

RESOLUTION FOR APPROVAL OF UTILITY PERMITS

(RESOLUTION # 16-10-11)

WHEREAS, the Statutes of the State of Oklahoma [OKLA. STAT. Tit. 18, § 437.2 and 438.4 (1991) and OKLA STAT. Tit. 89, § 1401 (1991)] provide that rural electric cooperatives, telephone cooperative corporations and public utilities shall have the right-of-way and all easements pertaining thereto for the purpose of erecting poles and posts, attaching equipment, wires and fixtures thereto and laying lines, pipes and conduits under the surface thereof.

WHEREAS, City of Guymon/Guyon, Okla. has requested this Board's approval of placement of utility lines (poles, pipelines, telecommunication lines or power lines) within the County right-of-way at the following location, to-wit:

WHEREAS, petitioner must meet all requirements of the permit.

THEREFORE, BE IT RESOLVED, the Board of County Commissioners of Texas County, Oklahoma, does hereby consent to the placement of a distribution line according to the requirements as set forth in the completed Permit Application attached. With the following special instruction to be included:

Shall be bonded & meet all requirements of the permit

PERMIT # 16-10-11 Granted this 23rd day of August 2010

BOARD OF COUNTY COMMISSIONERS

[Signature]
Chairman

[Signature]
Member

[Signature]
Member



ATTEST:

[Signature]
Texas County Clerk

(Submit this permit in triplicate)

TEXAS COUNTY UTILITY PERMIT
(Revised May 29, 2007)

GUYMON, OKLAHOMA

PERMIT # 16-10-11

TO THE BOARD OF COUNTY COMMISSIONERS
TEXAS COUNTY, OKLAHOMA

We (I) the undersigned, hereby petition the Board of County Commissioners to grant a permit for the installation of a casca-bored waterline (type of facility) to be located (attach copy of blueprints to clarify location, size, and details. Once accepted by the Board, there may be no major deviations from the approved blueprints unless approved in writing by the Board. The following is a legal description of the location:

Approximately 50' North of the intersection of Hurliman Rd (County Road 26) and Road T (EO200 Road), Myers Engineering will stake location of crossing on 8/17/10. See attached drawing

- 1) Expected date of installation: Start 8/20/10. Petitioner shall notify the County Commissioner within the district the construction is being done 48 hours prior to the actual start of the installation. A 48-hour notification to the County will also be required before any maintenance or repair work is started, except in an emergency. In case of emergency repair, notification will be made as soon as possible. Petitioner shall notify the Board upon completion of installation so a final inspection may be made.
- 2) In some cases, the applicant must post bond in an amount determined by the Board of County Commissioners. Such bonds usually will not exceed \$10,000.00. Necessity of the bond will be determined by the Board of County Commissioners and the bond will be held in the County Clerk's office until the right-of-way is in a presentable condition.
- 3) Installation of said facility will conform to the following rules: For underground oil, gas, electric, and telecommunication lines on County right-of-way paralleling the roadway, the right-of-way line shall be located by an Oklahoma registered land surveyor at the petitioner's expense, unless the right-of-way line has been previously located and marked by a registered surveyor and markers are still in place. A copy of said survey shall be provided to the Board prior to granting a permit. The facility shall be located not more than six (6) feet from the right-of-way line and shall be buried at least four (4) feet deep, except telecommunication lines which shall be buried a minimum of thirty (30) inches. If the presence of other underground facilities or lines prohibits six (6) feet spacing, the Board shall be contacted. Mechanical protection such as preformed concrete slabs is to be placed approximately eighteen (18) inches above all oil and gas and electric lines. Advanced warning plastic tape shall be placed in the trench approximately one (1) foot above the mechanical protection, or one (1) foot above telecommunication lines, clearly identifying the facility. Petitioner shall check pipeline once a year for leaks. In no instance shall a line be placed within the limits of the roadbed.
- 4) For underground lines crossing the roadway, the pipeline shall be bored or jacked through the road and the top of the line shall be at least five (5) feet below the surface of the road, or at least four (4) feet below the ditch line, whichever is greater. No trenching,

jetting, or wet boring will be permitted unless written permission is obtained from the Board. When trenching is permitted, the trench shall be backfilled, with flowable fill cement three (3') feet thick from back of right-of-way, and no less than six (6") inches to the top of the road way. Resurfacing over trench shall be of the same type and minimum thickness of six (6") inches. If it is not encased, it shall be heavy wall pipe and concrete coated. All underground lines shall be marked at all times, and this shall be at the petitioner's expense. All lines crossing a section line in Texas County shall be incased in pipe from right-of-way to right-of-way. The Petitioners shall get approval by the County before backfilling lines on County right-of-way.

