

THE STATE OF TEXAS §

COUNTY OF HIDALGO §

That the County of Hidalgo, Texas, acting by and through its Commissioners' Court, by virtue of motion and resolution introduced and adopted by said Commissioners' Court on the 23<sup>rd</sup> day of September 2014 does by these presents **GRANT, GIVE AND RELINQUISH TO:**

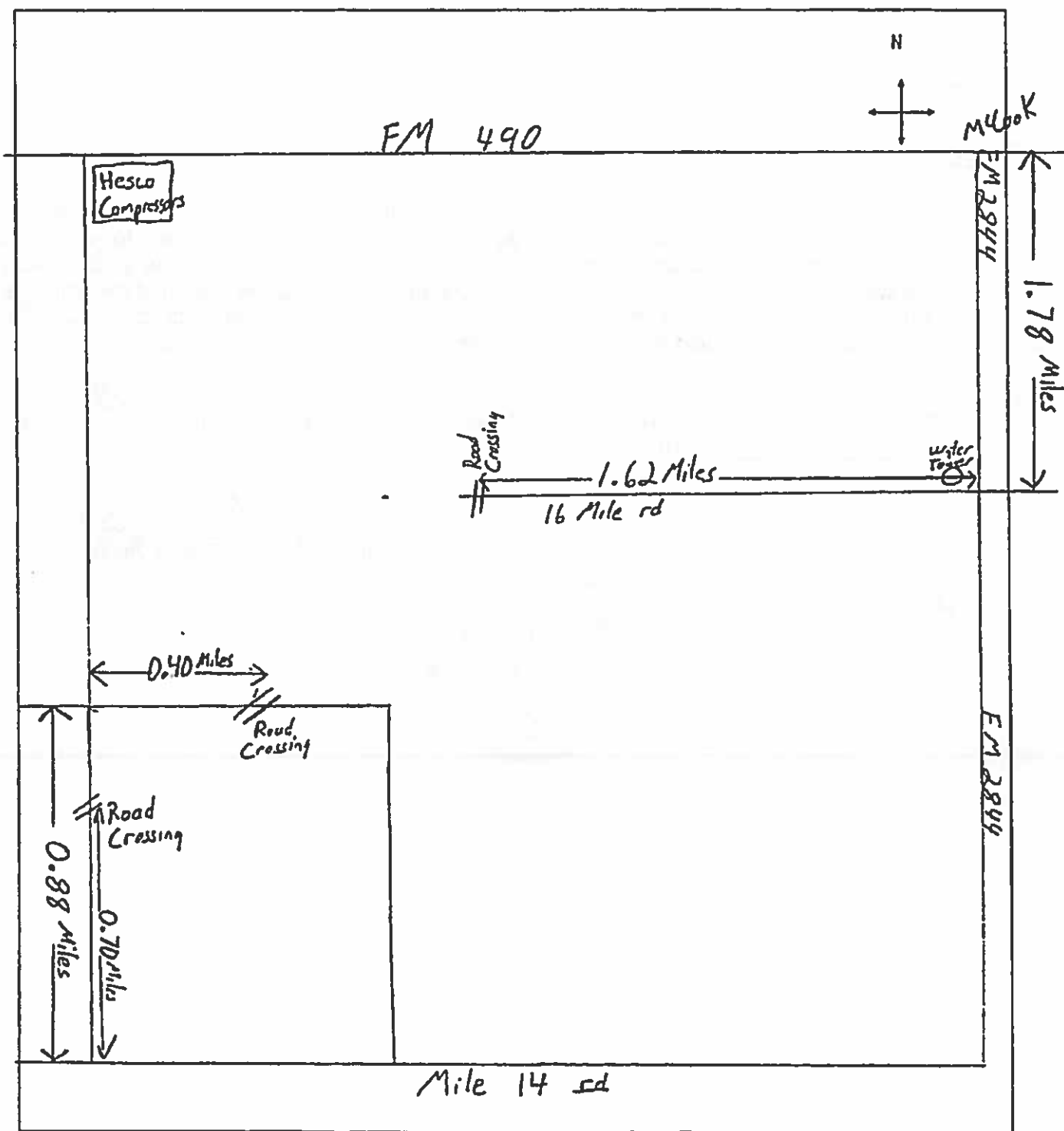
Oxy USA Inc.  
hereinafter called Permittee, of the County of Hidalgo, Texas, the Right, Privilege and Authority to construct, reconstruct, lay and maintain a 4 inch water/gas sewer/ irrigation line; said line to be constructed of material along the following public road easement held by the Hidalgo County of Hidalgo, Texas upon the conditions, obligations, and requirements as hereinafter set forth, said public road upon which said water/ gas/ sewer/ irrigation line is to be constructed, reconstructed, laid and maintained, **described as follows:**

1. Crossing 0.70 miles north of 14 Mile Rd on that unnamed road west of the Eyhorn Landfill Subdivision No. 1.
2. Crossing 0.40 miles from the unnamed road on the west side of the Eyhorn Landfill Subdivision No. 1 and being on the unnamed road north of the same Eyhorn Landfill Subdivision No. 1.
3. Crossing 1.62 miles west of FM 2844 on 16 Mile Rd.

