

MICHAEL C. SHANNON, PE, CFM  
COUNTY ENGINEER



NANCY M. BAHER, PE  
ASSISTANT COUNTY ENGINEER

THE COUNTY OF GALVESTON  
Office of the County Engineer  
722 Moody, Galveston, TX 77550  
(409) 770-5453

November 24, 2025

Honorable Judge Henry and County Commissioners  
Galveston County  
Galveston, TX

Gentlemen:

On October 13, 2025, Commissioners Court issued permit TCSW-25-383 for Kinder Morgan to use the Texas City Hurricane Levee for access and maintenance of an existing pipeline.

The project has been completed. It is my recommendation that the county release Bond No.CMS0359038 in the amount of \$100,000.00. Copies of the permit and bond are attached.

Sincerely,

A handwritten signature in blue ink, appearing to read "MCS", is written over a horizontal line.

Michael C. Shannon, PE, CFM  
County Engineer

Bond No. CMS0359038

**PERMIT BOND**

KNOW ALL MEN BY THESE PRESENTS, that we, \_\_\_\_\_

Kinder Morgan Tejas Pipeline LLC

as PRINCIPAL, and \_\_\_\_\_ RLI Insurance Company

\_\_\_\_\_ as SURETY (authorized to do business in the State of Texas) are held and firmly bound unto THE COUNTY OF GALVESTON, TEXAS, hereinafter called the COUNTY, in the penal sum of \$100,000.00 dollars, for the payment of which sum well and truly to be made, we bind ourselves, our heirs, executors, administrators, and successors, jointly and severally, firmly by these presents.

THE CONDITIONS OF THIS OBLIGATION IS SUCH, that whereas the principal has requested a permit by the County of Galveston, Texas, by application dated \_\_\_\_\_ 20\_\_\_\_, for:

KM Tejas 202-200 Concrete Submar Mat Installation Project

NOW THEREFORE, if the principal shall well and truly perform and fulfill all the undertakings, covenants, terms, conditions, and agreements of said permit and governing regulations during the original term of said permit and any extensions thereof that may be granted by the County, with or without notice to the surety, and shall also well and truly perform and fulfill all the undertakings, covenants, terms, conditions and agreements of any and all duly authorized modifications of said permit that may hereafter be made, notice of which modifications to the surety being hereby waived, then, this obligation to be void; otherwise to remain in full force and virtue.

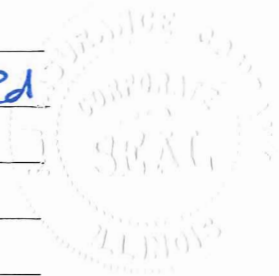
IN WITNESS WHEREOF, the above-bounded parties have executed this instrument this 6th day of October, 20 25, the name of each being hereto affixed and duly signed by its undersigned representative, pursuant to authority of its governing body.

PRINCIPAL: Kinder Morgan Tejas Pipeline LLC SURETY: RLI Insurance Company

BY: [Signature] By: [Signature]

TITLE: Chris Graeter TITLE: Stephanie Moore Harold

Vice President Attorney-in-Fact



# POWER OF ATTORNEY

## RLI Insurance Company Contractors Bonding and Insurance Company

9025 N. Lindbergh Dr. Peoria, IL 61615  
Phone: 800-645-2402

### Know All Men by These Presents:

That this Power of Attorney is not valid or in effect unless attached to the bond which it authorizes executed, but may be detached by the approving officer if desired.

That **RLI Insurance Company** and/or **Contractors Bonding and Insurance Company**, each an Illinois corporation, (separately and together, the "Company") do hereby make, constitute and appoint:

Marc W. Boots, Vickie Lacy, Maria D. Zuniga, Richard Covington, Joseph R. Aulbert, Ashley Koletar, Ryan Varela, Stephanie Moore  
Harold, Dylan Young, Melanie Salinas, jointly or severally

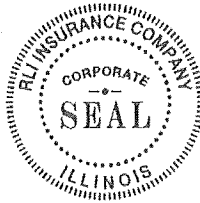
in the City of Houston, State of Texas its true and lawful Agent(s) and Attorney(s) in Fact, with full power and authority hereby conferred, to sign, execute, acknowledge and deliver for and on its behalf as Surety, in general, any and all bonds and undertakings in an amount not to exceed Twenty Five Million Dollars (\$25,000,000.00) for any single obligation.

The acknowledgment and execution of such bond by the said Attorney in Fact shall be as binding upon the Company as if such bond had been executed and acknowledged by the regularly elected officers of the Company.

**RLI Insurance Company** and/or **Contractors Bonding and Insurance Company**, as applicable, have each further certified that the following is a true and exact copy of a Resolution adopted by the Board of Directors of each such corporation, and is now in force, to-wit:

"All bonds, policies, undertakings, Powers of Attorney or other obligations of the corporation shall be executed in the corporate name of the Company by the President, Secretary, any Assistant Secretary, Treasurer, or any Vice President, or by such other officers as the Board of Directors may authorize. The President, any Vice President, Secretary, any Assistant Secretary, or the Treasurer may appoint Attorneys in Fact or Agents who shall have authority to issue bonds, policies or undertakings in the name of the Company. The corporate seal is not necessary for the validity of any bonds, policies, undertakings, Powers of Attorney or other obligations of the corporation. The signature of any such officer and the corporate seal may be printed by facsimile."

