

APPLICATION TO INSTALL PRIVATE LINE

DATE: 12/26/2018

TO THE COMMISSIONERS COURT OF BROWN COUNTY,

Application is hereby made by Oncor Electric Delivery Company LLC, to install a buried or aerial water telephone electric gas line within the right-of-way and/or across a county road in Brown County, Texas, as follows:

Precinct # 2 Location: 1100 High Mesa Drive This will involve a bore or cut .

The location and description of the proposed line and associated appurtenances is more fully shown by the plat of such line attached to this application. The line will be constructed and maintained on the County right-of-way in accordance with governing laws. And installed at a depth of 24" to 30" below the lowest level of the bar ditch.

The applicant agrees to remove or relocate such fixtures at his own expense so as to permit the widening or changing of traffic lanes or reconstruction of the roadbed. Such removal or relocation shall be within 30 days of written notice specifying the fixtures to be moved and indicate the place on the roadway to which they shall be replaced.

Notwithstanding any other provision contained herein, it is expressly understood that tender of this notice by the undersigned does constitute a waiver, surrender, abandonment or impairment of any property rights, franchise, easement, license, authority, permission, privilege or right now granted by law or may be granted in the future and any provision of provisions so construed shall be null and void.

The Commissioner of the above precinct will be notified of the time and date of installation at least 24 hours in advance.

This permit will become null and void if work is not completed within 90 days from date of acceptance by the Brown County Commissioners Court.

I certify that the above-proposed installation will not impair or harm the ingress and egress of adjacent landowners.

Construction of this line will begin on or after the 1st day of January, 20 19

By Oncor Electric Delivery Company LLC

Address 1616 Woodall Rodgers Freeway
Dallas, TX 75202-1234

Phone Shawn Dill at Pony Express ROW
254-485-4821

January 14, 2019
(Exhibit #3)

T'Anna McClure

From: Shawn Dill <shawndill97@gmail.com>
Sent: Wednesday, December 26, 2018 1:56 PM
To: tanna.mcclure@browncountytexas.org
Subject: Oncor electric line
Attachments: Application.pdf; County Easement.pdf

Tanna,

Attached is an application and an Oncor easement. The Application is for a 30ft easement we would like to put on a property the County owns off of High Mesa Drive and being the line will go on property the County owns and not in County road ROW. Oncor would like to have an easement executed by the County Judge if the Application is approved in Commissioners Court. Let me know if you have any questions or concerns.

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Thank you,
Shawn Dill
Right of Way Agent
[254-485-4821](tel:254-485-4821)
shawndill97@gmail.com

EASEMENT AND RIGHT OF WAY

THE STATE OF TEXAS §
 § KNOW ALL MEN BY THESE PRESENTS:
COUNTY OF BROWN §

That **Brown County**, a body politic, hereinafter called "Grantor," whether one or more, for and in consideration of Ten Dollars (\$10.00) and other valuable consideration to Grantor in hand paid by **Oncor Electric Delivery Company LLC, a Delaware limited liability company**, 1616 Woodall Rodgers Freeway, Dallas, Texas 75202-1234, hereinafter referred to as "Grantee", has granted, sold and conveyed and by these presents does grant, sell and convey unto said Grantee, its successors and assigns, an easement and right-of-way for underground electric supply and communications lines, consisting of a variable number of wires and cables, surface mounted equipment, conduits, manholes, vaults, transformers, switches, protection, sectionalizing devices and all necessary or desirable appurtenances over, under, across and upon Grantor's land described as follows:

SEE EXHIBIT "A" (ATTACHED)

Grantor recognizes that the general course of said lines, or the metes and bounds as above described, is based on preliminary surveys only, and Grantor hereby agrees that the easement and right-of-way and its general dimensions hereby granted shall apply to the actual location of said lines when constructed.

Together with the right of ingress and egress along and upon said easement and right-of-way and over and across Grantor's adjoining properties for the purpose of and with the right to construct, maintain, operate, repair, remove, replace, reconstruct, abandon in place, and to change the size and capacity of said facilities; the right to relocate said facilities in the same relative direction of said facilities; the right to relocate said facilities in the same relative position to any adjacent road if and as such road is widened in the future; the right to lease wire space for the purpose of permitting others to string or lay wire or cable along said facilities; the right to prevent excavation within the easement area; the right to prevent construction of, within the easement area, any and all buildings, structures or other obstructions which, in the sole judgment of Grantee, may endanger or interfere with the efficiency, safety, and/or convenient operation of said facilities and their appurtenances and the right to trim or remove trees or shrubbery within, but not limited to, said easement area, including by use of herbicides or other similar chemicals approved by the U.S. Environmental Protection Agency, to the extent in the sole judgment of Grantee, as may be necessary to prevent possible interference with the operation of said facilities or to remove possible hazard thereto. Grantor shall not make changes in grade, elevation or contour of the land or impound water within the easement area as described above without prior written consent of Grantee.

Grantor reserves the right to use the land within the above described easement area for purposes not inconsistent with Grantee's use of such property, provided such use shall not, in the sole judgment of Grantee, interfere with the exercise by Grantee of the rights hereby granted.

TO HAVE AND TO HOLD the above described easement and rights unto the said Grantee, its successors and assigns, until all of said lines shall be abandoned, and in that event said easement and right-of-way shall cease and all rights herein granted shall terminate and revert to Grantor or Grantor's heirs, successors or assigns; and it does hereby bind itself, its successors, legal representatives, and assigns, to warrant and forever defend all and singular the above described easement and rights unto the said Grantee, its successors and assigns, against every person whomsoever lawfully claiming or to claim the same or any part thereof.

EXECUTED this _____ day of _____, 20____.

