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**REVOCABLE RIGHT-OF-WAY PERMIT**  
**City Code Chapter 919**

Permit No. P-18-0015

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**Definition.** Public right-of-way means the surface and space above and below any real property in which the City has an interest in law or in equity, whether held in fee, or other estate or interest, or as trustee for the public, including, but not limited to, all public streets and public easements, as those terms are defined herein, sidewalks, trees, lawns and other property, but only to the extent of the City's right, title, interest or authority to grant a construction permit. (§919.01)

**Indemnification.** Permit holder expressly undertakes to defend, indemnify and hold the City and its elected and appointed officers, officials, employees, volunteers, agents, representatives and subcontractors harmless from and against any and all damages, losses and expenses, including reasonable attorney's fees and costs of suit or defense, arising out of, resulting from or alleged to arise out of or result from the negligent, careless or wrongful acts, omissions, failures to act or misconduct of the applicant or its affiliates, officers, employees, agents, contractors or subcontractors in proposed construction in the public right-of-way, whether such acts or omissions are authorized, allowed or prohibited by Chapter 919 of the Codified Ordinances of the City of Napoleon, Ohio. This provision survives termination of the permit.

**Construction Schedule and OUPS.** The permit holder shall submit a written construction schedule to the City ten (10) working days before commencing any construction work in or about the public right-of-ways. The permit holder shall further notify the City and the Ohio Utility Protection Service (OUPS) not less than forty-eight (48) hours in advance of any excavation in the public right-of-ways. The permit holder shall promptly complete all construction activities so as to minimize disruption of the public right-of-ways and other public or private property.

**Duty to Install in Compliance.** The permit holder shall construct, install, repair, operate and maintain its facilities in the public right-of-ways in accordance with all applicable federal, state and local codes, rules and regulations.

**Inspection.** All work performed in the public right-of-way during construction shall be subject to the inspection by the Inspector. If so ordered by the Inspector, all work that does not comply with the permit, the approved plans and specifications for the work, or the requirements of this chapter, shall immediately cease and shall be immediately corrected and/or removed by the permit holder.

**Protection of Site.** At all times during construction, the permit holder or other person acting on its behalf shall use suitable barricades, flags, flagmen, lights, flares and other measures as necessary and in accordance with applicable state and local requirements, including the Ohio Department of Transportations Uniform Manual of Traffic Control Devices, for the safety of all members of the general public and to prevent injury or damage to any person, vehicle or property by reason of such work in or affecting such public right-of-way or property. The Inspector may issue any additional orders he or she deems appropriate pursuant to this section, and the permit holder shall promptly comply with all such orders. At all times the work shall be done so as to cause the least inconvenience to property owners and the general public.

**Duration:** This permit expires when the reason for the issuance of the permit is satisfied; or, on the date of DECEMBER 31 2018; or, when otherwise revoked by the City in writing, whichever comes first.

(Application dated MARCH 13, 2018 incorporated into this permit by reference thereto).

Accept Terms and Conditions:

By:

By: City Engineer

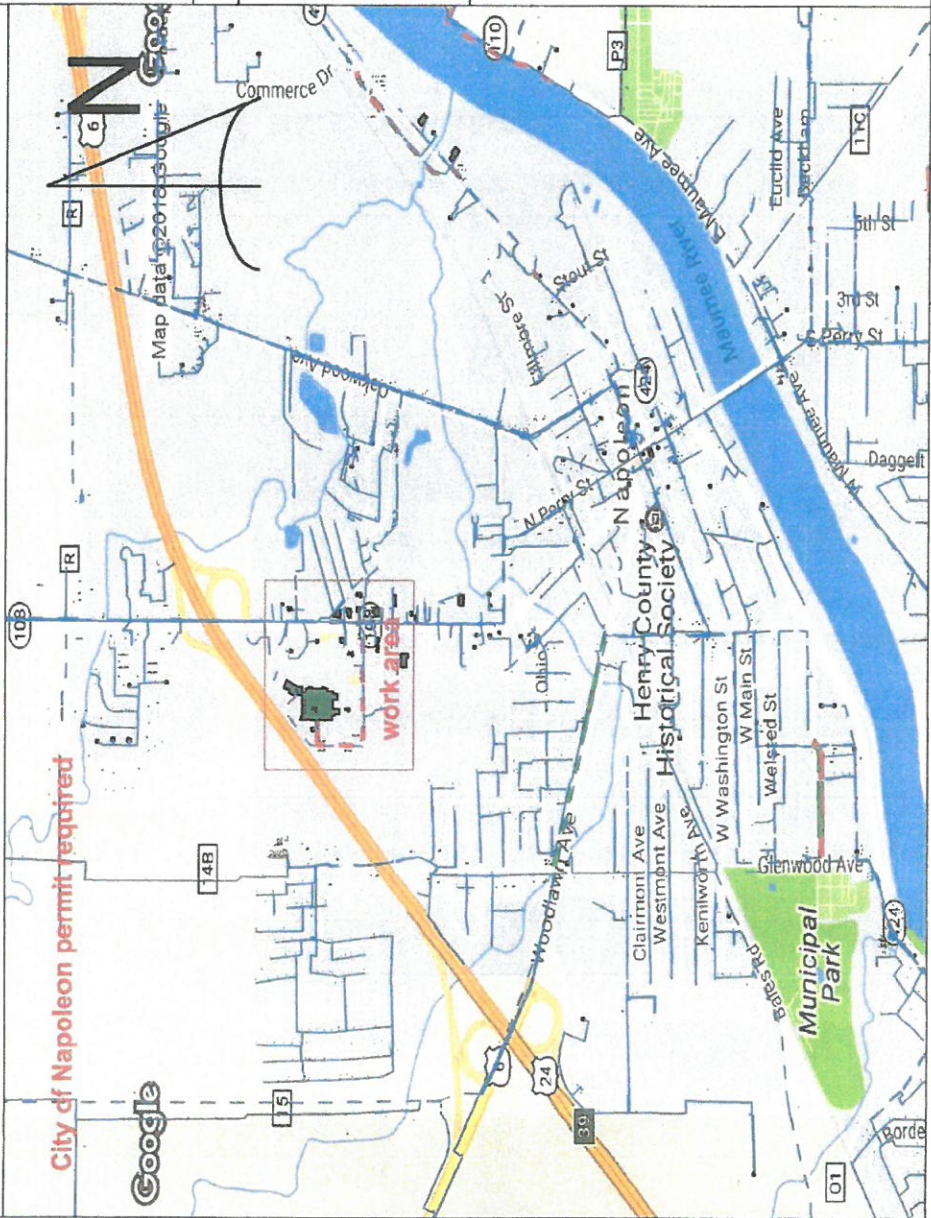


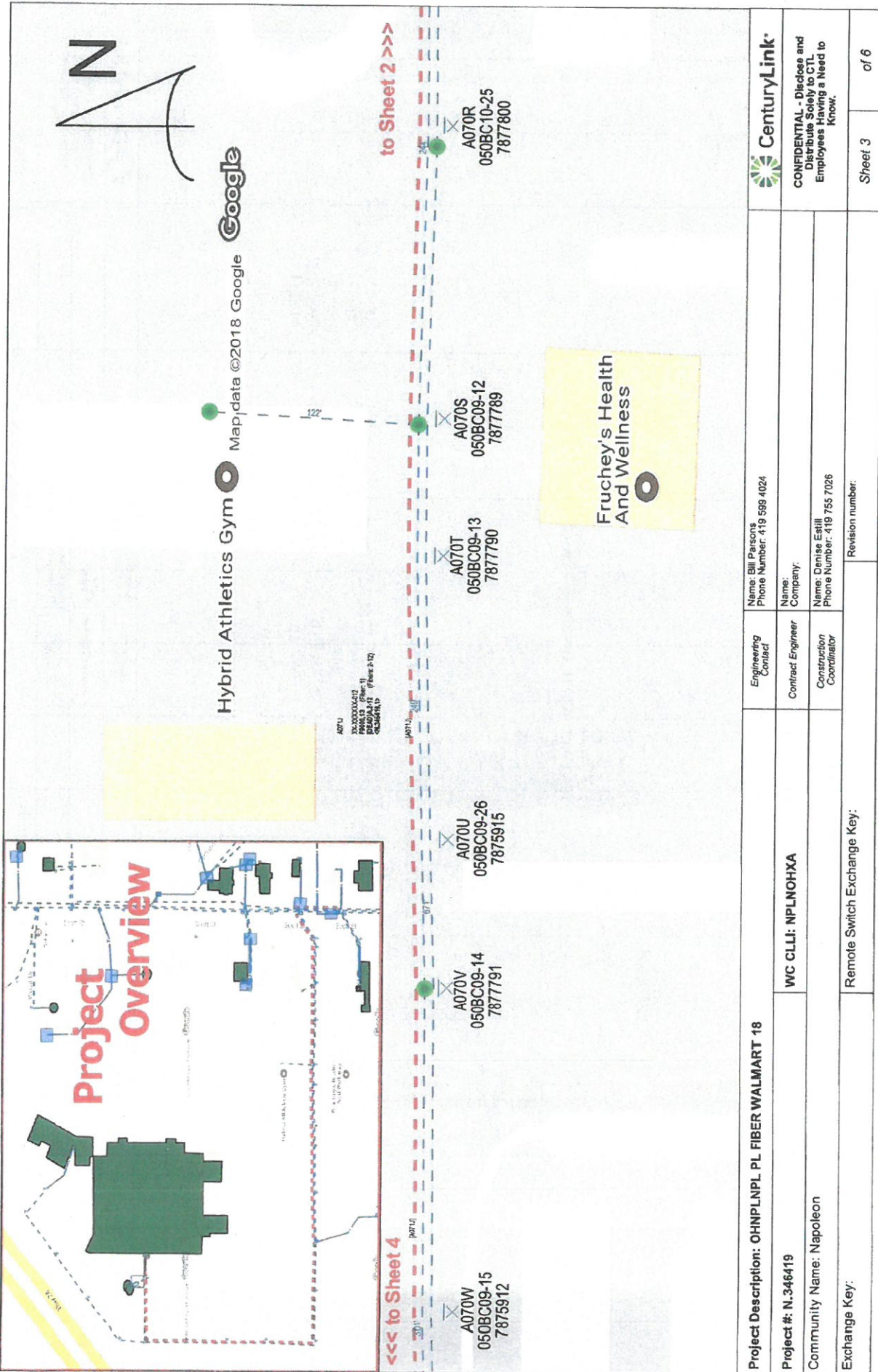
MARCH 13, 2018

Permit Acceptance

Permit Issued To: \_\_\_\_\_

On this \_\_\_\_\_ day of \_\_\_\_\_, 20 \_\_\_\_\_.

<p><b>Job Location: 1815 Scott</b></p>  <p><b>City of Napoleon permit required</b></p>	<p><b>Narrative/Special Remarks</b></p> <p>THIS PROJECT PLACES 2,600' OF AERIAL AND 300' OF BURIED 12 FIBER CABLE TO WALMART AT 1815 SCOTT ST. IN NAPOLEON, OH IN ORDER TO PROVIDE A NEW EVPL ETHERNET SERVICE. CITY OF NAPOLEON PERMIT REQUIRED.</p>
<p><b>Held Order Information</b></p> <p>Service Order #:</p> <p>Customer Name: Walmart</p> <p>Customer Address: 1815 Scott St. Napoleon, OH 43545</p> <p>Customer Terminal: c/o Anthony Stout 419 789 8655 419 599 1973</p>	
<p><b>Associated Projects</b></p> <p>List all associated projects:</p> <p>Site Location ID # (BVAPP):</p>	<p><b>Misc. Information</b></p> <p>Right of Way required No</p> <p>Slate Permits required No</p> <p>County Permits required No</p> <p>City Permits required Yes</p> <p>Additional Permit Information:</p> <p>Trench Open Date: No</p> <p>Cut Sheets</p>
<p><b>Project Description: OHNPL NPL PL FIBER WALMART 18</b></p> <p><b>Project #: N.346419</b></p> <p>Community Name: Napoleon</p> <p>Exchange Key:</p>	
<p>Engineering Contact Name: Bill Parsons Phone Number: 419 599 4024</p>	<p>Contract Engineer Name:</p>
<p>Construction Coordinator Name: Denise Esall Phone Number: 419 765 7026</p>	<p>Revision number:</p>
<p><b>WC CLLI: NPLNOHXA</b></p> <p>Remote Switch Exchange Key:</p>	
<p>CenturyLink</p> <p><b>CONFIDENTIAL - Disclose and Distribute Solely to CTL Employees Having a Need to Know.</b></p>	
<p>Sheet 1 of 6</p>	

