

BOARD OF SUPERVISORS

MADISON COUNTY, MISSISSIPPI

Department of Engineering/Road Management
Dan Gaillet, P.E., County Engineer/ Road Manager

3137 South Liberty Street, Canton, MS 39046
Office (601) 855-5670 FAX (601) 859-5857

MEMORANDUM

August 15, 2017

To: Sheila Jones, Supervisor, District I
Trey Baxter, Supervisor, District II
Gerald Steen, Supervisor, District III
David Bishop, Supervisor, District IV
Paul Griffin, Supervisor, District V

From: Dan Gaillet, P.E. *DG*
County Engineer and Road Manager

Re: Cspire Utility Permit
Sulphur Springs Road

The Engineering Department recommends approval of the permit application for Cspire to install 4,700 feet of fiber optic cable along Sulphur Springs Road, from Highway 17 to Shirley Simmons Middle School.

SHEILA JONES
District One

TREY BAXTER
District Two

GERALD STEEN
District Three

DAVID BISHOP
District Four

PAUL GRIFFIN
District Five

RECEIVED

AUG 02 2017

MADISON COUNTY ENGINEERING
AND ROAD DEPARTMENT

MADISON COUNTY, MISSISSIPPI
PERMIT APPLICATION FOR USE AND OCCUPANCY
FOR THE CONSTRUCTION OR ADJUSTMENT OF A UTILITY
WITHIN ROAD OR HIGHWAY RIGHT-OF-WAY

FACILITY ALONG OR ACROSS ___ MADISON COUNTY ROAD ___ COUNTY

ROAD PROJECT NAME OR NUMBER COUNTY OF

MADISON, BEGINNING IN SECTION TOWNSHIP RANGE

AND ENDING IN SECTION TOWNSHIP RANGE

UTILITY NAME CSPIRE BY STEVE CASE

TELEPHONE 662-590-3120 ADDRESS 1018 HIGHLAND COLONY PKWY #400,

RIDGELAND, MS 39157

herein called APPLICANT, purposes to construct on SULFUR a
SPRINGS RD
(Name of Road)

Utility Facility installed between station _____ and station

_____ of Project Name / Number _____ and within road

or highway right-of-way, and hereby makes application to the County for construction

permit. Attached hereto are drawings or plans for the construction, which will not be

changed or altered without approval of the Road Manager, or his representative.

Whereas, the Legislature of Mississippi has heretofore granted to the applicant the right to locate its facilities upon, across, under, over and along public highways and streets within the State of Mississippi; Applicant agrees to comply with applicable provisions of S.O.P. No. SAD II-2-8, Policy for the Accommodation of Utility Facilities within the Rights-of-Way of County Federal Aid and State Aid Highways (hereinafter referred to as the "Policy"), promulgated by the State Aid Engineer and dated January 1, 1983, and which is hereby made a part of this application Agreement, and agrees to perform the construction according to the applicable industry code and according to the plans and specifications for the Project.

The Applicant shall comply with all policies, procedures and construction practices as outlined in "A Policy for The Accommodation of Utility Facilities within the Right-of-Way of all Public County Roads", as adopted on May 1, 1992, by the Madison County Board of Supervisors.

The Applicant shall be responsible for the future maintenance and repair of the facilities. The Applicant shall make future adjustments in, or relocate, the facilities located within road or highway right-of-way when required for road or highway widening or other road or highway construction at no cost to the county. The Applicant Utility shall relocate said utilities within sixty (60) days of notification by County by registered mail, return receipt requested, unless otherwise designated by the County's Road Manager. Further, any maintenance, repair, or construction shall be done in such a manner as to occasion no unreasonable interference with the normal flow and safety to traffic and at the expense of the utility company. When reasonable care has been taken to locate said utility facilities within the right-of-way, the applicant understands that any damages caused by routine maintenance and construction by county forces shall be borne by the applicant Utility.

A general description of the size, type, nature, and extent of the Utility work to be done is as follows:

BORE FIBER OPTIC CABLE IN BACK 5 FT OF COUNTY ROW
MIN. DEPTH 48"

The applicant understands and agrees that, except as herein granted, no right, title, claim, or easement to said road right-of-way is granted by the issuance of this permit and if this Utility Facility as listed in the general provisions of the Policy, it will be adjusted to comply with same without cost to the County, unless the variance from the Policy has been approved by the granting of the Permit pursuant to this Application.