IN WITNESS WHEREOF, the **RLI Insurance Company** and/or **Contractors Bonding and Insurance Company**, as applicable, have caused these presents to be executed by its respective Sr. Vice President with its corporate seal affixed this 19th day of September, 2025.



**RLI Insurance Company**  
**Contractors Bonding and Insurance Company**

By:

Eric Raudins

Sr. Vice President

State of Ohio

County of Cuyahoga

} SS

On this 19th day of September, 2025, before me, a Notary Public, personally appeared Eric Raudins, who being by me duly sworn, acknowledged that he signed the above Power of Attorney as the aforesaid officer of the **RLI Insurance Company** and/or **Contractors Bonding and Insurance Company** and acknowledged said instrument to be the voluntary act and deed of said corporation.

By:

Jill A. Scott

Notary Public



JILL A. SCOTT  
Notary Public, State of Ohio  
My Commission Expires:  
September 22, 2030

### CERTIFICATE

I, the undersigned officer of **RLI Insurance Company** and/or **Contractors Bonding and Insurance Company**, do hereby certify that the attached Power of Attorney is in full force and effect and is irrevocable; and furthermore, that the Resolution of the Company as set forth in the Power of Attorney, is now in force. In testimony whereof, I have hereunto set my hand and the seal of the **RLI Insurance Company** and/or **Contractors Bonding and Insurance Company** this 6th day of October, 2025.

**RLI Insurance Company**  
**Contractors Bonding and Insurance Company**

By:

Christina Dean

Corporate Secretary



PERMIT TO USE THE TEXAS CITY HURRICANE LEVEE FOR WORKSPACE FOR THE  
MAINTAINANCE OF AN EXISTING 18" KINDER MORGAN EXPOSED PIPELINE.  
(29.431668, -94.891933).

To Applicant: Kinder Morgan Tejas Pipeline, LLC  
1001 Louisiana Street, Suite 1000  
Houston, Texas 77002  
Darius\_Morgan@kindermorgan.com

PERMIT NUMBER: TCSW-25-383

Dear Applicant:

You are hereby granted authority to access the Texas City Hurricane Levee and the use of the workspace to maintain the existing 18-inch Kinder Morgan pipeline currently exposed in Galveston Bay as shown in Exhibit A.

Your authority is granted under the following terms, limitations and conditions.

1. Your use of the Permitted Premises is limited to the construction activity, limits and conditions as approved in the regulatory permit issued by the United States Army Corps of Engineers (USACE) Exhibit B. A USACE Section 408 permit was not required for the scope of this work. Areas affected by your activities shall be restored to existing or better conditions. Any other use of the Permitted Premises will automatically revoke this Permit.
2. The County does not guarantee or warrant in any capacity that it owns the Permitted Premises or the adjacent levee in fee simple absolute. This permit is effective only insofar as the rights of the County in the Permitted Premises are concerned. You must obtain such permission or authorization as may be necessary on account of any other existing rights by separate negotiations.
3. The County does not warrant in any manner that any portion of Hurricane Levee is suitable for the permitted purposes.
4. This Permit is being given exclusively to you. It is your responsibility to notify any of your employees, representatives, associates, contractors or sub-contractors of the terms and conditions of this permit. It is also your responsibility to ensure that any such person or entities acting on your behalf also abide by the conditions of this permit. You

will be responsible for any damage caused by any of your employees, representatives, associates, contractors or sub-contractors.

5. Any matters relating to this permit shall be addressed to Michael Shannon, Galveston County Engineer at 722 Moody, Galveston, TX 77550, 409.770.5399, [michael.shannon@co.galveston.tx.us](mailto:michael.shannon@co.galveston.tx.us).
6. The County may permit parties other than you to have use of the Permitted Premises during the permitted period. We will attempt to provide you with the names of such other permitted parties.
7. You are fully responsible for all matters pertaining to traffic regulation, safety and control on all areas of the Permitted Premises attributed to your operations.
8. Your operations will be performed without cost or expense to the County.
9. You agree to be responsible for all damages to the levee and levee roadway caused by your vehicles, equipment or operations or by vehicle, equipment or operations of others acting on your behalf.
10. You will settle, to the County's satisfaction, all claims, damages, demands and causes of action related to the Permitted Premises and levee right-of-way including the levee drainage system, pump station and levee road resulting from your operations or the operations of others acting on your behalf in an expedient manner.
11. You will execute and have your surety execute the attached bond in the amount of \$100,000.00 with the issuance date being the effective date of the permit. The surety bond shall remain in effect for one year, unless the County releases it sooner.
12. The County or its consultant will make all inspections and submit all claims for damages to you within a timely manner. If no damages are determined to have occurred by the County, your bond will be released.
13. Any use of the Permitted Premises, other than for the maintenance of the exposed pipeline requires a new permit and surety bond. The amount of the bond required will be renegotiated.
14. You shall furnish upon Issuance date to the County a copy of your current Certificate of Liability Insurance coverage, insuring against damages, and damages to the person or property of third parties that are caused by vehicles, equipment or your operations; such third party general liability being with bodily injury limits not less than \$250,000 per person, and \$500,000 per accident, and property damage limits of not less than \$100,000 per accident. Galveston County must be named additional insured on the policy.

15. YOU AGREE TO PROTECT, INDEMNIFY, DEFEND AND HOLD THE COUNTY OF GALVESTON HARMLESS FROM AND AGAINST ANY AND ALL CLAIMS OF DAMAGE TO PERSONS OR PROPERTY OCCURRING OR IN ANY WAY ARISING OUT OF OPERATIONS UNDER THIS PERMIT.