By: _____

Name: _____

Title: _____

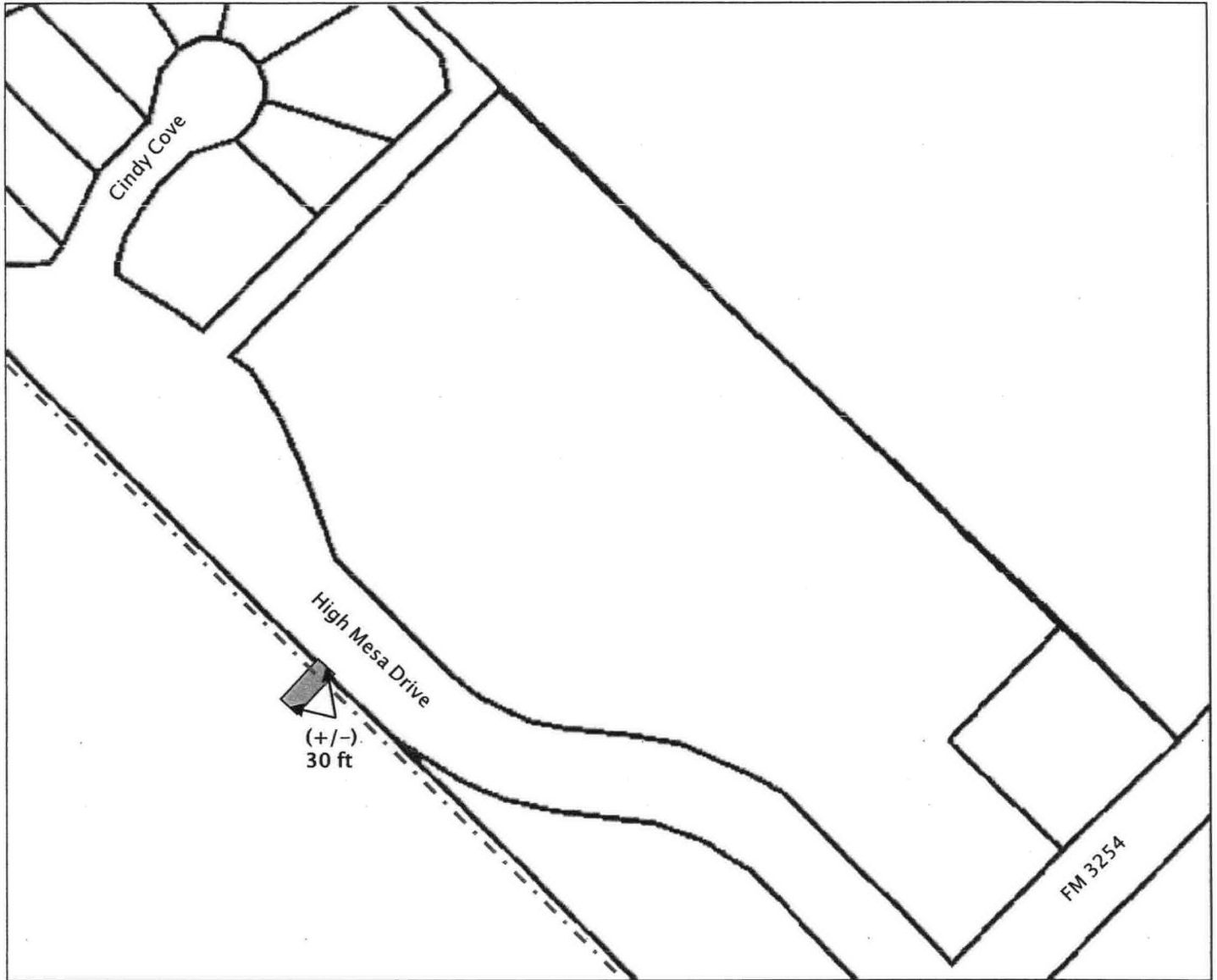
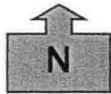
STATE OF TEXAS §
 §
COUNTY OF _____ §

BEFORE ME, the undersigned authority, on this day personally appeared _____, as the _____ of _____, known to me to be the person whose name is subscribed to the foregoing instrument and acknowledged to me that he/she executed the same for the purposes and consideration therein expressed, in the capacity therein stated and he/she is authorized to do so.

GIVEN UNDER MY HAND AND SEAL OF OFFICE this _____ day of _____, A. D. 20____.

Notary Public in and for the State of Texas

EXHIBIT "A"



Easement Width: 15 FT Oncor Electric Delivery Company Easement

----- Denotes Existing Easement

 Denotes Easement

Scale: Not to scale

The intent of this "EXHIBIT" is to pictorially show the approximate location of the easement. It is not intended as an actual survey. Calls shown are references only. No statement is made as to the validity of these calls.

Grantor: Brown County

Volume: 44

Page: 735

County: Brown

Survey: William H Irions

Abstract: 537

District: Brownwood

WR#: 3432726

APPROVAL:

Ray Wally Oncor Electric Delivery Co LLC

Ray Wally
Ray Wally

The Commissioner's Court of Brown County offers no objections to the location on the right-of-way and/or crossing of your proposed buried line as shown by accompanying drawings and notice dated _____, except as noted below:

It is further intended that the Commissioner's Court may require the owner to relocate This line, subject to provisions of governing laws, by giving thirty (30) days written notice.

The installation shall not damage any part of the county road and adequate provisions must be made to cause a minimum inconvenience to traffic and adjacent property owners.

Please notify Joel Kelton, Commissioner of Precinct # 2,

Twenty-four (24) hours prior to starting construction of the line, in order that we may have a representative present.

BROWN COUNTY COMMISSIONERS COURT
OF BROWNWOOD, TEXAS

BY:

Joel Kelton

Exceptions and/or special requirements: To be constructed according to Brown County specifications