The Applicant further understands that the Utility's engineering, plant, or other personnel will be responsible for the staking and construction supervision of the work set out above and as shown on the attached plans.

The applicant further agrees to indemnify and hold county harmless for any and all claims, accidents, damages, liabilities and expenses occasioned wholly, or in part, by any act or omission of applicant, its agents or employees. In case County shall, without fault on its own part, be made a party to any litigation commenced by or against applicant, then applicant shall protect and hold County harmless, and shall pay all costs, expenses and reasonable attorney's fees incurred or paid by County in connection with said litigation.

Madison County agrees to the following stipulations:

- (1) To cooperate with the Utility Company in every way to avoid conflicts in the location, construction, and maintenance of the County Highway and Utility Facility.
- (2) To pursue any and all legal means to see the Policy Standards, except to the extent of any variance shown on the plans filed herewith and approved, are complied with in the facility installation.
- (3) If the County Road Manager or his authorized representative approved the drawing, sketches, and plans submitted by the Applicant, he shall so indicate by signing and dating the Permit Approval at the end of this application, and the Applicant may proceed with the installation; if the drawings, sketches, and plans are not approved, he shall promptly notify the Applicant, and advise it of the reason or reasons. He will also act as the duly appointed representative of the Board of Supervisors and will give his approval to the completed work as being in compliance with the location and standards shown in the Policy and in the Agreement for the installations.
- (4) That all joint highway construction and utility adjustment or relocation operations will comply with the requirements of Section S-105.06 and Section S-107-18, Mississippi Standard Specifications for State Aid Road and Bridge Construction, 1989 edition (or current edition).
- (5) Should any term of provision of this Applicant Agreement conflict with the law of the State of Mississippi, the Mississippi Constitution, or the United States Constitution, or impair or deny to the Applicant or the County any right protected thereby, it shall be deemed amended to conform to said law or Constitution.

WITNESS the signature of the Applicant this the 28TH day of JULY, 2017.

By: Steve Case - Steve Case
(Applicant Signature)


Title: CONTRACTS & PERMITS

AGREED TO AND APPROVED BY:

Date: _____

Madison County Board President

ENTERED INTO THE MINUTES OF THE BOARD OF SUPERVISORS OF MADISON COUNTY, MISSISSIPPI OF THIS _____ DAY OF _____, 20_____.



County Engineer

- THIS PERMIT DOES NOT COVER WORK ON MOST ROW (UNY17)
- IS IT THE RESPONSIBILITY OF THE APPLICANT TO VERIFY THAT ALL UTILITIES INSTALLED UNDER THIS PERMIT ARE ON COUNTY ROW.

BOARD OF SUPERVISORS

MADISON COUNTY, MISSISSIPPI

Department of Engineering/Road Management
Dan Gaillet, P.E., County Engineer/ Road Manager

3137 South Liberty Street, Canton, MS 39046
Office (601) 855-5670 FAX (601) 859-5857

MEMORANDUM

August 15, 2017

To: Sheila Jones, Supervisor, District I
Trey Baxter, Supervisor, District II
Gerald Steen, Supervisor, District III
David Bishop, Supervisor, District IV
Paul Griffin, Supervisor, District V

From: Dan Gaillet, P.E.
County Engineer and Road Manager *DG*

Re: Cspire Utility Permit
Loring Road

The Engineering Department recommends approval of the permit application for Cspire to install approximately 10,000 feet of fiber optic cable along Loring Road, from Highway 17 to Velma Jackson High School.

SHEILA JONES
District One

TREY BAXTER
District Two

GERALD STEEN
District Three

DAVID BISHOP
District Four

PAUL GRIFFIN
District Five

RECEIVED

AUG 02 2017

MADISON COUNTY ENGINEERING
AND ROAD DEPARTMENT

MADISON COUNTY, MISSISSIPPI
PERMIT APPLICATION FOR USE AND OCCUPANCY
FOR THE CONSTRUCTION OR ADJUSTMENT OF A UTILITY
WITHIN ROAD OR HIGHWAY RIGHT-OF-WAY

FACILITY ALONG OR ACROSS MADISON COUNTY ROAD COUNTY

ROAD PROJECT NAME OR NUMBER COUNTY OF

MADISON, BEGINNING IN SECTION TOWNSHIP RANGE

AND ENDING IN SECTION TOWNSHIP RANGE

UTILITY NAME CSPIRE BY STEVE CASE

TELEPHONE 662-590-3120 ADDRESS 1018 HIGHLAND COLONY PKWY #400,
RIDGELAND, MS 39157

herein called APPLICANT, purposes to construct on LORING RD a
(Name of Road)

Utility Facility installed between station and station

 of Project Name / Number and within road

or highway right-of-way, and hereby makes application to the County for construction

permit. Attached hereto are drawings or plans for the construction, which will not be

changed or altered without approval of the Road Manager, or his representative.