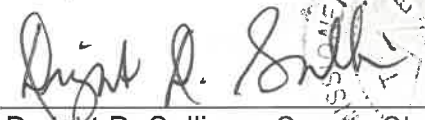
16. You agree to these conditions by signing below.

Dated this 13<sup>th</sup> day of October, 2025.

COUNTY OF GALVESTON,

By:   
Mark Henry, County Judge

ATTEST:

By:   
Dwight D. Sullivan, County Clerk



Kinder Morgan Tejas Pipeline, LLC

By: Morgan, Darius J

Digitally signed by Morgan, Darius J  
DN: dc=com, dc=kindermorgan,  
ou=Houston, ou=Users, cn=Morgan, Darius J,  
email=Darius\_Morgan@kindermorgan.com  
Date: 2025.10.01 15:38:26 -0500

Darius Morgan

Sr. Project Manager Pipeline Engineer, PMP



Date: 9/18/2025

## EXHIBIT A

### Pre-Construction Meeting *Construction Phase Details*

- Project Number: 2025 Tejas 202-200 Exposed Pipe in Galveston Bay
- Project Description: Installation of approximately 220 feet of Submar articulated concrete mats over existing 18-inch diameter exposed Dollar Point to Smith Point Pipeline located in the Galveston Bay.
- Construction Contractor: Pipeline Construction & Maintenance
- Construction Phase Point of Contact: Jimmy Bordeaux 409-728-0339
- Engineer of Record: Darius Morgan 713-202-9366
- Project Engineer/Manager: Darius Morgan 713-202-9366
- Closest Physical Address: Beach Drive and Bay Street
- GPS Coordinates: lat 29.431921° lon -94.891790°
- Start Date: 9/29/2025
- Project Duration: 7 days
- Other Project Contacts: Chad Soileau, KM Permitting, Cell: 337.842.1119  
Josh White, KM Ops Manager 713-823-8109  
James Caddell, ROW 281-961-2492
- Noted Changes or Deviation: None
- Misc.:



Below is the Scope of Work you requested last week:

Kinder Morgan Tejas Pipeline, LLC (KM Tejas) proposes to place approximately 220-feet of concrete Submar mats on its existing 18-inch exposed Dollar Point to Smith Point Pipeline in Galveston Bay. Individual concrete mats are approximately 20-foot in length by 8-foot in width by 0.38-foot in extent. A total of 11 concrete mats will be placed on exposed pipe. KM Tejas will utilize marsh tracked vehicles to perform the proposed work. An approximately 213-foot-long by 30-foot-wide upland temporary workspace will be required for placement of mats and equipment for access from Beach Drive. Additionally, a 327-foot-long by 30-foot-wide temporary workspace in Galveston Bay, to include the beach front, will be required for access of equipment and placement of concrete mats. The temporary workspace width consists of the existing 10-foot permanent KM Tejas pipeline right-of-way and 20-foot of temporary workspace outside of the permanent easement. The aquatic site will be accessed off the beach interface via Beach Drive. KM Tejas will require temporary use of an 8-foot-wide by 120-foot-long vehicle parking area along Beach Drive. Concrete Submar mat placement will be approximately 333-feet from its closest point to the Texas City Hurricane Flood Protection Levee. Concrete mat placement would also abut an existing rock jetty.

Construction will commence as soon as the Project is authorized and will require an estimated 6 - 7 days to complete. Pending all federal and state approvals, the tentative construction start date would be in September 2025.

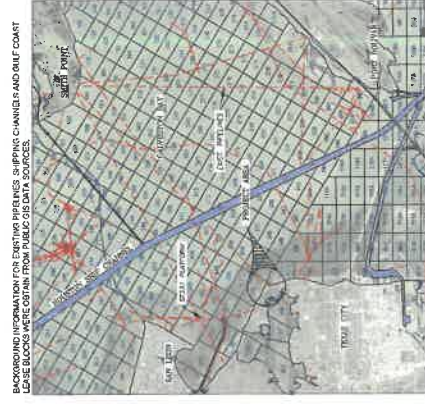


GALVESTON COUNTY, TEXAS



PLAN VIEW  
SCALE: 1" = 100'

- [illegible]

