

**ADOPTED BY THE SHAREHOLDERS OF WESTERN SURETY COMPANY**

This Power of Attorney is made and executed pursuant to and by authority of the following By-Law duly adopted by the shareholders of the Company.

Section 7. All bonds, policies, undertakings, Powers of Attorney, or other obligations of the corporation shall be executed in the corporate name of the Company by the President, Secretary, and 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, undertakings, Powers of Attorney or other obligations of the corporation. The signature of any such officer and the corporate seal may be printed by facsimile.

This Power of Attorney is signed by Larry Kasten, Vice President, who has been authorized pursuant to the above Bylaw to execute power of attorneys on behalf of Western Surety Company.

This Power of Attorney may be signed by digital signature and sealed by a digital or otherwise electronic-formatted corporate seal under and by the authority of the following Resolution adopted by the Board of Directors of the Company by unanimous written consent dated the 27th day of April, 2022:

“RESOLVED: That it is in the best interest of the Company to periodically ratify and confirm any corporate documents signed by digital signatures and to ratify and confirm the use of a digital or otherwise electronic-formatted corporate seal, each to be considered the act and deed of the Company.”

**State of Texas**

**Claim Notice Endorsement**

To be attached to and form a part of Bond No. [REDACTED]

In accordance with Section 2253.021(f) of the Texas Government Code and Section 53.202(6) of the Texas Property Code any notice of claim to the named surety under this bond(s) should be sent to:

**CNA Surety**  
**151 North Franklin, 17th Floor**  
**Chicago, IL 60606**

**Telephone: 1-877-672-6115**



**FILED AND RECORDED**  
**OFFICIAL PUBLIC RECORDS**

*Laura Richard*

Laura Richard, County Clerk

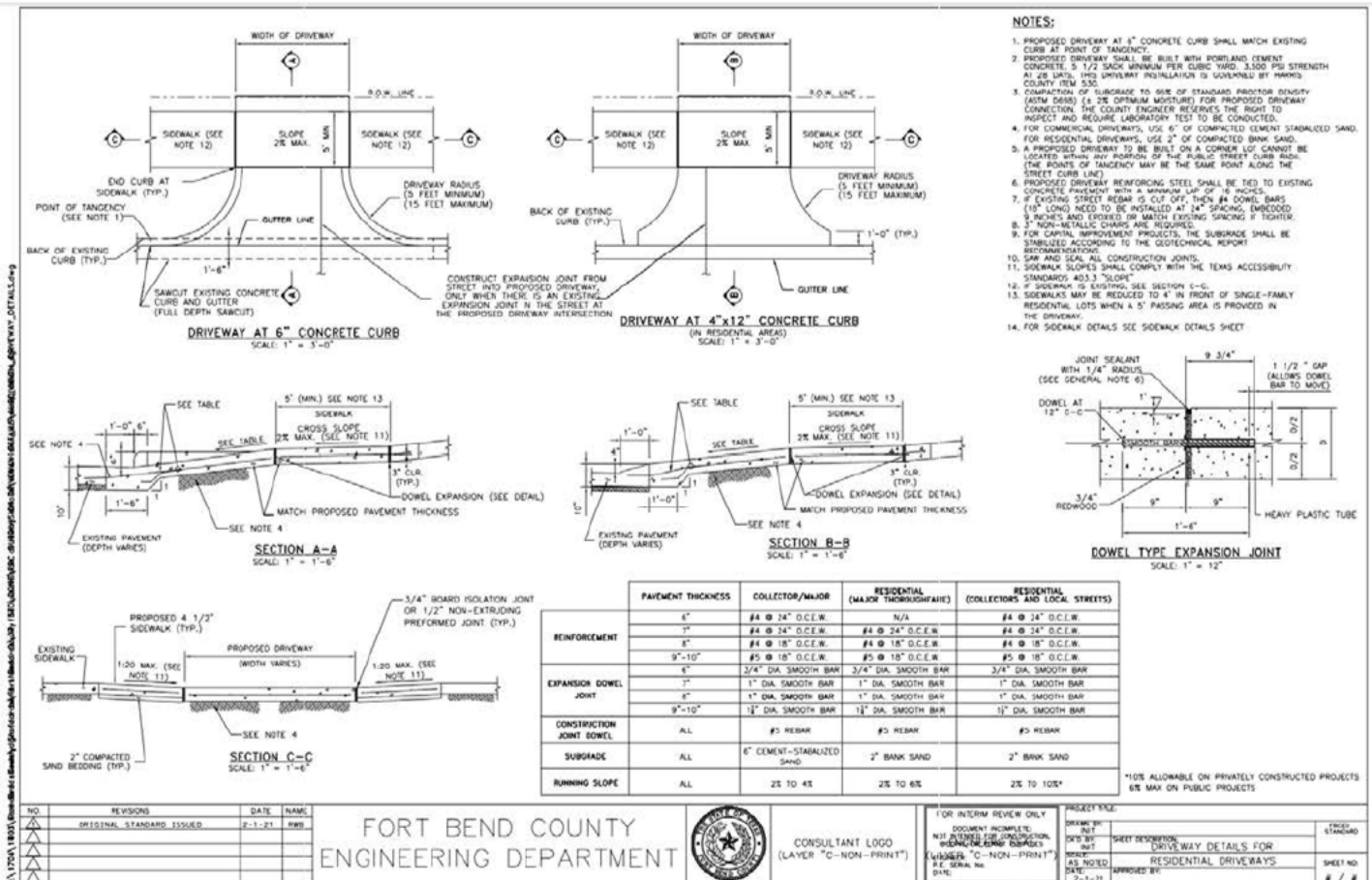
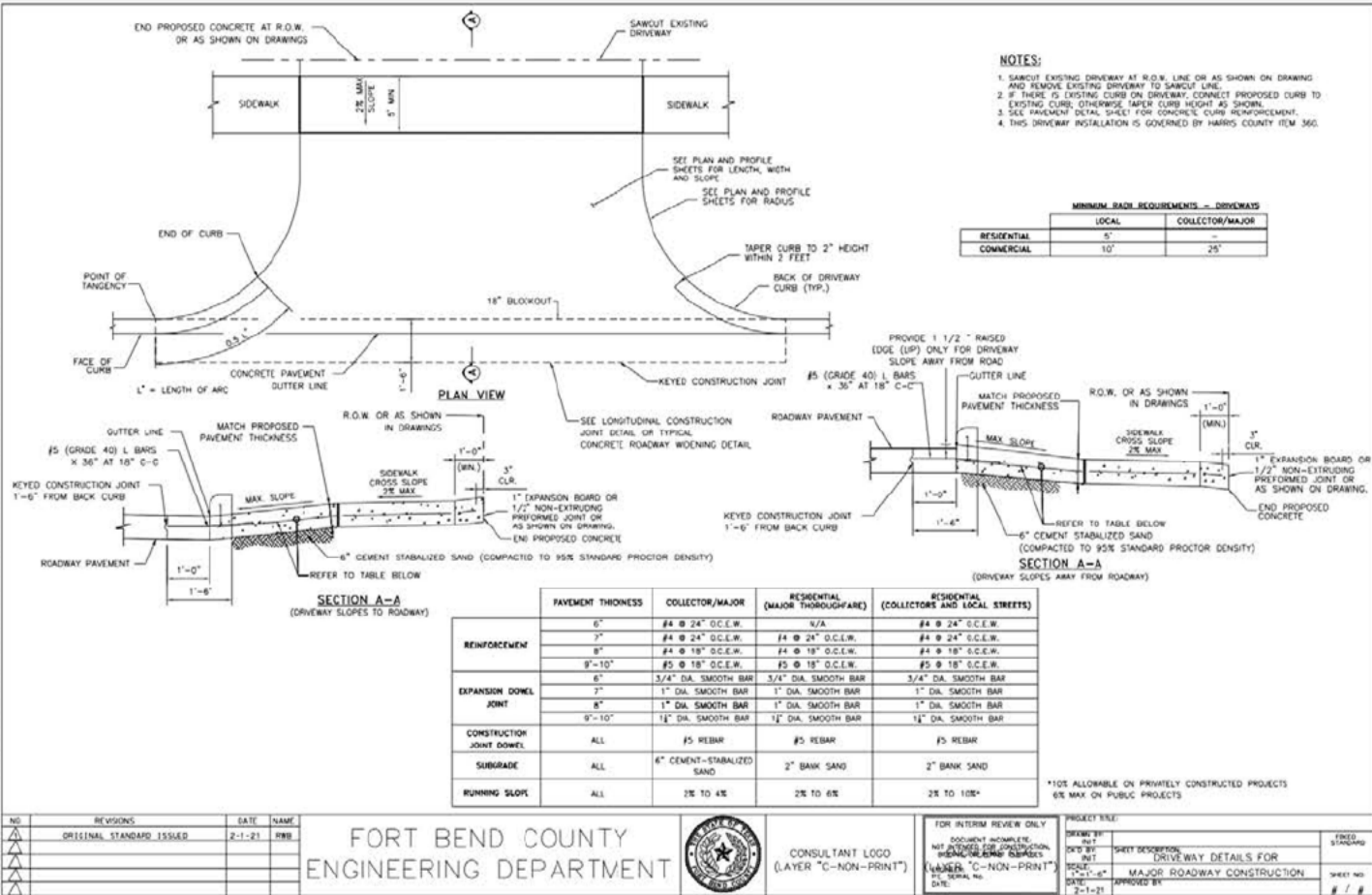
Fort Bend County Texas