Whereas, the Legislature of Mississippi has heretofore granted to the applicant the right to locate its facilities upon, across, under, over and along public highways and streets within the State of Mississippi; Applicant agrees to comply with applicable provisions of S.O.P. No. SAD II-2-8, Policy for the Accommodation of Utility Facilities within the Rights-of-Way of County Federal Aid and State Aid Highways (hereinafter referred to as the "Policy"), promulgated by the State Aid Engineer and dated January 1, 1983, and which is hereby made a part of this application Agreement, and agrees to perform the construction according to the applicable industry code and according to the plans and specifications for the Project.

The Applicant shall comply with all policies, procedures and construction practices as outlined in "A Policy for The Accommodation of Utility Facilities within the Right-of-Way of all Public County Roads", as adopted on May 1, 1992, by the Madison County Board of Supervisors.

The Applicant shall be responsible for the future maintenance and repair of the facilities. The Applicant shall make future adjustments in, or relocate, the facilities located within road or highway right-of-way when required for road or highway widening or other road or highway construction at no cost to the county. The Applicant Utility shall relocate said utilities within sixty (60) days of notification by County by registered mail, return receipt requested, unless otherwise designated by the County's Road Manager. Further, any maintenance, repair, or construction shall be done in such a manner as to occasion no unreasonable interference with the normal flow and safety to traffic and at the expense of the utility company. When reasonable care has been taken to locate said utility facilities within the right-of-way, the applicant understands that any damages caused by routine maintenance and construction by county forces shall be borne by the applicant Utility.

A general description of the size, type, nature, and extent of the Utility work to be done is as follows:

BORE FIBER OPTIC CABLE IN BACK 5 FT OF COUNTY ROW
MIN. DEPTH 48"

The applicant understands and agrees that, except as herein granted, no right, title, claim, or easement to said road right-of-way is granted by the issuance of this permit and if this Utility Facility as listed in the general provisions of the Policy, it will be adjusted to comply with same without cost to the County, unless the variance from the Policy has been approved by the granting of the Permit pursuant to this Application.

The Applicant further understands that the Utility's engineering, plant, or other personnel will be responsible for the staking and construction supervision of the work set out above and as shown on the attached plans.

The applicant further agrees to indemnify and hold county harmless for any and all claims, accidents, damages, liabilities and expenses occasioned wholly, or in part, by any act or omission of applicant, its agents or employees. In case County shall, without fault on its own part, be made a party to any litigation commenced by or against applicant, then applicant shall protect and hold County harmless, and shall pay all costs, expenses and reasonable attorney's fees incurred or paid by County in connection with said litigation.

Madison County agrees to the following stipulations:

- (1) To cooperate with the Utility Company in every way to avoid conflicts in the location, construction, and maintenance of the County Highway and Utility Facility.
- (2) To pursue any and all legal means to see the Policy Standards, except to the extent of any variance shown on the plans filed herewith and approved, are complied with in the facility installation.
- (3) If the County Road Manager or his authorized representative approved the drawing, sketches, and plans submitted by the Applicant, he shall so indicate by signing and dating the Permit Approval at the end of this application, and the Applicant may proceed with the installation; if the drawings, sketches, and plans are not approved, he shall promptly notify the Applicant, and advise it of the reason or reasons. He will also act as the duly appointed representative of the Board of Supervisors and will give his approval to the completed work as being in compliance with the location and standards shown in the Policy and in the Agreement for the installations.
- (4) That all joint highway construction and utility adjustment or relocation operations will comply with the requirements of Section S-105.06 and Section S-107-18, Mississippi Standard Specifications for State Aid Road and Bridge Construction, 1989 edition (or current edition).
- (5) Should any term of provision of this Applicant Agreement conflict with the law of the State of Mississippi, the Mississippi Constitution, or the United States Constitution, or impair or deny to the Applicant or the County any right protected thereby, it shall be deemed amended to conform to said law or Constitution.