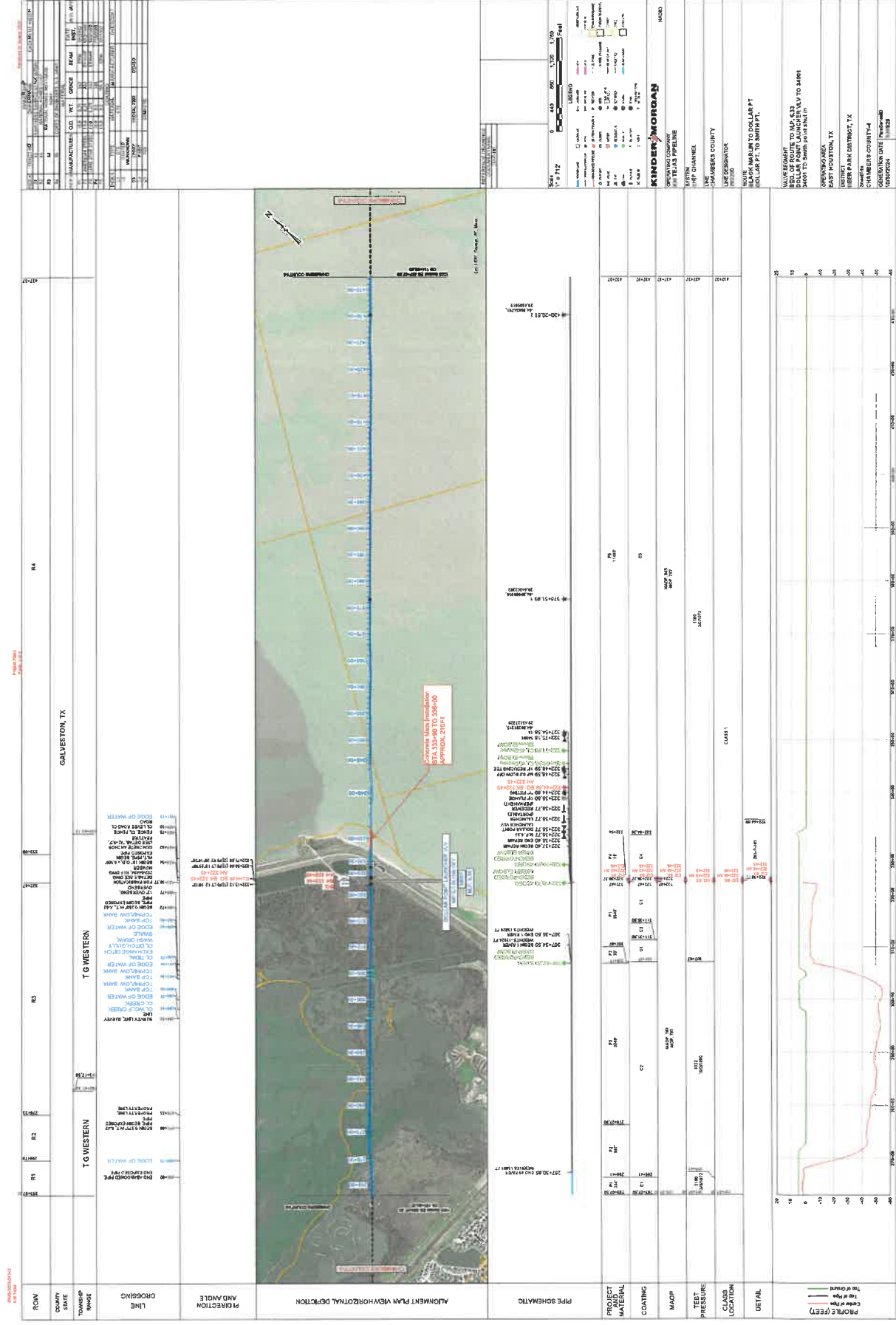


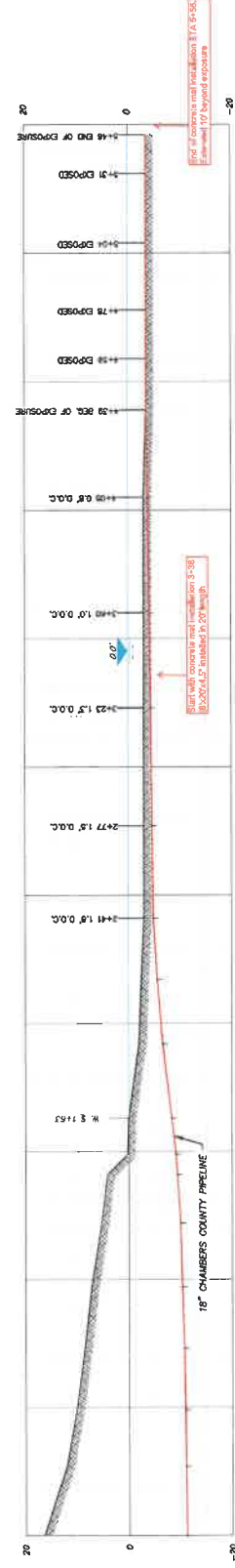
VICINITY MAP -- GALVESTON BAY, TEXAS  
SCALE: 1" = 2 MILES



PROJECT AREA MAP  
SCALE: 1" = 1000'

| REV. | DWG   | DATE   | DESCRIPTION |
|------|-------|--------|-------------|
| 0    | 15-74 | COS JM | ORIGINAL    |





GENERAL NOTES

UNDERWATER  
PIPELINE SURVEY  
2010/01/01 TO 2010/01/01  
2010/01/01 TO 2010/01/01

DATE: 2010/01/01  
TIME: 08:00  
BY: BT  
SHEET: 1 OF 1

LEGEND

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DEPARTMENT OF THE ARMY  
U.S. ARMY CORPS OF ENGINEERS, GALVESTON DISTRICT  
2000 FORT POINT RD  
GALVESTON, TEXAS 77550

EXHIBIT B

September 17, 2025

Evaluation Branch

SUBJECT: Permit No. SWG-2025-00348; Nationwide Permit Verification

Mr. Chad Soileau  
Kinder Morgan Tejas Pipeline LLC (KM Tejas)  
1001 Louisiana Street  
Houston, Texas 77002

Dear Mr. Soileau:

This is in reference to your request, dated August 4, 2025, submitted on your behalf by Edge Engineering & Science, LLC, to permanently discharge 24.8 cubic yards of concrete matting within 0.04-acre area of Galveston Bay to provide erosion protection for an exposed segment of the 18-inch diameter Dollar Point to Smith Point Pipeline. The concrete matting consists of eleven individual mats, each measuring 20 feet long by 8 feet wide and 4.5 inches thick. The mats will be placed within the pipeline's 10-foot-wide permanent easement using tracked vehicles. The project includes a 540-foot-long, 20-foot-wide temporary workspace adjacent to the permanent easement for staging and access. Pre-construction contours to areas temporarily impacted during construction activities will be restored. The project is located in Galveston Bay, east of Skyline Drive at a location approximately 0.6-mile north of its intersection with Bay Street Extension, in Texas City, Galveston County.

