

**APPLICATION FOR PIPELINE UTILITY/COMMUNICATION PERMIT
DESIGNATING PLACEMENT OF UTILITY IN COUNTY RIGHT OF WAY**

TO: THE COMMISSIONERS COURT OF CONCHO COUNTY, TEXAS

Comes now _____ [company name], hereinafter referred to as "Company" a _____ [state] Corporation, with authority to transact business in Texas, acting by and through its duly authorized representative, and hereby petitions the Commissioners Court of Concho County, Texas herein called the "County Commissioners" for the right to lay, construct, maintain, repair and/or operate equipment under, over, across and/or along certain County Roads as shown on drawings and diagrams attached hereto and said location described as follows:

Facility to Cross Road

Road Name & Block Number OR GPS Coordinates	Length of Crossing	TYPE OF CONSTRUCTION (CHECK ONE)			
		Bored	Jacked	Driven	Cased

Facility to Parallel County Road Within Right-Of-Way

Road Name and Block Number OR GPS Coordinates	From	To	Distance

CONSTRUCTION TYPE

_____ Diameter _____ Wall Thickness

High Pressure Underground
Pipeline (60 psi or greater
operating pressure)

Low Pressure Underground
Pipeline (60 psi operating
pressure)

Material Specification _____

Minimum Yield Strength _____

Maximum Operation Pressure _____

The location and description of the proposed installation and appurtenances must be fully shown on attached detailed drawings.

The proposed line will be constructed and maintained across the right-of-way in accordance with the requirement of the County Commissioners. Requirements include said line to be encased in a steel conduit across the entire right-of-way, conduit to be buried a minimum of thirty-six (36") inches below the lowest part of the right-of-way, any road cut to be backfilled and tamped to as near original road conditions as practical, and marked signs on either side of the right-of-way in minimum 3/4" letters listing: the line operator, emergency contact number, and type of line and substance transported in the line. Marker signs to be placed on a 2" steel posts approximately 24" in height, outside the right-of-way, but no further than 36" from the right-of-way boundary.

There is a **\$500.00** application fee for said pipeline/utility/communication crossing to be paid at the time the application is filed. The Applicant agrees to have two (2) inspections done by the appropriate Precinct Commissioner involved. ***Inspection one (1)*** will be done while the ditch is being dug to ensure it meets the proper requirements. The Applicant agrees to notify the appropriate Precinct Commissioner when the ditch is dug and before the pipe/utility/communication line is laid. ***Inspection two (2)*** will be done at the completion of the job. The Applicant agrees to notify the appropriate Precinct Commissioner for this inspection. The applicant agrees that no large rocks or stones shall be left in said County Road in which resulted from the center placed construction. Applicant further agrees that all rubbish, refuse and unused metal/materials resulting from such construction shall be cleaned up and removed by the applicant. Any fixtures, and the exact location of the same to be placed by applicant at the site must be approved by the Commissioner of the said precinct prior to placement of same.

The Company shall commence actual construction/work in good faith within 60 days from the date of said permit and shall complete said construction/work within _____ working days. (**COMPANY MUST FILL IN**). If such construction is not begun by the 60th day, Company will be required to apply for a new permit.

Company declares that prior to filing this application, it has ascertained the location of all existing utilities, both aerial and underground, and the filing of this application is prima facie evidence that the proposed installation will not conflict with any existing utility.

A copy of this permit shall be kept at the job site any time work is being performed.

It is expressly stipulated that this Permit is a license for permissive use only and that the placing of facilities upon public property pursuant to this permit shall not operate to create or vest any property right in said holder.

It is understood and agreed that the rights and privileges herein set out are granted only to the extent of the County's right, title and interest in the land to be entered upon and used by the holder and the holder will at all times assume risk of and indemnify, defend and save harmless Concho County from and against any and all loss, damages, cost or expense arising in any manner on account of the exercise or attempted exercise by said holder of the aforesaid rights and privileges.

Any deviation from these specifications must be approved by Concho County Commissioners or its designated representative.

Approval of County Commissioners may take as long as two weeks after complete application is received.

Applicant agrees to comply with all rules of the County Commissioners in construction of said installation attached hereto as **CONCHO COUNTY DESIGN STANDARDS AND SAFETY PRECAUTION REQUIREMENTS FOR WORK CONDUCTED IN CONCHO COUNTY RIGHTS OF WAY** and incorporated herein for reference.

In the event Company fails to obtain a permit prior to the installation or does not install utilities in compliance with installation requirements set forth herein (i.e. depth, location, etc), Company assumes all financial responsibility for damages and/or destruction of lines, cables, etc. based upon its failure to comply with Concho County requirements.

Applicant agrees that if Concho County demonstrates a violation of the terms of this policy, Applicant stipulates that requisites for injunctive relief exist and that Concho County is entitled to relief enjoining any conduct by applicant which is contrary to the policies.

This permit is a revocable permit. Concho County reserves the right to revoke this permit at any time, in the sole discretion of Concho County, for interests of public health, safety or welfare, or for failure to repair any damages upon demand, or for any other reason deemed sufficient by Concho County.

In the event Company fails to comply with any or all of the requirements as set forth herein, the County may take such action as it deems appropriate to compel compliance. The County Commissioners further retains the right to revoke this Permit by verbal notification to the Applicant/Company.

Failure to obtain this permit and/or notify the County Commissioners within 24 hours of beginning construction shall constitute grounds for job shutdown.

By signing below, I certify that I am authorized to represent the Company listed below, and that the Company agrees to the conditions/provisions included in this permit.

Company Name

Applicant's Signature

Printed Name

Title

Address

City State Zip

Phone Number

Email:

PIPELINE/UTILITY/COMMUNICATION LINE APPROVAL

Duly adopted at a meeting of the Concho County Commissioners' Court this _____, day of _____, 20__.

David Dillard, County Judge

Trey Bradshaw, Commissioner Precinct #1

Eric Gully, Commissioner Precinct #2

Chad Miller, Commissioner Precinct #3

Keith Dillard, Commissioner Precinct #4

ATTEST: _____
Amber Hall, County Clerk and
Ex-Officio Clerk of Commissioners Court
Concho County, Texas