

APPLICATION FOR PERMIT TO TRANSPORT LOADS ON BRAZORIA COUNTY ROADS

STATE OF TEXAS }
COUNTY OF BRAZORIA }

TO THE COUNTY ENGINEER OF BRAZORIA COUNTY, TEXAS:

COMES NOW (Name of Company) OF (Name of County) County, (Name of State) (individually) (a corporation with permit to transact business in Texas,

acting by and through its legal representative), and hereby petitions the County Engineer for the temporary revocable right to use Brazoria County roads in transporting loads over 80,000 pounds on and across County Roads. (List Brazoria County Roads you intend to use in this location.)

Three horizontal lines for listing roads to be used.

As a condition for the grant of a Permit, Applicant has filed a \$100,000.00 bond, with the County Engineer's Office, and Applicant agrees to promptly pay all damages to Brazoria County caused by the transporting of said loads by its or its subcontractor or agents over and across Brazoria County roads, bridges or other structures, within thirty (30) days of demand for same by Brazoria County. If the work using the above mentioned roads is not completed by the bond's expiration date a new bond or continuation certificate is required.

Applicant also agrees that if additional road-surfacing material, bridge reinforcement, materials allowing wider turning radiuses, or any other material need by the Applicant to operate on Brazoria County Roads, these additional reinforcements or material must be approved by the County Engineer's office. Additionally, Applicant will pay for and provide any of these reinforcements and/or materials.

Applicant further agrees to comply with the Uniform Traffic Act of the State of Texas, and the laws of the State of Texas in operating under this Permit, and he further represents that he has complied with the financial responsibility provisions of the laws of the State of Texas, and all other enactment's governing an operation of this kind, and the rules and regulations of Brazoria County governing such roads.

Permitted vehicles may operate on any load zoned road or bridge, but may not exceed the posted weight limits thereon by more than 5%. Texas Transportation Code §623.011.

The vehicle must be registered for the maximum amount of weight allowed for this vehicle in order for this permit to be valid.

INDEMNITY: APPLICANT AGREES TO ASSUME THE ENTIRE RESPONSIBILITY AND LIABILITY AND TO HOLD HARMLESS AND INDENMIFY THE COUNTY, ITS AGENTS, SERVANTS, EMPLOYEES AGAINST ALL LIABILITY FOR ALL INJURIES ARISING OUT OF THE APPLICANT'S USE OF BRAZORIA COUNTY ROADS & BRIDGES. REGARDLESS OF WHETHER SUCH CLAIMS ARE MADE BY THE APPLICANT, BY THE APPLICANT'S EMPLOYEES, SUB-CONTRACTORS, OR BY THIRD PARTIES. Initials: \_\_\_\_\_

Brazoria County reserves the right to revoke the permit at any time, in the sole discretion of Brazoria County, for interests of public health, safety or welfare or for failure to pay road damages upon demand, or for any other reason deemed sufficient by Brazoria County.

By allowing a permit holder to operate a vehicle over Brazoria County roads when the vehicle exceeds applicable weight limits, Brazoria County is acting within its police power to not only regulate the usage of those roads but also to allow the permit holder to do that which would otherwise be illegal. As such, Brazoria County's grant of authority to the permit holder under section 623.018 is a license/permit instead of a contract, as those terms are used in Texas law.

This permit is only good for 90 days per Texas Transportation Code § 623.018(b). The bond may be obtained on an annual basis.

SIGNED AND DATED THIS \_\_\_\_\_ DAY OF \_\_\_\_\_, 20\_\_\_\_

\_\_\_\_\_  
(Signature of Applicant)

\_\_\_\_\_  
(Print or type name)

\_\_\_\_\_  
(Title)

\_\_\_\_\_  
Phone no. \_\_\_\_\_

\_\_\_\_\_  
Fax no \_\_\_\_\_

THE STATE OF TEXAS        }  
COUNTY OF                    }

BEFORE ME, the undersigned authority on this day personally appeared \_\_\_\_\_

(Name), \_\_\_\_\_ (Title) known to me to be the person and officer

who is subscribed to the foregoing instrument and acknowledge to me that the same was the act of \_\_\_\_\_

\_\_\_\_\_ (company) of \_\_\_\_\_

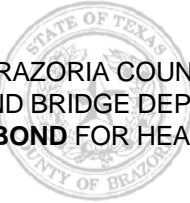
(city and state) for the purposes and consideration therein expressed and in the capacity therein stated.

Given under my hand and seal of office this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_.

\_\_\_\_\_  
(Notary Public Signature)

\_\_\_\_\_  
(Print or type name)

NOTARY PUBLIC IN AND FOR THE STATE OF \_\_\_\_\_



BRAZORIA COUNTY  
ROAD AND BRIDGE DEPARTMENT  
**PERMIT BOND FOR HEAVY LOADS**

KNOW ALL MEN BY THESE PRESENTS:

THE STATE OF TEXAS        }  
COUNTY OF BRAZORIA       }

THAT WE, \_\_\_\_\_ (Company Name) of \_\_\_\_\_  
\_\_\_\_\_ (Address), as principal, and \_\_\_\_\_

(Surety Company) a corporation duly licensed to do business in the State of Texas, as Surety, are held and firmly bound unto Brazoria County, Texas, in the penal sum of **\$100,000.00** to the payment of which, well and truly be made, we hereby bind ourselves, our heirs, executors, administrators and assigns.

With this bond, the Principal and/or Surety will pay the County of Brazoria, for any and all damages that it causes to any road, bridge or any other structure owned or maintained by the County of Brazoria, these damages include those by virtue of the operation of any equipment by the Principal, its agents, employees, or sub-contractors.

DATED this the \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_\_.

\_\_\_\_\_  
SURETY (SIGNATURE)

\_\_\_\_\_  
(PRINT OR TYPE NAME)

\_\_\_\_\_  
ADDRESS

\_\_\_\_\_  
PHONE NO. \_\_\_\_\_

\_\_\_\_\_  
PRINCIPAL (SIGNATURE)

\_\_\_\_\_  
(PRINT OR TYPE NAME)

\_\_\_\_\_  
COMPANY NAME & ADDRESS

\_\_\_\_\_  
PHONE NO. \_\_\_\_\_

**(ATTACH POWER OF ATTORNEY)**

Bond Expiration Date: \_\_\_\_\_

Bond Number: \_\_\_\_\_