- 5) Underground roadway crossings for oil or gas pipelines shall be marked by signs located over the line on each side of the right-of-way which contain the words "CAUTION GAS (or OIL) PIPELINE" in letters a minimum of one (1) inch high and one-quarter inch wide. This information shall be black lettering on a yellow background. The sign shall also name the company and the telephone number with area code. The signs must be installed and kept in good condition at petitioner's expense, and must be plainly visible from within the County right-of-way.
- 6) Gas, oil, and salt water lines using plastic pipe shall be a minimum of 125 pounds per square inch internal design pressure if the operating pressure is below 125 psig. Steel pipe shall be used for 125 psig or higher operating pressures. Steel pipe may be used for lower pressures.
- 7) All encased oil and gas lines must be sealed at both ends, vented outside of right-of-way line, and sized to allow proper release of carrier pipe contents in case of failure. The minimum pipe size for vents is two (2) inch nominal, and the vent must extend a minimum of thirty-six (36) inches above natural ground level. The casing shall be designed to sustain roadway loadings and have a life expectancy equal to or greater than the carrier pipe.
- 8) Encasement for underground telecommunication or power lines, or similar facilities, should comply with the above, except for the installations of vents, end seals, and the ability to contain and divert.
- 9) Clearance above the County road at all pole line crossings shall comply with applicable safety codes. All poles, posts, stubs, fixtures, down guys, wires, and other appurtenances must be kept in good repair at all times and free from vegetation within a five (5) feet area of the installation on the public right-of-way line, unless otherwise approved by the Commissioners. All poles next to an intersection shall have bright colored reflective material on poles that can be seen by traffic. The facilities when parallel to the road, will be no more than three (3) feet inside the right-of-way line, unless otherwise approved by the Board of Commissioners. The right-of-way line shall be located by an Oklahoma registered land surveyor at the petitioner's expense. A copy of said survey shall be provided to the Board prior to granting a permit.
- 10) Petitioner shall guarantee his work and provide a certificate of compliance herewith by an officer of his firm or project director to inspect said installation after the installation is completed and shall upon notification of the County Commissioners, make any necessary repairs to return the road and road right-of-way to at least as good of condition as prior to the installation. Failure of petitioner to make necessary repairs within 48 hours of notification shall constitute authority for the Commissioners to have said repairs made and the petitioner shall be liable for the cost of said repairs.

- 11) Petitioners agree to assume all responsibility for handling traffic during the construction, repair and maintenance of this line. Should any lowering, modification or relocation of the line be required during any future reconstruction or maintenance of the road, said lowering, modification or relocation shall be made by the undersigned petitioners or their successors in the ownership of the line, without claim against the County. Should any damage to the line occur in the regular operation of the roadwork, said damage shall be repaired by the petitioners or their successors, without claim against the County.
- 12) Petitioners shall assume and hold the County harmless from all liability for any damage direct or indirect to persons or property caused by the construction, maintenance, operation or repair of its facilities on, under, or over said right-of-way and agree to reimburse the County for any and all monies expended by it in repairing any damage to County roads or property caused by the construction, maintenance and operation of the Petitioners. Further, that Petitioner agrees to fully comply with the fee schedule as listed hereinafter and to pay in full such fee prior to the commencement of the construction of any such line, crossing or trench.
- 13) Petitioners agree all facilities or pipelines installed hereunder shall comply with all applicable State and/or Federal laws.
- 14) The Board reserves the right to inspect said line at any time; however, it does not assume the duty to do so. Rather, Petitioner shall be solely responsible for assuring that the line is legally and safely installed and maintained at Petitioner's sole expense. Within two working days after completion of installation of said line, Petitioner shall submit the attached certificate.
- 15) Petitioner is aware that the grant to him of the right to lay said pipeline under County roadways and/or crossings is conditional upon his compliance with such rules, regulations and conditions as are herein promulgated by the Board of County Commissioners under the authority of Title 69, Oklahoma Statutes, Section 1401.
- 16) This easement is a temporary easement as provided under authority of Title 18 O.S. Subsection 437.2 and 69 O.S. Subsection 1401.
- 17) The granting of this temporary easement does not take into consideration whether or not the adjoining property owner is entitled to compensation for the easement being placed in the County road right-of-way.
- 18) All of the above conditions, standards and specifications shall be binding on Petitioner, and his/her/its heirs, successors and assigns. Petitioner shall at all times notify the Board of any proposed assignment of, or change in ownership in, said right-of-way and/or line.
- 19) This permit may be revoked for noncompliance with the foregoing upon affirmative vote of a majority of the Board of County Commissioners.
- 20) There shall not be any markers, valves or material of any kind on County right-of-way without being approved by County Commissioner. When lines are placed in County right-of-way, the petitioners shall reshape the bar ditch or roadway back to a condition approved by the County.