WITNESS the signature of the Applicant this the 28TH day of JULY,
2017.

By: Steve Case - STEVE CASE
(Applicant Signature)

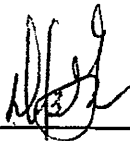
Title: CONTRACTS & PERMITS

AGREED TO AND APPROVED BY:

Date: _____

Madison County Board President

ENTERED INTO THE MINUTES OF THE BOARD OF SUPERVISORS OF MADISON
COUNTY, MISSISSIPPI OF THIS _____ DAY OF _____, 20_____.



County Engineer

- THIS PERMIT DOES NOT COVER WORK ON MDOT ROW
- IT IS THE RESPONSIBILITY OF THE APPLICANT TO VERIFY THAT ALL UTILITIES INSTALLED UNDER THIS PERMIT ARE ON COUNTY ROW

BOARD OF SUPERVISORS

MADISON COUNTY, MISSISSIPPI


Department of Engineering/Road Management
Dan Gaillet, P.E., County Engineer/ Road Manager

3137 South Liberty Street, Canton, MS 39046
Office (601) 855-5670 FAX (601) 859-5857

MEMORANDUM

August 16, 2017

To: Sheila Jones, Supervisor, District I
Trey Baxter, Supervisor, District II
Gerald Steen, Supervisor, District III
David Bishop, Supervisor, District IV
Paul Griffin, Supervisor, District V

From: Dan Gaillet, P.E.
County Engineer and Road Manager 

Re: Cspire Utility Permit
Stillhouse Creek/Catlett Road

The Engineering Department recommends approval of permit application for Cspire to install fiber optic cable along Catlett Road and throughout Stillhouse Creek Subdivision. The following streets are included:

- Stillhouse Creek Drive
- Bremen Way
- Copper Ridge Court
- Bremen Circle
- Stillhollow Lane
- Kempen Lane
- Owen Street
- Huber Street
- Wagner Way
- Hanover Street
- Essen Lane
- Kristen Cove

SHEILA JONES
District One

TREY BAXTER
District Two

GERALD STEEN
District Three

DAVID BISHOP
District Four

PAUL GRIFFIN
District Five

01/09/04

MADISON COUNTY, MISSISSIPPI
PERMIT APPLICATION FOR USE AND OCCUPANCY
FOR THE CONSTRUCTION OR ADJUSTMENT OF A UTILITY
WITHIN ROAD OR HIGHWAY RIGHT-OF-WAY

FACILITY ALONG OR ACROSS MADISON COUNTY ROAD PROJECT NAME OR
NUMBER STILLHOUSE CREEK COUNTY OF MADISON,
BEIGINNING IN SECTION S19, TOWNSHIP T8N, RANGE
R2E, AND ENDING IN SECTION S19, TOWNSHIP T8N RANGE
R3E. UTILITY NAME COMMUNICATIONS-FIBER-OPTIC
BY CSPIRE. PHONE 601-487-7367
ADDRESS HIGHLAND COLONY PARKWAY, SUITE 400, RIDGELAND, MS
39147

. Herein called APPLICANT, purposes to construct
on STILLHOUSE CREEK a Utility Facility installed between
_____ and
_____ of Project Name/Number
_____ and within road or highway right-of-way, and

hereby makes application to the County for construction permit. Attached hereto are
drawings or plans for the construction, which will not be changed or altered without
approval of the Road Manager, or his representative.

Whereas, the Legislature of Mississippi has heretofore granted to the applicant the
right to locate its facilities upon, across, under, over and along public highways and
streets within the State of Mississippi; Applicant agrees to comply with applicable
provisions of S.O.P. No. SAD II-2-8, Policy for the Accommodation of Utility Facilities
within the Rights-of-Way of County Federal Aid and State Aid Highways (hereinafter
referred to as the "Policy"), promulgated by the State Aid Engineer and dated January 1,
1983, and which is hereby made a part of this application Agreement, and agrees to

perform the construction according to the applicable industry code and according to the plans and specifications for the Project.

The Applicant shall comply with all policies, procedures and construction practices as outlined in "A Policy for The Accommodation of Utility Facilities within the Right-of-Way of all Public County Roads", as adopted on May 1, 1992, by the Madison County Board of Supervisors.

