

OIL & REFINING COMPANY FOR RIGHTS OF WAY

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On the 20th day of April A.D.1944, came on to be heard and considered by the Commissioners' Court of Titus County, Texas all members of said Court being present, the application of Humble Oil & Refining Company for right of way and easement privileges for the purpose of constructing, maintaining and operating pipe lines under and across the public roads and highways in Titus County, Texas and also under and across all streets and alleys in any unincorporated town in said County, for the purpose of transporting petroleum oil gas, water or other solutions; and the said application having been duly considered by this Court, and this Court being of the opinion the same should be granted it is ordered by the Court so adjudged and decreed, that the said right of way and easement privileges for the above purposes, whether such pipe lines have been heretofore or may be hereafter constructed, be granted, to the said Humble Oil & Refining Company, its successors and assigns, upon the following terms and conditions, to-wit:

That Humble Oil & Refining Company shall, at its own expense keep any pipe line or lines constructed under this grant buried in a manner so as not to interfere in any manner with any traffic along the said roads, streets and alleys, or any of them and shall maintain all pipe lines across all such highways in such condition that the same will not leak and thereby impair such roads or interfere with travel, and shall keep all roads at points where the pipe lines are laid in as good condition for travel as at the time excavations are made for burying such pipe line or lines, and shall have leave no loose dirt or other material which will impair the said roads, but shall pack all dirt at such points to at least the same consistency as the said road was before such excavations were made, and in the event the said road is hard surfaced at such point, the same character of hard surfacing material shall be placed thereon and the road brought up to the same standard of efficiency as same as in at date of excavations said repair of County

roads to meet fully the requirements and the approval of said Commissioners' Court of Titus County.

Said Humble Oil & Refining Company is also given similar right of way and easement privileges over and across all public highways in this County or in any unincorporated town in this County for the purpose of erecting and maintaining telegraph and telephone lines and other wire lines in connection with the operation of said pipe lines, whether such lines have been heretofore or may be hereafter constructed. Said poles and lines shall be so placed and constructed as not to interfere in anywise with the use of said highways by the public. Wherever any wire line shall cross a highway same shall be placed at a minimum height of twenty (20) feet above the level of the surface of said highway.

It is expressly provided and understood that Humble Oil & Refining Company in accepting and in operating under this franchise and permit, is and shall be bound by all of the terms and provisions of this order.

Ed Dickson  
County Judge of Titus County, Texas

THE STATE OF TEXAS )  
COUNTY OF TITUS )

WHEREAS, on this the 20th day of April A.D. 1944 the Commissioners' Court of Titus County, Texas on application of Humble Oil & Refining Company, entered the following order, to-wit:

"On the 20 day of April A.D. 1944 came on to be heard and considered by the Commissioners' Court of Titus County, Texas, all members of said Court being present, the application of Humble Oil & Refining Company for right of way and easement privileges for the purposes of constructing, maintaining and operating pipe lines under and across the public roads and highways in Titus County, Texas, and also under and across all streets and alleys in any unincorporated town in said County, for the purpose of transporting petroleum oil, gas, water, or other solutions; and the said application having been duly considered by this Court, and this Court being of the opinion the same should be granted, it is ordered by the Court, so adjudged and decreed, that the said right of way and easement privileges for the above purposes, whether such pipe lines have been heretofore or may be hereafter constructed, be granted to the said Humble Oil & Refining Company, its successors and assigns, upon the following terms and conditions, to-wit:

"That Humble Oil & Refining Company shall, at its own expense, keep any pipe line or lines constructed under this grant buried in a manner so as not to interfere in any manner with any traffic along the said roads, streets and alleys, or any of them, and shall maintain all pipe lines across all such highways in such condition that the same will not leak and thereby impair such roads or interfere with travel, and shall keep all roads at points where the pipe lines are laid in as good condition for travel as at the time excavations are made for burying such pipe line or lines, and shall leave no loose dirt or other material which will impair the said roads, but shall pack all dirt at such points to at least the same consistency as the said road was before such excavations were made, and in the event the said road is hard surfaced at such point, the same character of hard surfacing material shall be placed thereon and the road brought up to the same standard of efficiency as same was in at date of excavations, said repair of County road to meet fully the requirements and the approval of said Commissioners' Court of Titus County.

"Said Humble Oil & Refining Company is also given similar right of way and easement privileges over and across all public highways in this County or in any unincorporated town in this County for the purpose of erecting and maintaining telegraph and telephone lines and other wire lines in connection with the operation of said pipe lines, whether such lines have been heretofore or may be hereafter constructed. Said poles and lines shall be so placed and constructed as not to interfere in anywise with the use of said highways by the public. Wherever any wire line shall cross a highway, same shall be placed at a minimum height of twenty (20) feet above the level of the surface of said highway.

"It is expressly provided and understood that Humble Oil & Refining company in accepting and in operating under this franchise and permit, is and shall be bound by all of the terms and provisions of this order".

NOW, THEREFORE, KNOW ALL MEN BY THESE PRESENTS; that the Commissioners' Court of Titus County, Texas, acting herein by and through the County Judge and all of the Commissioners; does hereby give and grant to said Humble Oil & Refining Company, its successors and assigns, the franchise and permit for right of way and easement privileges provided for in said order and above referred to, subject to all of the terms and conditions in said order contained, and expressly set out above.

WITNESSED IN DUPLICATE ORIGINALS this the 20 day of April, A. D. 1944.

Ed Dickson, County Judge of Titus County, Texas.

L. C. Banks, Commissioner of Precinct No. 1

C. H. Taylor, Commissioner of Precinct No. 2

E. E. Nugent, Commissioner of Precinct No. 3

C. N. Goodwin, Commissioner of Precinct No. 4

Comprising the Commissioners' Court of Titus County, Texas.

ATTEST: M.B. FOX, Asst. Secretary  
(CORPORATE SEAL)

HUMBLE OIL & REFINING COMPANY  
By L. T. Barrow, Vice-President.  
FORM APPROVED: By D.H.G.  
CB/Dg