21) When any Company asks for permission to lay lines on County Right-of-ways, they need to submit with the Utility Permit, Proof of attempting to get private easement.

22) A copy of the permit must be in possession at each job site. (Permit must be signed by the Board of county Commissioners).

Respectfully submitted,

Date: 8/16/2010

City of Guyton/Guyton U.A.
Company Name

Rick Schlegel, P.E.; Myers Engineering
Name & Title of person completing
Form

219 NW 4th Street; Guyton, OK 73942
Address

580-338-0137 (Ivan Clark or Ted Graham)
Phone Number

SCHEDULE FOR FEES ON ROAD CROSSINGS PERMITS

The cost for boring each gas, oil, saltwater and electric line in the ground will be: **\$500.00**
To cut or trench each line: **\$5,000.00**

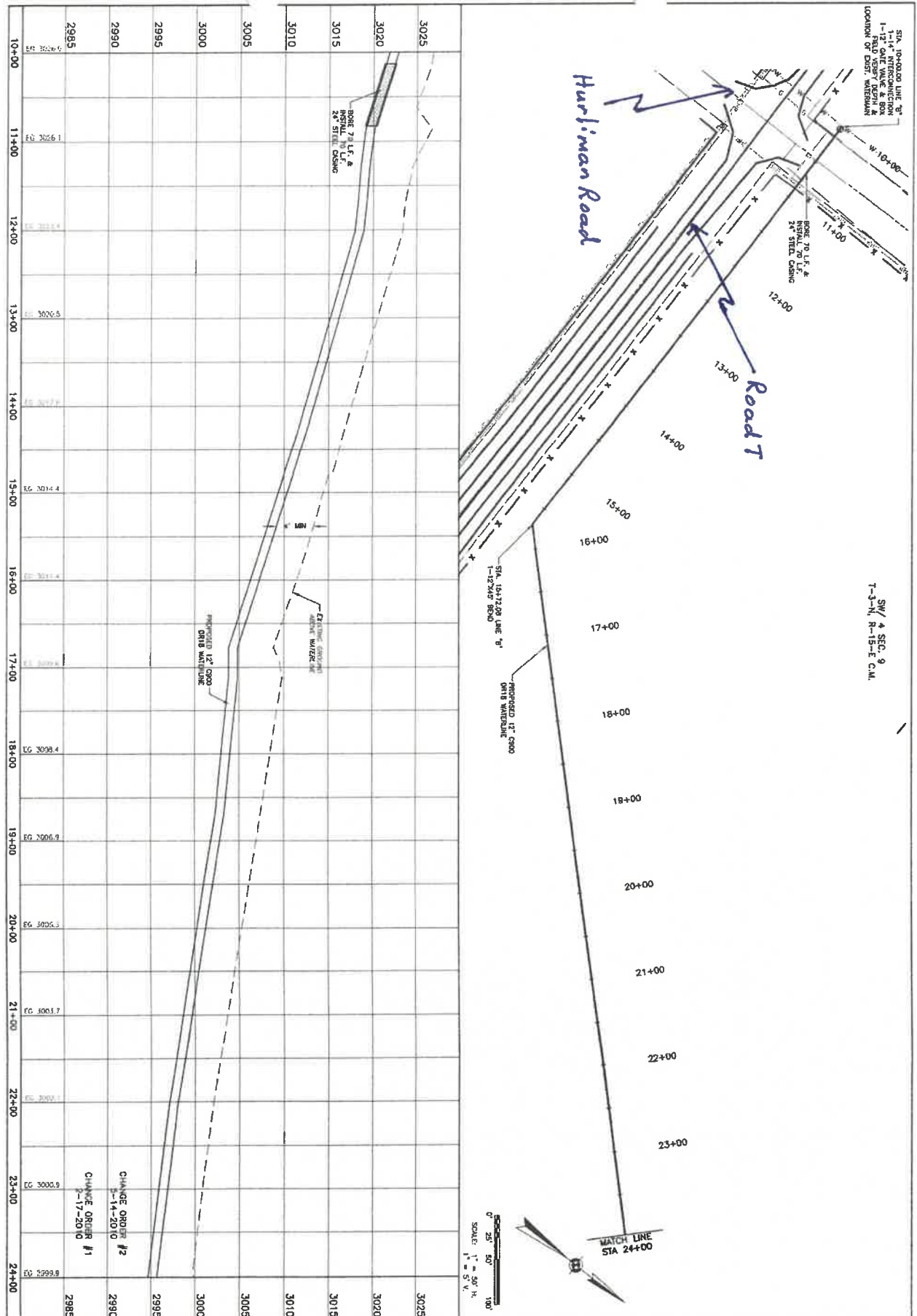
ALL AG PERMITS

When bored for all water or low pressure gas lines **\$25.00**
When bored for a telephone line **\$50.00**
For electric lines overhead: **\$50.00**

If a line is placed in County Right-of-way without utility permit, there shall be a fine of \$10,000.00 plus court fees.

A check for the full amount must be turned in when the permit is submitted for the approval of the Board of County Commissioners. No permit will be approved unless the check is with permit.

Please make check for full amount payable to the Board of County Commissioners.



<p>DATE: 5/24/10 DRAWN BY: CRAIG TAYLOR CHECKED BY: [Signature] SCALE: AS SHOWN</p>	<p>PROJECT: WATER SYSTEM IMPROVEMENTS SHEET: 11 OF 16</p>	<p>REGISTERED PROFESSIONAL ENGINEER WILLIAM MYERS No. 10000 State of Oklahoma</p>	<p>REVISIONS</p> <table border="1"> <tr><th>NO.