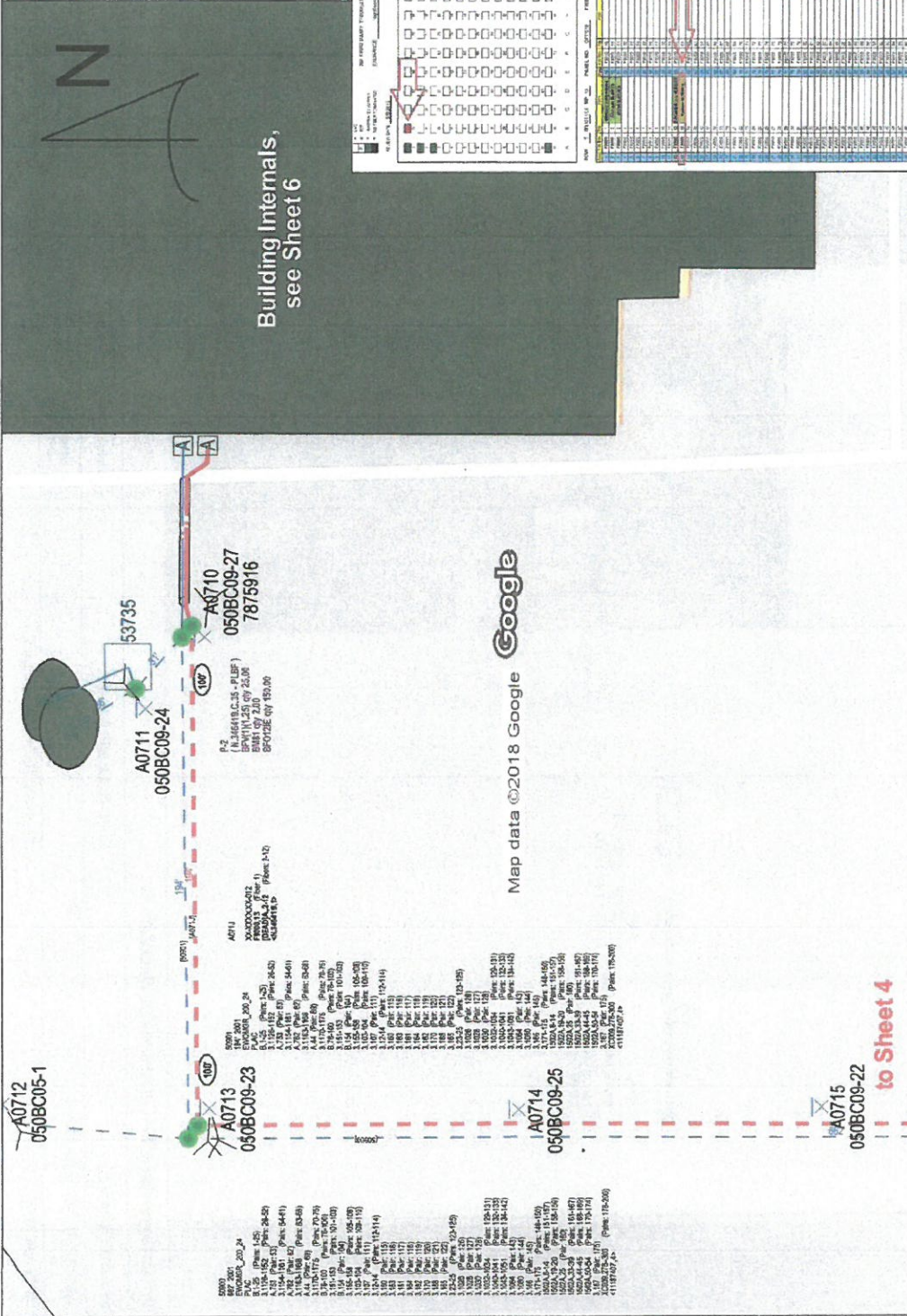


<b>Project Description: OHNPLNPL PL FIBER WALMART 18</b>		Name: Bill Parsons Phone Number: 419 599 4024	
<b>Project #: N.346419</b>	<b>WC CLLI: NPLNOHXA</b>	Contract Engineer	Company:
Community Name: Napoleon		Construction Coordinator	Name: Denise Estill Phone Number: 419 755 7026
Exchange Key:		Revision number:	
Remote Switch Exchange Key:		Sheet 3	of 6