The granting, giving and authorizing of permission for the said aforementioned Permittee to so construct, reconstruct, lay and maintain a gas line along the above described public road being conditioned that Permittee agrees that:

1. The Permittee will install and shall maintain said pipeline so that the top of the line will always be at least at the minimum depth of forty (40) inches below the flow line of the ditches on either side of said roadway when the pipeline is to be constructed, the Permittee shall contact the Commissioner in the Precinct in which the construction project is located and obtain written instructions, signed by said Commissioner, concerning the location and depth of said line. In this connection, it is agreed and understood that the Permittee will not cut the surface in any manner said public road or any roadway, without first obtaining the written permission of the Commissioners' Court of Hidalgo County, Texas.
2. The Permittee will employ a competent person or firm to do such installation and complete it in accordance with the covenants and conditions herein set forth.
3. Permittee shall stake its line on the location approved by the Commissioner in whose precinct the work is to be done well in advance of beginning its work. Permittee shall contact Commissioner before commencing any work.
4. The Permittee will use all proper caution in performing the work to prevent injury to all persons and property and it will indemnify Hidalgo County against all damages that may be assessed against the County by reasons of the work here permitted and the maintenance of such pipeline.
5. Notwithstanding any provision in this Agreement to the contrary, Permittee recognizes that the paramount purpose of the easement and dedication for the said public road is to provide for the establishment and operation of a roadway for the public. Recognizing this as the paramount purpose of the easement and dedication, Permittee agrees that Permittee has the unlimited and unrestricted right to establish, construct, reconstruct and maintain the said public road and to conduct all maintenance for the roadway and all related structures (including but not limited to the maintenance, construction and reconstruction of ditches, drainage pipes, bridges and paving surfaces) without incurring any liability, obligation or duty to Permittee.

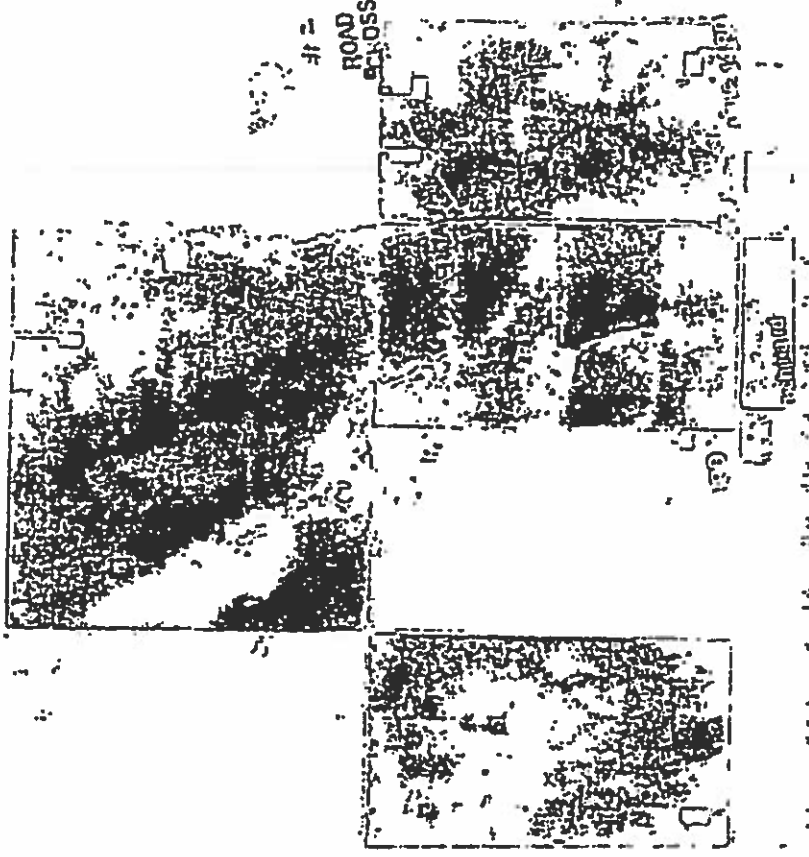
SKETCH OF LOCATION





#3 ROAD CROSSING  
X - 95.42131  
Y 26.44115

N ↑



#2 ROAD CROSSING  
X - 48.43554  
Y 26.45077



OXY USA Inc.


Sept. 2, 2014

Re: McCook Area Road Crossings

Dear Mr. Gallardo:

Please find attached proposed road crossings for your review and approval. We'd like to take this opportunity to demonstrate OXY's reliability and establish a good working relationship with you and our county's leadership. If our proposal is accepted, the three road crossings located south of McCook will be performed one at a time and will not be left unattended until the work is complete. You will also find attached OXY's procedure for backfilling and compacting the affected area. Once this work is complete we will be overlaying with new caliche 100' in either direction so as the road will be in as good or better condition than it was when we start the work. Please feel free to contact either myself or Peppi Pizzano with any questions.

Regards,

  
Carl J. Lovel  
OXY Construction Specialist  
956-360-2342  
[Carl.Lovel@oxy.com](mailto:Carl.Lovel@oxy.com)

### **OXY Pipeline Install backfill procedure for road crossings**

1. Formally set all DOT required signs for traffic control two days prior to excavation of road to install pipeline.
2. Place Designated Flagmen where road detour will be routed to during work to inform traffic of construction work and to eliminate any disruption to traffic and to construction work.
3. All excavations will be done by being double ditched and excavated in layers, so that materials that were used for roads will be installed in same manner when backfilling commences.
4. Line is lowered into ditch to be padded if rock is encountered on both sides of line then soils to be backfilled in 12" lifts and compacted in same manner.
5. Remote compactor will be on sight and lowered into ditch to assure proper compactions are done in lifts as described above and water will be on sight to add moisture to layering and compaction with vacuum truck as needed.
6. Extra materials will be brought in to assure that all if any calieche is lost in excavation part of this job of county roads to be installed where and company crossed and to be left in or better condition than it was prior.
7. This all to be done before during and after crossings are made if road sags after we will then repair and depressions till road shows no sign of disturbance.