This request is verified by Nationwide Permit (NWP) 18 and Nationwide Permit (NWP) 33 pursuant to Section 404 of the Clean Water Act and Section 10 of the Rivers and Harbors Act of 1899. This NWP verification is valid provided the activity is compliant with the enclosed plans, in 4 sheets. In addition, the activity must be in compliance with the NWP General/Regional Conditions, Section 401 Water Quality Certification, and the Coastal Management Program, which can be found at: <https://www.swg.usace.army.mil/Missions/Regulatory/Permits/Nationwide-General-Permits/>. A hard copy can be provided to you upon request.

NWP 18. Minor Discharges: Authorizes minor discharges of dredged or fill material into all waters of the United States.

NWP 33. Temporary Construction, Access, and Dewatering: Authorizes temporary structures, work, and discharges, including cofferdams, necessary for construction activities or access fills or dewatering of construction sites.

The NWP verification is valid until the NWP is modified, reissued, or revoked. The subject NWPs authorized in 2021 are scheduled to be modified, reissued, or revoked prior to March 15, 2026. It is incumbent upon you to remain informed of changes to the NWPs. We will issue a public notice when the NWPs are reissued. Furthermore, if you commence or are under contract to commence this activity before the date that the relevant NWP is modified or revoked, you will have 12 months from the date of the modification or revocation of the NWP to complete the activity under the present terms and conditions of this NWP.

This verification does not address nor include any consideration for geographic jurisdiction on aquatic resources and shall not be interpreted as such. If you have any questions, please contact Julie Ruth by telephone at 409-766-6360 or by email [Julia.C.Ruth@USACE.Army.Mil](mailto:Julia.C.Ruth@USACE.Army.Mil). Please notify the Galveston District Regulatory Division in writing by email at [CESWGRegulatoryInbox@USACE.Army.Mil](mailto:CESWGRegulatoryInbox@USACE.Army.Mil), upon completion of the authorized project.

FOR THE DISTRICT COMMANDER:



K. Marie Taylor  
Leader, Central Evaluation Unit

cc w/Encl.  
Edge Engineering & Science, LLC, Kristi Soltysiak

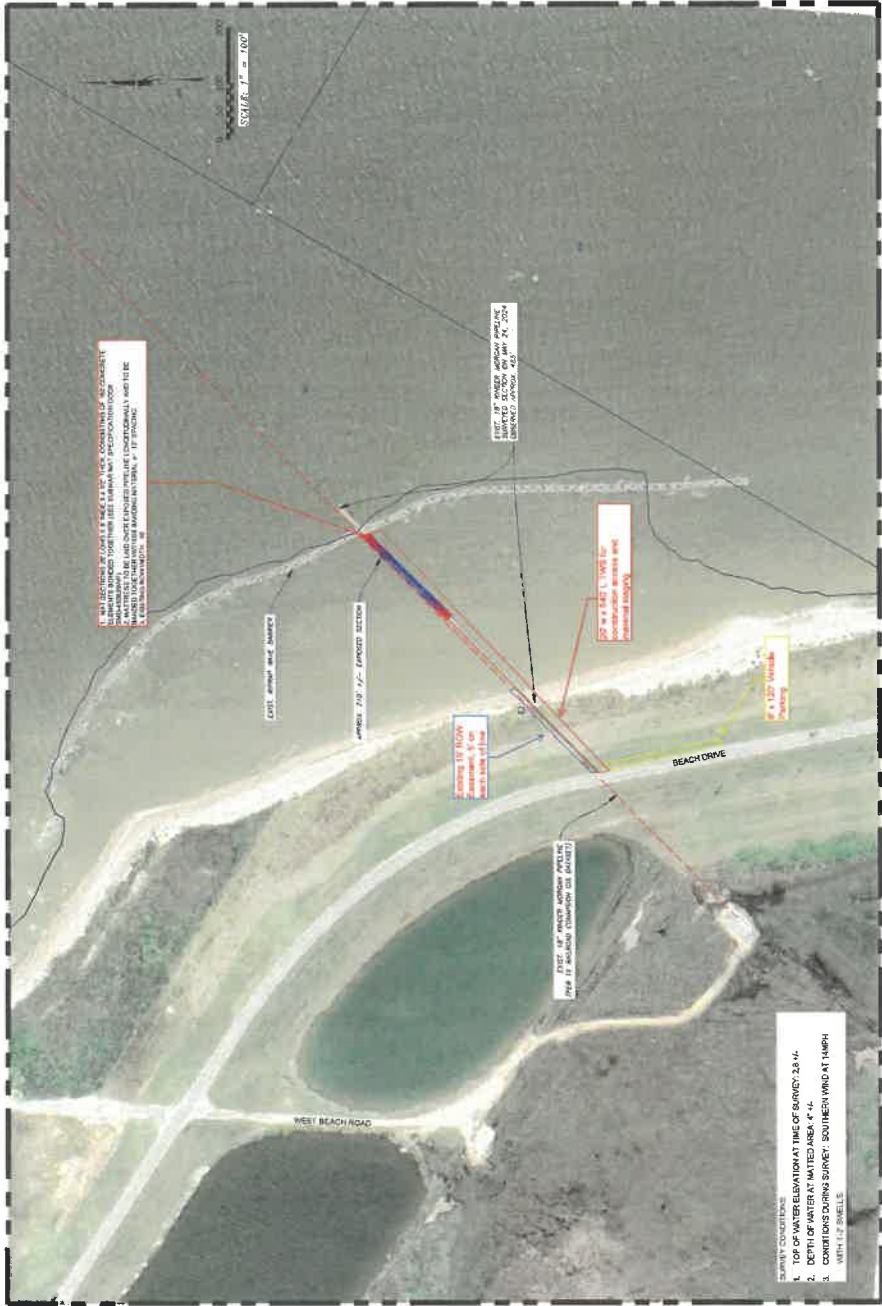
Eighth Coast Guard District, New Orleans, LA

