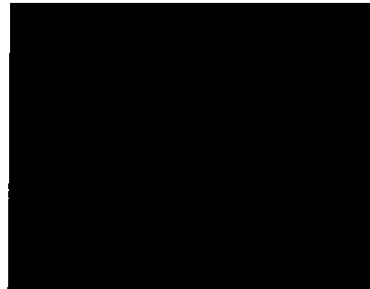




Form 1058
(Rev. 9/2004)
(GSD-EPC)
Page 1 of 2

Permit to Construct Access Driveway Facilities on Highway Right of Way



To: County of Hidalgo Hwy. FM 907 Permit No. _____
(Name)
100 N. Closner Blvd. Control _____ Section _____
(Address)
Edinburg, TX 78539 956-787-1891
(City, State, Zip) (Phone No.)

The Texas Department of Transportation, hereinafter called the State, hereby authorizes Hidalgo County, hereinafter called the Permittee, to construct / reconstruct a residential street (residential, convenience store, retail mall, farm, etc.) access driveway on the highway right of way abutting highway number FM 907 in Hidalgo County, located at Michigan St. on the West side of FM 907 approximately 940 feet north of the centerline of FM 495.

Subject to the following:

1. The Permittee is responsible for all costs associated with the construction of this access driveway.
2. Design of facilities shall be as follows and/or as shown on sketch and is subject to conditions stated below:
Standard TxDOT street turnout. Refer to attached map for graphic location. (Los Encinos 2 South Street)

All construction and materials shall be subject to inspection and approved by the State.

3. Maintenance of facilities constructed hereunder shall be the responsibility of the Permittee, and the State reserves the right to require any changes, maintenance or repairs as may be necessary to provide protection of life or property on or adjacent to the highway. Changes in design will be made only with approval of the State.
4. The Permittee shall hold harmless the State and its duly appointed agents and employees against any action for personal injury or property damage sustained by reason of the exercise of this permit.
5. Except for regulatory and guide signs at county roads and city streets, the Permittee shall not erect any sign on or extending over any portion of the highway right of way, and vehicle service fixtures such as fuel pumps, vendor stands, or tanks shall be located at least 12 feet from the right of way line to ensure that any vehicle services from these fixtures will be off the highway right of way.
6. The State reserves the right to require a new access driveway permit in the event of a land use change or change in driveway traffic volume or vehicle types.
7. This permit will become null and void if the above-referenced driveway facilities are not constructed within six (6) months from the issuance date of this permit.
8. The Permittee will contact the State's representative _____ telephone, (____) _____, at least twenty-four (24) hours prior to beginning the work authorized by this permit.

Texas Department of Transportation

Date of Issuance Authorized Representative

The undersigned hereby agrees to comply with the terms and conditions set forth in this permit for construction of an access driveway on the highway right of way.

Date: March 23, 2009 Signed: _____
(Property owner or owner's representative)

Access Driveway Regulations

The Texas Transportation Commission, in recognition of its responsibility for the safety and utility of public highways under its jurisdiction, has directed the department to adopt access driveway standards to accomplish a coordinated development between highways and abutting property. For this purpose, the booklet entitled "Regulations for Access Driveways to State Highways", was published and adopted, setting out departmental policies to regulate construction and maintenance of access driveway facilities.

Sketch of Installation