The Applicant shall be responsible for the future maintenance and repair of the facilities. The Applicant shall make future adjustments in, or relocate, the facilities located within road or highway right-of-way when required for road or highway widening or other road or highway construction at no cost to the county. The Applicant Utility shall relocate said utilities within sixty (60) days of notification by County by registered mail, return receipt requested, unless otherwise designated by the County's Road Manager. Further, any maintenance, repair, or construction shall be done in such a manner as to occasion no unreasonable interference with the normal flow and safety to traffic and at the expense of the utility company. When reasonable care has been taken to locate said utility facilities within the right-of-way, the applicant understands that any damages caused by routine maintenance and construction by county forces shall be borne by the applicant Utility.

A general description of the size, type, nature, and extent of the Utility work to be done is as follows

Beginning approx. 1300' North of the intersection of Gluckstadt Rd and Gatlett Rd on the East side of Gatlett Rd at the existing handhole proceed North to the entrance to Stillhouse Creek Subdivision, placing fiber on all streets within the subdivision. Placing 432 and smaller fiber optic cables, associated splitter cabinets, handholes, and service terminals. This fiber is to provide telephone and internet service for homes within the design area. Fiber optic cable to be placed at 48" depth in the back 2' of the R/W and or easement using the directional bore method. Handholes are to be placed at the property lines for home service.

UTILITY SHALL BE PLACED WITHIN THE UTILITY EASEMENT, OUTSIDE OF COUNTY ROW, AT ALL LOCATIONS WITHIN THE SUBDIVISION LIMITS IF AVAILABLE

The applicant understands and agrees that, except as herein granted, no right, title, claim, or easement to said road right-of-way is granted by the issuance of this permit and if this Utility Facility as listed in the general provisions of the Policy, it will be adjusted to comply with same without cost to the County, unless the variance from the Policy has been approved by the granting of the Permit pursuant to this Application.

The Applicant further understands that the Utility's engineering, plant, or other personnel will be responsible for the staking and construction supervision of the work set out above and as shown on the attached plans.

The applicant further agrees to indemnify and hold county harmless for any and all claims, accidents, damages, liabilities and expenses occasioned wholly, or in part, by any act or omission of applicant, its agents or employees. In case County shall, without fault on its own part, be made a party to any litigation commenced by or against applicant, then applicant shall protect and hold County harmless, and shall pay all costs, expenses and reasonable attorney's fees incurred or paid by County in connection with said litigation.

Madison County agrees to the following stipulations:

- (1) To cooperate with the Utility Company in every way to avoid conflicts in the location, construction, and maintenance of the County Highway and Utility Facility.
- (2) To pursue any and all legal means to see the Policy Standards, except to the extent of any variance shown on the plans filed herewith and approved, are complied with in the facility installation.
- (3) If the County Road Manager or his authorized representative approved the drawing, sketches, and plans submitted by the Applicant, he shall so indicate by signing and dating the Permit Approval at the end of this application, and the Applicant may proceed with the installation; if the drawings, sketches, and plans are not approved, he shall promptly notify the Applicant, and advise it of the reason or reasons. He will also act as the duly appointed representative of the Board of Supervisors and will give his approval to the completed work as being in compliance with the location and standards shown in the Policy and in the Agreement for the installations.
- (4) That all joint highway construction and utility adjustment or relocation operations will comply with the requirements of Section S-105.06 and Section S-107-18, Mississippi Standard Specifications for State Aid Road and Bridge Construction, 1989 edition (or current edition).
- (5) Should any term of provision of this Applicant Agreement conflict with the law of the State of Mississippi, the Mississippi Constitution, or the United States Constitution, or impair or deny to the Applicant or the County any right protected thereby, it shall be deemed amended to conform to said law or Constitution.

WITNESS the signature of the Applicant this the 19TH day of April, 2016.17

By: Steve Case - STEVE CASE
(Applicant Signature)

Title: CONTRACTS & PERMITS

AGREED TO AND APPROVED BY:

Mr. Trey Baxter
Madison County Board President

Date: _____

ENTERED INTO THE MINUTES OF THE BOARD OF SUPERVISORS OF MADISON
COUNTY, MISSISSIPPI OF THIS _____ DAY OF _____, 2017.