National Oceanic and Atmospheric Administration (NOAA), National Ocean Service (NOS), Coast & Geodetic Survey, Silver Spring, MD

Texas Commission on Environmental Quality

Texas General Land Office

GALVESTON COUNTY, TEXAS



PLAN VIEW  
SCALE: 1" = 100'

- NOTES:
1. COVER OVER PIPELINE WAS DETERMINED BY PROBING METHODS UNLESS OTHERWISE NOTED.
  2. ALL ELEVATIONS ARE REFERENCED TO THE TEXAS COORDINATE SYSTEM OF 1983, SOUTH ZONE, AND BASED ON THE ALTIMETER DATA SYSTEM (TDS) COMPENSATING FOR TIDE EFFECTS.
  3. ALL ELEVATIONS SHOWN HEREON ARE REFERENCED TO MGDMS, AND BASED ON THE ALTIMETER DATA SYSTEM (TDS) COMPENSATING FOR TIDE EFFECTS FROM MARCH 2018. THIS WAS USED TO COMPENSATE FOR TIDE EFFECTS.
  4. ELEVATIONS OF POINTS ARE GIVEN FROM 6.25' (150-160) SURFACE VERTICAL, DATA WITH 6.25' ANTENNA LOCATED ON A 100' HIGH SURVEY POLE.
  5. POINTS OF INTEREST ARE GIVEN FROM 6.25' (150-160) SURFACE VERTICAL, DATA WITH 6.25' ANTENNA LOCATED ON A 100' HIGH SURVEY POLE.



VICINITY MAP - GALVESTON BAY, TEXAS  
SCALE: 1" = 2 MILES



PROJECT AREA MAP  
SCALE: 1" = 1000'

