

FRIO COUNTY PIPELINE APPLICATION

<p>THE NAME, BUSINESS ADDRESS AND TELEPHONE NUMBER OF THE APPLICANT AND/OR THE PIPELINE OWNER IN CASES WHERE THE APPLICANT IS THE OPERATOR BUT NOT THE OWNER:</p> <p>Business Name: _____</p> <p>Address: _____ _____</p> <p>Email Address: _____</p> <p>Telephone Nos.: _____</p> <p>Fax No.: _____</p> <p>Applicant/Pipeline Owner: _____ _____</p>	<p>THE PERSON PREPARING THE APPLICATION:</p> <p>Name: _____</p> <p>Title: _____</p> <p>Address: _____ _____</p> <p>Email Address: _____</p> <p>Telephone Nos.: _____</p> <p>Fax No.: _____</p>	<p>THE PERSON DESIGNATED AS THE PRINCIPAL CONTACT FOR INFORMATION:</p> <p>Name: _____</p> <p>Title: _____</p> <p>Address: _____ _____</p> <p>Telephone Nos.: _____</p> <p>Fax No.: _____</p>		
<p>THE PERSON OR FIRM WHICH WILL OPERATE THE PIPELINE IF OTHER THAN THE APPLICANT:</p> <p>Name: _____</p> <p>Title: _____</p> <p>Address: _____</p> <p>Email Address: _____</p> <p>Telephone No.: _____</p> <p>Fax No.: _____</p> <p>INTERSTATE OR INTRASTATE PIPELINE</p>	<p>THE FOLLOWING PIPELINE ACTIVITIES TO BE CONDUCTED ON THE PROPERTY OWNED OR CONTROLLED BY THE COUNTY REQUIRE A PERMIT APPLICATION:</p> <table style="width: 100%; border: none;"> <tr> <td style="width: 50%; vertical-align: top; padding: 5px;"> <ul style="list-style-type: none"> <input type="checkbox"/> NEW PIPELINE ALONG, ON, OR UNDER ANY PROPERTY OWNED OR CONTROLLED BY THE COUNTY <input type="checkbox"/> NEW PIPELINE ALONG, ON, OR UNDER A COUNTY ROAD OR ON PROPERTY OWNED OR CONTROLLED BY THE COUNTY <input type="checkbox"/> RELOCATION OF ANY EXISTING PIPELINE TO A LOCATION ON COUNTY PROPERTY <input type="checkbox"/> SIZE-FOR-SIZE REPLACEMENT OF AN EXISTING PIPELINE ON COUNTY PROPERTY </td> <td style="width: 50%; vertical-align: top; padding: 5px;"> <ul style="list-style-type: none"> <input type="checkbox"/> CHANGE-IN-SIZE REPLACEMENT OF AN EXISTING PERMITTED PIPELINE ON COUNTY PROPERTY <input type="checkbox"/> CHANGE-IN-SIZE REPLACEMENT OF AN EXISTING PIPELINE ON COUNTY PROPERTY AND IN THE SAME LOCATION; OR <input type="checkbox"/> ANY MAINTENANCE WORK ON A PIPELINE ON OR OFF COUNTY PROPERTY REQUIRING EXCAVATION OR DIGGING ON COUNTY PROPERTY. </td> </tr> </table>		<ul style="list-style-type: none"> <input type="checkbox"/> NEW PIPELINE ALONG, ON, OR UNDER ANY PROPERTY OWNED OR CONTROLLED BY THE COUNTY <input type="checkbox"/> NEW PIPELINE ALONG, ON, OR UNDER A COUNTY ROAD OR ON PROPERTY OWNED OR CONTROLLED BY THE COUNTY <input type="checkbox"/> RELOCATION OF ANY EXISTING PIPELINE TO A LOCATION ON COUNTY PROPERTY <input type="checkbox"/> SIZE-FOR-SIZE REPLACEMENT OF AN EXISTING PIPELINE ON COUNTY PROPERTY 	<ul style="list-style-type: none"> <input type="checkbox"/> CHANGE-IN-SIZE REPLACEMENT OF AN EXISTING PERMITTED PIPELINE ON COUNTY PROPERTY <input type="checkbox"/> CHANGE-IN-SIZE REPLACEMENT OF AN EXISTING PIPELINE ON COUNTY PROPERTY AND IN THE SAME LOCATION; OR <input type="checkbox"/> ANY MAINTENANCE WORK ON A PIPELINE ON OR OFF COUNTY PROPERTY REQUIRING EXCAVATION OR DIGGING ON COUNTY PROPERTY.
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<p>THE ORIGIN AND DESTINATION OF THE PIPELINE INCLUDING THE DEPTH (A MINIMUM OF FOUR FEET FROM TOP OF PIPELINE TO SURFACE):</p> <p>_____</p> <p>_____</p> <p>_____</p> <p>_____</p>	<p>THE MATERIAL TO BE TRANSPORTED THROUGH THE PIPELINE:</p> <p>_____</p> <p>_____</p> <p>_____</p>	<p>THE MAXIMUM ALLOWABLE OPERATING PRESSURE ON THE PIPELINE AS DETERMINED ACCORDING TO THE APPLICABLE U.S. DEPARTMENT OF TRANSPORTATION OR STATE RAILROAD COMMISSION PROCEDURE:</p> <p>_____</p> <p>_____</p> <p>_____</p>		