Dan Gaillet, P.E.
County Engineer

IT IS THE SOLE RESPONSIBILITY OF THE
APPLICANT TO VERIFY THAT ALL UTILITIES
INSTALLED UNDER THIS PERMIT ARE ON
EITHER COUNTY ROW OR ADJACENT
UTILITY EASEMENT

BOARD OF SUPERVISORS

MADISON COUNTY, MISSISSIPPI


Department of Engineering/Road Management
Dan Gaillet, P.E., County Engineer/ Road Manager

3137 South Liberty Street, Canton, MS 39046
Office (601) 855-5670 FAX (601) 859-5857

MEMORANDUM

August 15, 2017

To: Sheila Jones, Supervisor, District I
Trey Baxter, Supervisor, District II
Gerald Steen, Supervisor, District III
David Bishop, Supervisor, District IV
Paul Griffin, Supervisor, District V

From: Dan Gaillet, P.E.
County Engineer and Road Manager 

Re: Cspire Utility Permit
Grayhawk/Palin Drive – Wellington Subdivision

The Engineering Department recommends approval of the permit application for Cspire to install fiber optic cable beginning at the intersection of Palin Drive and Lakeview Drive in Wellington Subdivision, boring north across Stribling Road Ext. and throughout Grayhawk Subdivision. The following streets will be included:

- Palin Drive – Wellington Subdivision

Grayhawk Subdivision

- Grayhawk Parkway
- Talon's Trail
- Talon's Point
- Quill Cove
- Claw Creek Cove
- Grayhawk Drive
- Wingtip Cove
- Nestling Cove
- Wingtip Way
- Hawk's Nest Cove
- Eagle's Nest Cove
- Grace Court
- Grayhawk Cove
- Pinnacle Cove
- Serenity Way
- Wingspan Way
- Tail Feather Drive

SHEILA JONES
District One

TREY BAXTER
District Two

GERALD STEEN
District Three

DAVID BISHOP
District Four

PAUL GRIFFIN
District Five

01/09/04

MADISON COUNTY, MISSISSIPPI
PERMIT APPLICATION FOR USE AND OCCUPANCY
FOR THE CONSTRUCTION OR ADJUSTMENT OF A UTILITY
WITHIN ROAD OR HIGHWAY RIGHT-OF-WAY

FACILITY ALONG OR ACROSS MADISON COUNTY ROAD PROJECT NAME OR
NUMBER GRAYHAWK COUNTY OF MADISON, BEIGINNING
IN SECTION S20, TOWNSHIP T8N, RANGE R2E, AND
ENDING IN SECTION S20, TOWNSHIP T8N RANGE
R3E. UTILITY NAME COMMUNICATIONS-FIBER-OPTIC
BY CSPIRE. PHONE 601-487-7367

ADDRESS HIGHLAND COLONY PARKWAY, SUITE 400, RIDGELAND, MS

39147. Herein called APPLICANT, purposes to construct

on GRAYHAWK a Utility Facility installed between

_____ and

_____ of Project Name/Number

_____ and within road or highway right-of-way, and

hereby makes application to the County for construction permit. Attached hereto are drawings or plans for the construction, which will not be changed or altered without approval of the Road Manager, or his representative.

Whereas, the Legislature of Mississippi has heretofore granted to the applicant the right to locate its facilities upon, across, under, over and along public highways and streets within the State of Mississippi; Applicant agrees to comply with applicable provisions of S.O.P. No. SAD II-2-8, Policy for the Accommodation of Utility Facilities within the Rights-of-Way of County Federal Aid and State Aid Highways (hereinafter referred to as the "Policy"), promulgated by the State Aid Engineer and dated January 1, 1983, and which is hereby made a part of this application Agreement, and agrees to

perform the construction according to the applicable industry code and according to the plans and specifications for the Project.

The Applicant shall comply with all policies, procedures and construction practices as outlined in "A Policy for The Accommodation of Utility Facilities within the Right-of-Way of all Public County Roads", as adopted on May 1, 1992, by the Madison County Board of Supervisors.

