

ROAD USE ADDENDUM

BROWN COUNTY, TEXAS

Bahia Pipeline, LLC ("Bahia") shall restore the roads it uses in Brown County to their original condition or better than their original condition as found prior to initial construction activities based on comparison of pre-construction and post-construction video/photographs. Bahia will prepare an Initial Project Road Use Map to identify the County Roads that may be utilized for the Project as an Exhibit within the submittal of the Brown County "APPLICATION TO INSTALL PRIVATE LINE".

Bahia shall post a surety bond, at Bahia's cost, in the amount of Five Hundred Thousand Dollars and no cents (\$500,000.00) for those County Roads that will be utilized for the Project as identified on the Initial Project Road Use Map. Bahia will cause the bond to be posted with the County prior to initial construction activities. As described below, Bahia's contractor shall participate in Pre-Construction Meeting(s) with Commissioner(s). Bahia's Contractor will prepare a Contractor's Final Project Road Use Map to provide any updates for road use, be they additions to or deletions from the Initial Project Road Use Map, prior to actual construction activities. The County agrees to exchange the Initial Project Road Use Map with the Contractor's Final Project Road Use Map so that the County shall possess an accurate depiction of the Project's use of the County's roads. Bahia may have the Project's Contractor provide the bond, provided written notice is given to the County. Such written notice shall be provided to the County as follows:

Honorable Judge Shane Britton
200 S. Broadway
Brownwood, Texas 76801
Shane.britton@browncountytexas.gov

Prior to initial construction activities, Bahia shall meet with each Brown County Commissioner in whose Precinct the Project crosses a County Road and/or traverses a County Road for a Pre-Construction Meeting. The Bahia Representatives will include the Project's Contractor, Chief Inspector, and a representative from the Land Department (collectively "Bahia" Representatives). At the Pre-Construction meeting, the Commissioner and Bahia Representatives (collectively, "Parties") shall review the locations of the road crossings and driveways, and the method of construction. In addition to the road crossings and driveways, the Project Contractor shall provide a Final Project Road Use Map, identifying any updates (additions or deletions) from the initial Project Road Use Map previously submitted to the County with the "APPLICATION TO INSTALL PRIVATE LINE". The Contractor's Final Road Use Map will identify the County's roads that will be traversed by the Contractor during the Project. As well, Bahia shall provide to the Commissioner and/or the Commissioner's Designee the names and contact information of those attending the meeting. Any change in personnel of the Bahia Representatives shall promptly be shared with the Commissioner so that the Commissioner shall have at all times during the work performed and roads traversed by the Project current contact information.

In addition to or as part of the Pre-Construction meeting described in the paragraph above, Bahia representatives shall conduct a site visit with each Commissioner (or the Commissioner's Designated Representative) at every Bahia Project County Road crossing and temporary access driveway location to authenticate the condition of the County's road and right-of-ways at the crossing and driveway locations. The areas will be photographed and/or videoed to memorialize the pre-construction condition of the crossings. In addition to the site visits, the Parties shall drive, and video, the County's roads identified in the Contractor's

May 19, 2025
(Exhibit #5)

Final Road Use Map to authenticate the condition of the roads and memorialize the pre-construction conditions of the County's roads. Upon completion of the Project's initial construction activities, Bahia shall video the crossing areas and roads utilized by the Project and identified on the Contractor's Final Project Road Use Map to produce a Post-Construction Video. Bahia shall notify the County in writing that initial construction has concluded and offer an invitation for the Commissioner or the Commissioner's Designee to participate in the post-construction inspection and video activity. If, after initial construction activities, the County believes any of the Project areas have been damaged by the Project Parties' use for the Project, restoration of the road and/or road's crossing area will be of like material and the area will be restored to its original condition or better than its original conditions as found prior to construction activities based on comparison of the pre-construction and post-construction video/photographs. If any repairs are necessary, Bahia shall be deemed to be released from its obligations with respect to said areas and roads only after restoration of the areas and roads to their original condition or better than their original condition prior to construction activities based on pre-construction and post-construction video/photographs. After final inspection approval by the County, which the County may not unreasonably withhold, the bond will be released.

By: _____

Address: _____

Phone: _____

BROWN COUNTY, TEXAS

Accepted on this 19 day of May, 2025 in Brown County
Commissioners Court by:


Shane Britton

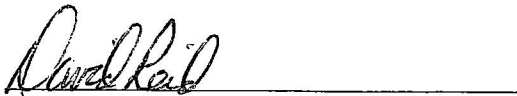
Brown County Judge



Kirk Chastain
Commissioner, Precinct 1



Joel Ketton
Commissioner, Precinct 2



David Reid
Commissioner, Precinct 3



Larry Traweek
Commissioner, Precinct 4