<p>THE NORMAL PRESSURE AT WHICH THE PIPELINE IS TO BE OPERATED:</p> <p>_____</p> <p>_____</p> <p>_____</p> <p>_____</p> <p>_____</p>	<p>ENGINEERING PLANS, DRAWINGS, PLATS AND/OR MAPS WITH SUMMARIZED SPECIFICATIONS SHOWING THE SPECIFIC AND DETAILED HORIZONTAL AND VERTICAL LOCATION OF THE PIPELINE SO THAT THE CONFLICT WITH AND THE IMPACT UPON THE EXISTING USE OF THE COUNTY PROPERTY AND FUTURE COMTEMPLATED USE OF THAT PROPERTY BY THE COUNTY CAN BE DETERMINED:</p> <p><input type="checkbox"/> ATTACHED HERETO _____</p> <p><input type="checkbox"/> PENDING _____</p>	<p>COMPLETE AND DETAILED CROSS SECTIONS FOR ALL PUBLIC STREET, RIGHT-OF-WAY AND EASEMENT CROSSINGS PREPARED AN ENGINEER OR REGISTERED PUBLIC SURVEYOR AND PLATS REFLECTING SAME:</p> <p><input type="checkbox"/> ATTACHED HERETO _____</p> <p><input type="checkbox"/> PENDING _____</p> <p>_____</p> <p>PUBLIC HEARING OPTION</p> <p><input type="checkbox"/> SCHEDULED</p> <p><input type="checkbox"/> NOT SCHEDULED</p>
<p>THE DESIGN CRITERIA UNDER WHICH THE PIPELINE WILL BE CONSTRUCTED</p> <p><input type="checkbox"/> ATTACHED</p> <p><input type="checkbox"/> PENDING</p> <p><input type="checkbox"/> ENGINEERING CRITERIA ATTACHED _____</p>	<p>AN AFFIDAVIT ON A FORM TO BE PROVIDED BY THE COUNTY TO THE EFFECT THAT THE PIPELINE WILL BE CONSTRUCTED, OPERATED AND MAINTAINED IN ACCORDANCE WITH THE LAWFUL REQUIRE-MENTS AND THE DESIGN CRITERIA ATTACHED:</p> <p><input type="checkbox"/> ATTACHED HERETO _____</p> <p><input type="checkbox"/> PENDING _____</p> <p><input type="checkbox"/> DESIGN CRITERIA _____</p>	<p>A HOLD-HARMLESS AND INDEMNITY AGREEMENT ON THE FORM PROVIDED BY THE COUNTY:</p> <p><input type="checkbox"/> ATTACHED HERETO</p> <p><input type="checkbox"/> PENDING</p>
<p>BOND AND LIABILITY INSURANCE POLICY FOR GENERAL LIABILITY FOR BODILY INJURY, PROPERTY DAMAGE, INCLUDING EXPLOSION, COLLAPSE, AND UNDERGROUND HAZARD COVERAGE IN THE AMOUNT OF \$3,000,000.00:</p> <p><input type="checkbox"/> ATTACHED HERETO</p> <p><input type="checkbox"/> PENDING</p>	<p>THE REQUIRED PERMIT FEE:</p> <p><input type="checkbox"/> PAID _____</p> <p><input type="checkbox"/> PENDING _____</p>	<p>EASEMENT DOCUMENT</p> <p><input type="checkbox"/> ATTACHED HERETO</p> <p><input type="checkbox"/> PENDING</p> <p>_____</p> <p>MARKERS TO INDICATE LOCATION</p> <p><input type="checkbox"/> PENDING _____</p> <p><input type="checkbox"/> INSTALLED: _____</p>
<p>Construction is to commence on or before the ____ day of _____, 20__, and end by the ____ day of _____, 2011.</p>		

Prior to any site preparation for or the beginning of any work on any pipeline on county property within the county, an application for a permit to do so must be filed at the county clerk and county judge’s offices, and such applications shall include the furnishing of all items that meet the permit application requirements. Applicant must obtain approval of the application and then the applicant must obtain an executed easement or right of way document that is acceptable to the County. A form of this easement or right-of-way document may be obtained through the office of the County Judge or the County Commissioners’ Court or the County’s designated attorney.

If such applications or revised applications, as the case may be, are acceptable to the engineer to be designated by the county and acceptable to the commissioners’ court of Frio County, Texas, and any director of planning of the county, and meets all

permit requirements, the Commissioners' court at their discretion may schedule a public hearing before the commissioners' court at their first available regularly scheduled meeting date or at a special meeting as may be determined by the commissioners' court. Notice of such public hearing will be published by the county in the legal notices section of the local newspaper or posted at the Frio County courthouse or at such other place as otherwise determined by the commissioners' court. Following such hearing the commissioners' court shall either approve or deny the permit request. If the issuance of a permit is denied by the commissioners' court, the county shall explain at the meeting or in writing to the applicant the reasons for denying the permit request. If the issuance of a permit is accepted by the Commissioners' Court, then applicant shall execute the necessary pipeline easement and right-of-way documents, which may be obtained through the Commissioners' Court, the Office of the County Judge, and the County's designated attorney.

Certification

I certify under penalty of law that I have personally examined and am familiar with the information submitted and that based on my inquiry of those individuals responsible for obtaining this information, I believe that the submitted information is true, accurate, and complete, and the undersigned agrees that a formal pipeline easement shall not be valid or executed until Applicant complies with all of the above and the Pipeline Permit Process adopted by the Commissioners' Court of Frio County Texas, and that the undersigned as a condition to this permit and the granting of an easement agrees to fully comply with all of the requirements of the County of Frio as it relates to the Pipeline Permit Process as it may be later amended.

Date signed: _____

The above Application is conditionally granted subject to compliance with all of the above on this ____ day _____, 20__.