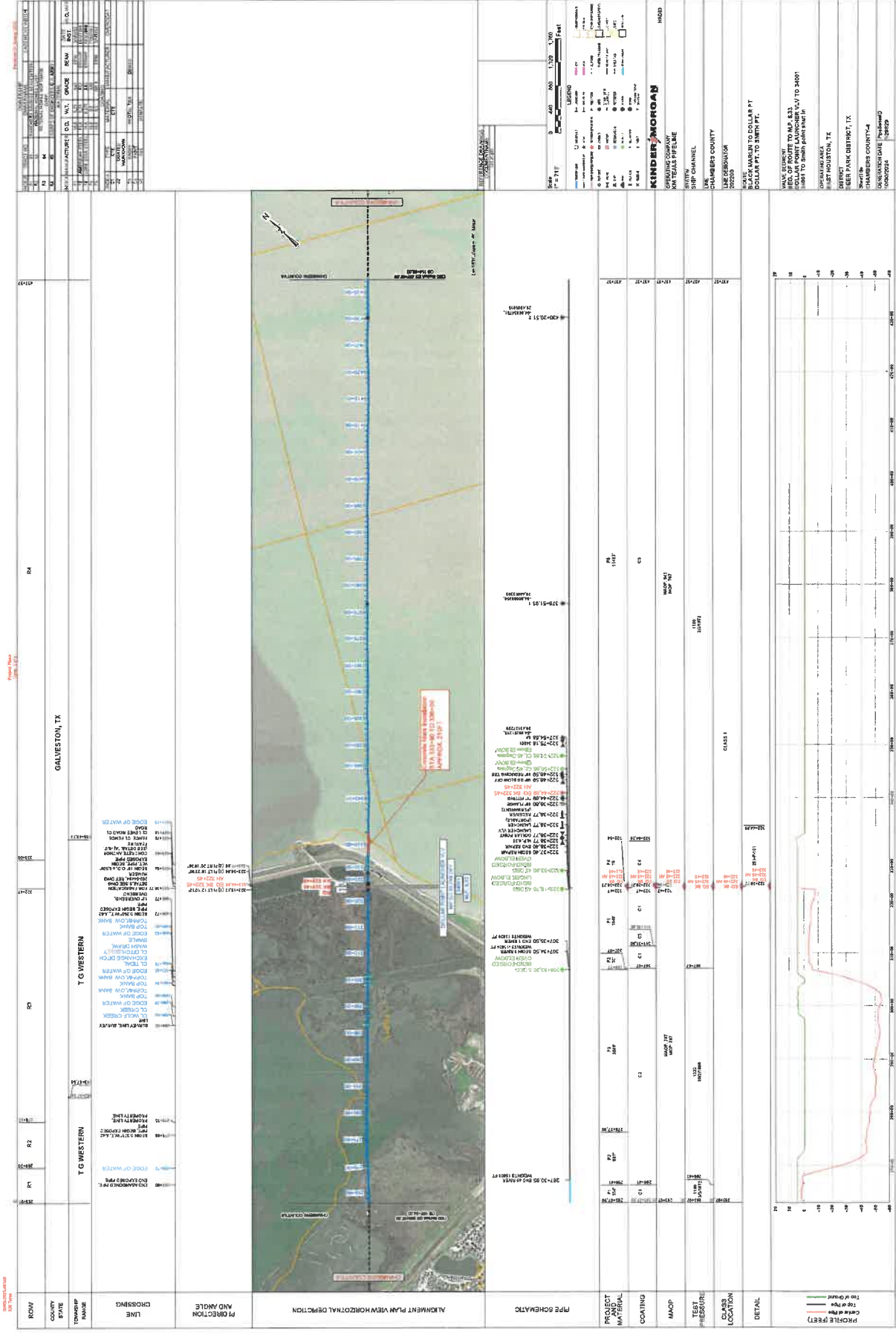


KINDER MORGAN

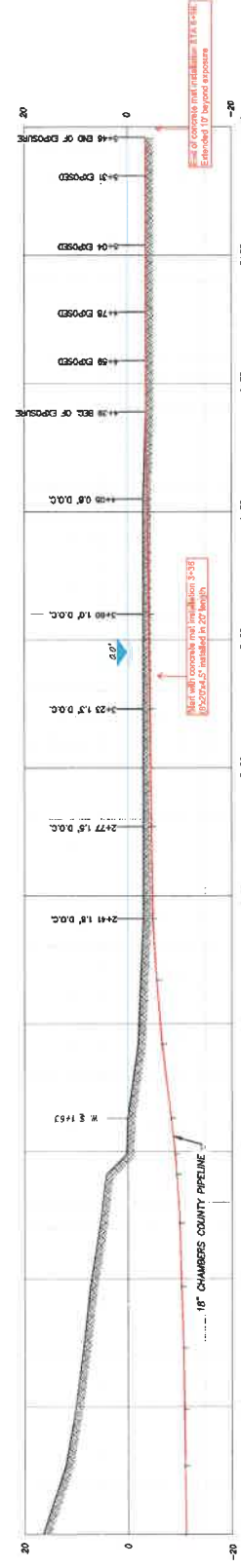
EXISTING 18" KINDERMORGAN PIPELINE  
DOLLAR POINT LOCATION SURVEY  
GALVESTON BAY, BAY 350  
GALVESTON COUNTY, TEXAS

SCALE: AS SHOWN  
DATE: 07/10/2024  
PLOT: 001 (101-101-001)







[illegible]

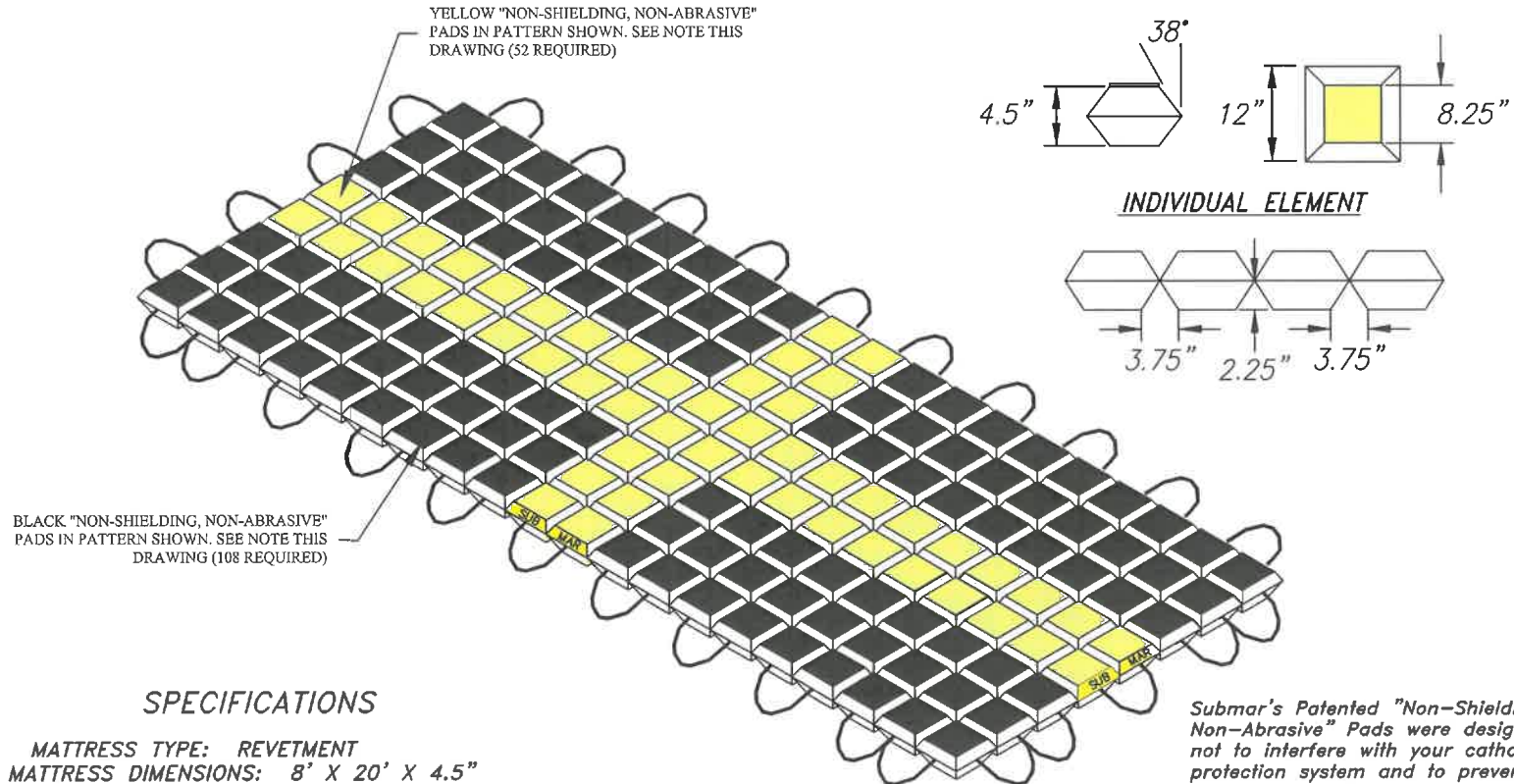
| SURVEY DATA            |            | GENERAL NOTES                                                                                                                                                                                                          |            |
|------------------------|------------|------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|------------|
| STATION:               | 05-08-7020 | A. DATE OF INSPECTION:                                                                                                                                                                                                 | 05-08-7020 |
| DATE:                  | 4-10-88    | B. ALL STATIONS DEVELOPED ALONG ROUTE OF PIPELINE                                                                                                                                                                      |            |
| MARKED ON NEXT DRAWING |            | C. WIND: OF WIND: N/A                                                                                                                                                                                                  |            |
| 151010-14.8924475      |            | D. BOTTOM COMPOSITION AT WATERSIDE: SAND                                                                                                                                                                               |            |
|                        |            | E. HARBOR PIPE DEPTH AND LOCATION WITHIN WATERWAY: EXPOSED                                                                                                                                                             |            |
|                        |            | F. TYPE OF PIPE AS FOUND BY PHOTOGRAPHY: REMAINS LOCATED AT APPROXIMATELY 100' FROM SHORELINE, 10' FROM SHORELINE, AND 10' FROM SHORELINE. PIPE IS LOCATED ON LINES BUILT AT DEPTH DOWN TO 3' AND ONE AT DEEPER DEPTHS |            |
|                        |            | G. THE REMAINING DOES NOT APPEAR TO BE A REMAINING OF THE REMAINING                                                                                                                                                    |            |