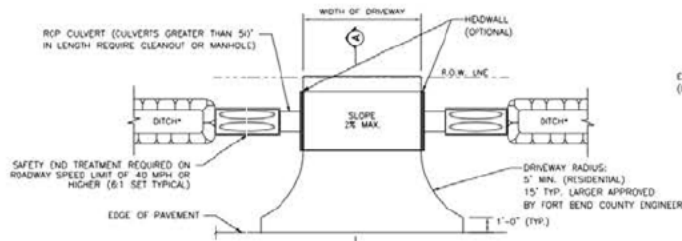
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FEE: \$0.00

DP2

**2023098432**

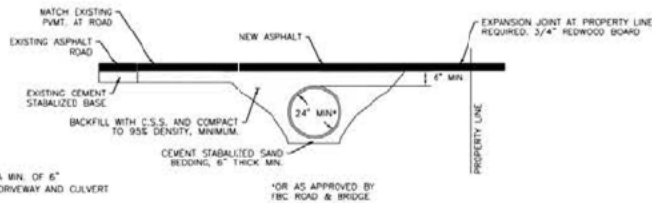




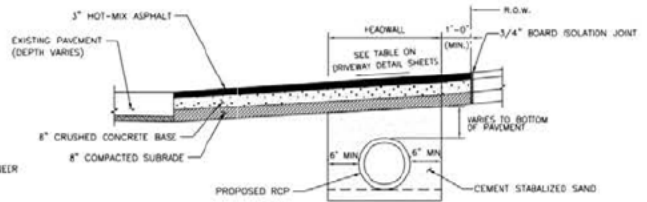
OPEN DITCH DRIVEWAY

\*DITCH IS TO HAVE 4:1 SLOPE

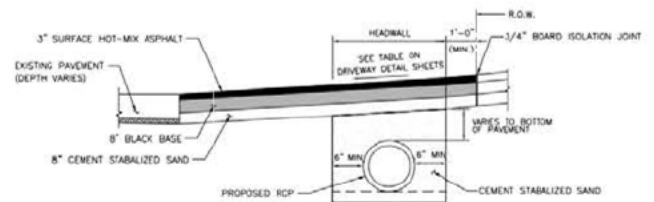
	MINIMUM RADIUS REQUIREMENTS - DRIVEWAYS	
	LOCAL	COLLECTOR/MAJOR
RESIDENTIAL	5'	-
COMMERCIAL	10'	25'



ASPHALT APRON DETAIL - DRIVEWAY PROFILE FOR CULVERT DRAINAGE



SECTION A-A FOR RESIDENTIAL DRIVEWAYS



SECTION A-A FOR COMMERCIAL DRIVEWAYS

NO.	REVISIONS	DATE	NAME
1	ORIGINAL STANDARD ISSUED	2-1-21	RWB
2			
3			
4			
5			

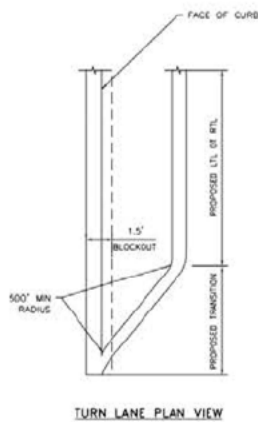
FORT BEND COUNTY  
ENGINEERING DEPARTMENT