The Applicant shall be responsible for the future maintenance and repair of the facilities. The Applicant shall make future adjustments in, or relocate, the facilities located within road or highway right-of-way when required for road or highway widening or other road or highway construction at no cost to the county. The Applicant Utility shall relocate said utilities within sixty (60) days of notification by County by registered mail, return receipt requested, unless otherwise designated by the County's Road Manager. Further, any maintenance, repair, or construction shall be done in such a manner as to occasion no unreasonable interference with the normal flow and safety to traffic and at the expense of the utility company. When reasonable care has been taken to locate said utility facilities within the right-of-way, the applicant understands that any damages caused by routine maintenance and construction by county forces shall be borne by the applicant Utility.

A general description of the size, type, nature, and extent of the Utility work to be done is as follows:

Beginning at the intersection of Lakeview Dr and Palin Dr in the Wellington Subdivision place 144 fiber optic cable north on Palin Dr boring Stribling Road Extension and continue north on Grayhawk Parkway into Grayhawk subdivision placing fiber all streets within the subdivision.

Placing 432 and smaller fiber optic cables, associated splitter cabinets, handholes, and service terminals. This fiber is to provide telephone and internet service for homes within the design area. Fiber optic cable to be placed at 48" depth in the back 2' of the R/W and or easement using the directional bore method. Handholes are to be placed at the property lines for home service.

MIN DEPTH

UTILITY SHALL BE PLACED WITHIN THE UTILITY EASEMENT
OUTSIDE OF COUNTY ROW AT ALL LOCATIONS WITHIN SUBDIVISION
LIMITS IF AVAILABLE

The applicant understands and agrees that, except as herein granted, no right, title, claim, or easement to said road right-of-way is granted by the issuance of this permit and if this Utility Facility as listed in the general provisions of the Policy, it will be adjusted to comply with same without cost to the County, unless the variance from the Policy has been approved by the granting of the Permit pursuant to this Application.

The Applicant further understands that the Utility's engineering, plant, or other personnel will be responsible for the staking and construction supervision of the work set out above and as shown on the attached plans.

The applicant further agrees to indemnify and hold county harmless for any and all claims, accidents, damages, liabilities and expenses occasioned wholly, or in part, by any act or omission of applicant, its agents or employees. In case County shall, without fault on its own part, be made a party to any litigation commenced by or against applicant, then applicant shall protect and hold County harmless, and shall pay all costs, expenses and reasonable attorney's fees incurred or paid by County in connection with said litigation.

Madison County agrees to the following stipulations:

- (1) To cooperate with the Utility Company in every way to avoid conflicts in the location, construction, and maintenance of the County Highway and Utility Facility.
- (2) To pursue any and all legal means to see the Policy Standards, except to the extent of any variance shown on the plans filed herewith and approved, are complied with in the facility installation.
- (3) If the County Road Manager or his authorized representative approved the drawing, sketches, and plans submitted by the Applicant, he shall so indicate by signing and dating the Permit Approval at the end of this application, and the Applicant may proceed with the installation; if the drawings, sketches, and plans are not approved, he shall promptly notify the Applicant, and advise it of the reason or reasons. He will also act as the duly appointed representative of the Board of Supervisors and will give his approval to the completed work as being in compliance with the location and standards shown in the Policy and in the Agreement for the installations.
- (4) That all joint highway construction and utility adjustment or relocation operations will comply with the requirements of Section S-105.06 and Section S-107-18, Mississippi Standard Specifications for State Aid Road and Bridge Construction, 1989 edition (or current edition).
- (5) Should any term of provision of this Applicant Agreement conflict with the law of the State of Mississippi, the Mississippi Constitution, or the United States Constitution, or impair or deny to the Applicant or the County any right protected thereby, it shall be deemed amended to conform to said law or Constitution.

WITNESS the signature of the Applicant this the 14TH day of AUGUST, 2018, 17

By: Steve Case
(Applicant Signature)

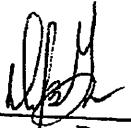
Title: CONTRACTS & PERMITS

AGREED TO AND APPROVED BY:

Mr. Trey Baxter
Madison County Board President

Date: _____

ENTERED INTO THE MINUTES OF THE BOARD OF SUPERVISORS OF MADISON
COUNTY, MISSISSIPPI OF THIS _____ DAY OF _____, 2017.



Dan Gaillot, P.E.
County Engineer

IT IS THE SOLE RESPONSIBILITY OF
APPLICANT TO VERIFY THAT ALL UTILITIES
INSTALLED UNDER THIS PERMIT ARE ON
EITHER CO. ROW OR ADJACENT UTILITY
EASEMENT