**LEGEND**

|                                 |       |
|---------------------------------|-------|
| SHORELINE (PLAIN)               | ===== |
| WATER BANK OR GRADE BREAK SCORE | ----- |
| WATER LINE (PODDLE)             | ----- |
| EARTH                           | ===== |
| PODDLE (PLAIN)                  | ----- |
| PODDLE (PODDLE)                 | ----- |
| TOP OF POB                      | ----- |
| TOP OF POB (UNDERMINATED)       | ----- |
| WATER LEVEL                     | 0     |

|                 |            |                                                                                            |    |                          |      |              |      |             |      |
|-----------------|------------|--------------------------------------------------------------------------------------------|----|--------------------------|------|--------------|------|-------------|------|
| ALCONQUA SURVEY |            | CENTRAL WATER<br>HOUSTON<br>HOUSTON<br>2305 FM 2305 E<br>HOUSTON, TX 77055<br>281-231-8300 |    | 10/27/2017<br>10/27/2017 |      | DATE<br>TIME |      | P1<br>SHEET |      |
| NO              | DATE       | DESCRIPTION                                                                                | BY | DATE                     | TIME | DATE         | TIME | DATE        | TIME |
| 0               | 05-09-2024 | SURVEY                                                                                     | MD |                          |      |              |      |             |      |

Doc#: SMD-450820WP



### SPECIFICATIONS

MATTRESS TYPE: REVETMENT  
MATTRESS DIMENSIONS: 8' X 20' X 4.5"  
MATTRESS WEIGHT: AIR 6,200 POUNDS  
MATTRESS WEIGHT SUBMERGED: 3,600 POUNDS (APPROX.)  
CONCRETE DENSITY: 145 LBS. PER CU. FT., 4,000 PSI  
160 ELEMENTS: 5/8" ULTRA VIOLET STABILIZED COPOLYMER  
EXTRUDED FIBER ROPE, MINIMUM TENSILE STRENGTH 9,500 POUNDS

Submar's Patented "Non-Shielding, Non-Abrasive" Pads were designed not to interfere with your cathodic protection system and to prevent damage to fusion bonded epoxy and other coated pipelines. Open areas will remain even when the pad is fully compressed. The pads are 8½" x 8½" square and are made of heavy duty 3/8" PVC.

1711 Dunn Street  
Houma, LA 70360  
Ph. 985-868-0001  
Fax 985-851-0108  
Email: submar@submar.com  
Website: www.submar.com



SUBMAR  
STANDARD 8.00'x20.00'  
MAT DETAIL

4.5" CONCRETE MATTRESS

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|                 |                    |                  |                  |          |          |
|-----------------|--------------------|------------------|------------------|----------|----------|
| DATE:<br>7/7/17 | CHECKED BY:<br>MPD | DRAWN BY:<br>MJP | SCALE:<br>N.T.S. | CONTACT: | PHONE #: |
|-----------------|--------------------|------------------|------------------|----------|----------|