**CenturyLink**  
 CONFIDENTIAL - Disclose and Distribute Solely to CTL Employees Having a Need to Know.

P-2  
 25 BFV(1)(1.25) place 1.25" riser  
 duct down pole #050BC09-27  
 2 BM81 place riser guards  
 over duct  
 150 BFO12IE place new 12 fiber  
 cable #A071J from the top of  
 pole #050BC09-27 through the  
 CTL-occupied, customer-provided  
 duct into the Electric Room

Building Internals,  
 see Sheet 6



Project Description: OHNPLPL FIBER WALMART 18		Engineering Contact	Name: Bill Parsons Phone Number: 419 599 4024
Project #: N.346419	WC CLLI: NPLNOHXA	Contract Engineer	Name:
Community Name: Napoleon		Construction Coordinator	Name: Denise E Hill Phone Number: 419 755 7026
Exchange Key:	Remote Switch Exchange Key:		Revision number:
			Sheet 5 of 6

CenturyLink  
 CONFIDENTIAL - Disclosure and  
 Distribution Only to CTL  
 Employees Having a Need to  
 Know.

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**APPLICATION FOR CONSTRUCTION IN RIGHT-OF-WAY  
(City Code Chapter 919)**

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Definition: Public right-of-way means the surface and space above and below any real property in which the City has an interest in law or in equity, whether held in fee, or other estate or interest, or as trustee for the public, including but not limited to all public streets and public easements, as those terms are defined herein, sidewalks, tree, lawns and other property, but not only to the extent of the City's right, title interest or authority to grant a Construction Permit (§919.01).

**Centurylink, c/o Bill Parsons, Eng.**  
[Applicant Name]

**375 E. Riverview Ave.**  
[Street Address]

**Napoleon, OH 43545**  
City State Zip Code

Corporation    Not for Profit Organization    Partnership  
 LLC    Sole Proprietor    Other \_\_\_\_\_

**34-0971501**

[Federal Tax ID No.]

\_\_\_\_\_  
[Charter No. if Corp.]

\_\_\_\_\_  
[Statutory Agent if Corp.]

**Y**  Licensed as an Ohio Corporation     Licensed in Ohio as a Foreign Corporation

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[List Any Affiliates to Company]

List the name, address and telephone number of the local officer, agent or employee responsible for the accuracy of the information provided and a number at which the City can contact the applicant at any time in case of emergency.

**Bill Parsons, Eng.**  
[Name]

**375 E. Riverview Ave.**  
[Street]

**Napoleon**  
[City]

**Ohio**  
[State]

**43545**  
[Zip Code]

**419 599 4024**  
[Emergency Telephone No.]

This project places 2,600' of aerial and 300' of buried 12 fiber cable to Walmart at 1815 Scott St. in Napoleon, OH in order to provide a new EVPL Ethernet service.  
Centurylink Project #: N.346419 (attached)

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(The location, the kind, extent and schedule of the proposed work to be performed)

No waiver of insurance shall be granted by the City Engineer unless, the nature of the construction work poses little or no risk to the public, as determined in writing by the City

Engineer.  Waived  Not Waived

\$ \_\_\_\_\_ Fee:  Paid  Waived: Fee shall be waived by the City Engineer when the item being placed into or near the right-of-way is a mailbox or other permissible material that will require no inspection, as determined by the City Engineer.

Performance Bond Approved

Performance Bond Waived

[This blacked portion to be completed by authorized City official ONLY]

**CAUTION:**

By signing this application, you are agreeing on behalf of the person and/or entity you are representing to all the terms, conditions, rules and regulations as required by Chapter 919 of the Codified Ordinances of the City of Napoleon, Ohio as now in effect or as may be later amended. Applicant warrants that he/she has the authority to make such application to the City of Napoleon, Ohio. Finally, applicant hereby expressly undertakes to defend, indemnify and hold the City and its elected and appointed officers, officials, employees, volunteers, agents, representatives and subcontractors harmless from and against any and all damages, losses and expenses, including reasonable attorneys fees and costs of suit or defense, arising out of, resulting from or alleged to arise out of or result from the negligent, careless or wrongful acts, omissions, failures to act or misconduct of the applicant or its affiliates, officers, employees, agents, contractors or subcontractors in proposed construction in the public right-of-way, whether such acts or omissions are authorized, allowed or prohibited by Chapter 919 of the Codified Ordinance of the City of Napoleon, Ohio.

March 13, 2018  
[Date]

Bill Parsons  
[Applicant]

Engineer  
[Title]