</th><th>DATE</th><th>DESCRIPTION</th></tr> <tr><td> </td><td> </td><td> </td></tr> </table>	NO.	DATE	DESCRIPTION				<p>WATER SYSTEM IMPROVEMENTS PHASE II - WATER WELL CONSTRUCTION FOR THE TOWN OF GUYMON OKLAHOMA</p>	<p>MYERS Engineering 1000 N. W. 10th St. Muskogee, OK 74401 Phone: 918.682.1100 Fax: 918.682.1101 www.myerseng.com</p>
				NO.	DATE	DESCRIPTION					
<p>CHANGE ORDER #2 P-14-2010 CHANGE ORDER #1 P-17-2010</p>											

CERTIFICATE OF COMPLIANCE
(Utility Permit # 16-10-11)

PLEASE NOTE: an Officer must sign This Certificate of Compliance
Of your firm or a Project Director.

I, the undersigned Rick Schlegel, P.E.; Myers Eng., do hereby certify that I am
Project Engineer (title), a person deemed qualified by the Permit Holder to inspect said
installation, and that I have personally inspected a utility pipeline facility and all drawings, plans
and specifications therefore; installed by City of Guymon/Guymon U.A. (permit holder) at
(give legal description):

I further certify that I have read the provisions of the Facility and Pipeline Utility Permit submitted
by the above Permit Holder to the Board of County Commissioners for installation of a line at
the above location. I further certify that, in my professional opinion, the facility line as installed,
and the drawings, plans and specifications therefore comply in all respects with the
requirements of said Permit.

Signature

Title/Firm/Owner

Address

Telephone

Completion Date/Date of Inspection

**SUBMIT TO BOARD OF COUNTY COMMISSIONERS AT TEXAS COUNTY COURTHOUSE,
P.O. BOX 197, GUYMON, OKLAHOMA, 73942, WITHIN 24 HOURS OF COMPLETION OF
FACILITY OR PIPELINE INSTALLATION.**