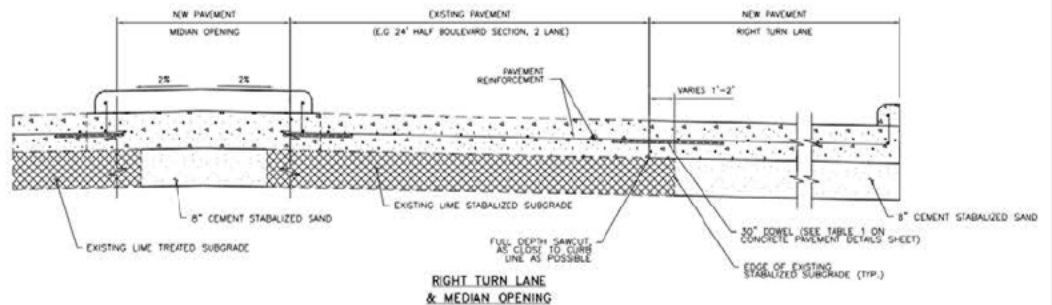
CONSULTANT LOGO  
(LAYER "C-NON-PRINT")

FOR INTERIM REVIEW ONLY  
DOCUMENT INCOMPLETE  
NOT FOR CONSTRUCTION  
MECHANICAL REVISIONS  
(LAYER "C-NON-PRINT")  
DATE: 2-1-21

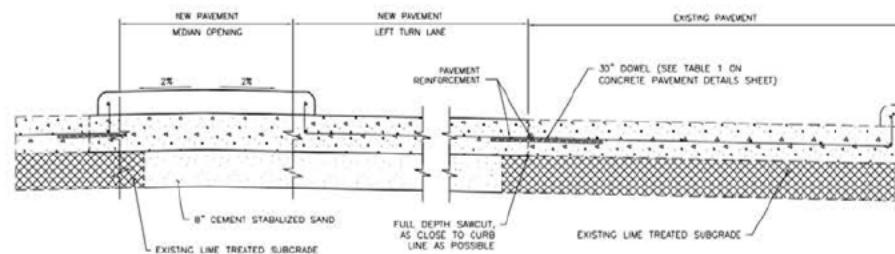
PROJECT TITLE:	DESIGNED BY:	DATE:	APPROVED BY:	DATE:	PROJECT NO.:
ASPHALT DRIVEWAY DETAILS	NOT SET	2-1-21	NOT SET	2-1-21	NOT SET



TURN LANE PLAN VIEW



RIGHT TURN LANE & MEDIAN OPENING



LEFT TURN LANE & MEDIAN OPENING

NOTES  
1. FOR CONCRETE PAVEMENT REINFORCEMENT AND JOINT DETAILS, SEE CONCRETE PAVEMENT DETAILS SHEET

NO.	REVISIONS	DATE	NAME
1	ORIGINAL STANDARD ISSUED	2-1-21	RWB
2			
3			
4			
5			

FORT BEND COUNTY  
ENGINEERING DEPARTMENT



CONSULTANT LOGO  
(LAYER "C-NON-PRINT")

FOR INTERIM REVIEW ONLY  
DOCUMENT INCOMPLETE  
NOT FOR CONSTRUCTION  
MECHANICAL REVISIONS  
(LAYER "C-NON-PRINT")  
DATE: 2-1-21

PROJECT TITLE:	DESIGNED BY:	DATE:	APPROVED BY:	DATE:	PROJECT NO.:
TURN LANE & MEDIAN OPENING DETAIL	NOT SET	2-1-21	NOT SET	2-1-21	NOT SET



PROJECT TITLE		
DRAWN BY: PWT	SHEET DESCRIPTION STORM WATER POLLUTION PREVENTION PLAN DETAILS	FIXED STANDARD
CHECKED BY: PWT		
SCALE: NONE		
DATE: 2-1-21	APPROVED BY:	SHEET NO. # / #