

June 16, 2026

REVISED**VIA EMAIL: Brandon.Gibbs@freese.com**

Attention: Mr. Brandon Gibbs

Reference: The City of Burleson's road and drainage improvements for Village Creek Parkway crossing over ETF's Southern Shale (Crowley) 36-inch steel high pressure, natural gas pipeline (20081018) located from Abner Lee Drive to Alsbury Boulevard, within Tarrant County, Texas.

Dear Mr. Gibbs:

Energy Transfer and its affiliated company Energy Transfer Fuel, LP ("ETF") has received your plan and profile drawings concerning The City of Burleson's ("BURLESON") proposed road and drainage improvements for Village Creek Parkway ("Encroachment") crossing over ETF's Southern Shale (Crowley) 36-inch steel high pressure, natural gas pipeline (20081018) that resides within a fifty (50) foot wide permanent pipeline easement, ("ETF Facility") within your project limits. ETF has determined BURLESON's proposed Encroachment will not at this time cause any adjustments to be made to ETF's Facilities. ETF is agreeable to the Encroachment installations **conditioned upon** and subject to the acceptance of and adherence to the following conditions by BURLESON and its contractor(s):

- (1) An ETF field representative must have the opportunity to be present and notified at least forty-eight (48) hours prior to any work (excavation or operation of heavy equipment) at or near the pipeline. The planning, scheduling, and performance of this work is to be coordinated with the following ETF Representative:

<u>Name</u>	<u>Location</u>	<u>Telephone</u>
Mr. Toby Meyer ETF's Field Inspector	Mansfield Office	817-219-9338 (Cell)

In accordance with the Texas Administrative Code Chapter 18 and State approved Notification Centers, ETF shall be notified at least 48 hours in advance of any construction or maintenance activity. ETF currently utilizes the Texas811.org (**Texas 811**) as its notification center. You must contact the Texas811 notification center at 811, in addition to contacting ETF's field representatives mentioned above, before commencing any crossing at or near ETF's Pipeline Facility. ETF respectfully requests a note be placed within your construction drawings informing your contractor of the name and phone numbers for the ETF representative mentioned above and stating that a minimum of 48 hours' notice be given before any construction activity takes place.

- (2) ETF's agreement to the Encroachment is based upon BURLESON's construction plans attached hereto as "Exhibit A". Should BURLESON's design change from that which is reflected on the plans attached, BURLESON must submit to ETF one (1) set of revised drawings for review and approval prior to commencing any of the work.

- (3) In the event BURLESON or its contractor(s) need to cross over or along ETF's Facility with heavy construction equipment, ETF reserves the right to require the contractor(s) to furnish and install temporary matting, earthen fill and/or an air-bridge over ETF's Facilities in order to protect ETF's Facilities from heavy equipment loads for temporary construction activities.
- (4) ETF's Facilities shall be positively located before the Encroachment is constructed or installed near ETF's Facilities. ETF requires that an absolute minimum clearance of twenty-four (24) inches be maintained between the outside diameter of ETF's Pipeline (top, bottom, and sides) and the Encroachment. All proposed utility crossings of ETF's Facilities are required to cross under and at the same elevation continuously across ETF's pipeline easement. No above ground facilities will be allowed to be installed within ETF's pipeline easement unless as shown within the attached exhibit drawings.
- (5) Excavation equipment shall be equipped with a barred tooth bucket and side cutters removed when digging/excavating near ETF's pipeline. All excavation within twenty-four (24) inches of the top, bottom or sides of ETF's Facilities shall be completed by hand digging; after the top is exposed, excavation up to twenty-four (24) inches from the side or bottom of exposed ETF's Facilities may proceed by mechanical means only if approved by a Representative.
- (6) Directionally drilled method requires a minimum sixty (60) inches of separation below ETF's Facilities which shall span a minimum of fifty (50) feet either side of ETF's Facilities. Pothole excavations must be dug to observe the drilling and pulling process does not damage ETF's Facilities. Boring equipment shall incorporate a mechanism for real time positioning and controlling bore bit/auger to ensure the required clearance is maintained throughout the boring process. A drill plan shall be provided for the crossing showing the relationship of the bore hole to the bottom of ETF's Facilities. Potholes shall be excavated on the approach side of the drill; the depth of the pothole shall be a minimum of twenty-four (24) inches below the bottom of ETF's Facilities and in the direct path of the approaching drill tool to visually confirm it does not impact ETF's Facilities.
- (7) ETF requires any temporary or permanent accessway to be installed with an absolute minimum of 48-inches of cover to be maintained between the crown of the proposed accessway and the top of ETF's pipelines, but not less than 24 inches below the bottom of the sub grade. ETF requires no existing grade cover to be diminished or removed from over ETF's pipeline. Additional clean fill material is allowed. ETF requires a minimum of forty-eight (48) inches of cover to be maintained from the flowline of the earthen drainage swale and the top of ETF's pipeline.
- (8) Soil compaction activities over ETF's Pipeline requires eight-inch lifts of backfill material compacted to a minimum proctor density of 95%. Soil backfill shall be compacted to the satisfaction of ETF's onsite inspector so that settling does not occur.
- (9) BURLESON and its contractor(s) agree that the construction, operation, maintenance, use or presence of your facilities shall not impair ETF's construction, operation, maintenance, use or presence of the ETF Facilities and its easement area (including, without limitation, ETF's right to subjacent and sublater support for its pipeline) and you shall be responsible for any actual costs incurred by ETF as a result of any impairment.
- (10) BURLESON and/or its contractor(s) agree to alter, modify or halt any construction activity, which in the sole opinion of ETF's onsite inspector, threatens or endangers ETF's Facilities or the public.

Subject: The City of Burleson's road and drainage improvements for Village Creek Parkway crossing
Date: June 16, 2026

- (11) If it becomes necessary for ETF to excavate the portion of the ETF Pipeline in the area of the Encroachment (as such Encroachment area is reflected on Exhibit A) for inspection, repair or replacement, ETF will not be responsible for any damages to the Encroachment except where, and to the extent, such damages are caused by ETF and/or its contractor(s) sole or gross negligence or willful misconduct.
- (12) ETF requires the pipeline easement to remain clear of any temporary or permanent structures, such as buildings, lighting structures, fencing, anchors, etc. in order that proper maintenance and operation of its facilities can proceed unobstructed, except as agreed to in this agreement as shown on Exhibit "A".
- (13) To the extent allowed by Texas law and without waiving any legislative authority, police power, or governmental authority of BURLESON, BURLESON agrees to indemnify, protect, and hold ETF, its parent, affiliates, subsidiaries, and their directors, officers, employees, representatives, and agents harmless from and against all actions or causes of action, claims, demands, liabilities, loss, damage, injury, suit, proceeding, judgment, cost (including the cost or expense of environmental response, removal or remediation activities) or expense including, but not limited to reasonable attorneys' fees, arising from (collectively, ("Liabilities")): (1) BURLESON's non-compliance with any laws, regulations, and orders applicable to the ownership or the operation and maintenance of the Encroachment; (2) any incidents, acts, releases, negligence, transactions or omissions by BURLESON and/or its contractor(s), or conditions on or affecting the portion of the Easement burdened by the Encroachment that would (i) contribute to or constitute a violation of any local, state or federal environmental rule, regulation, law or judicial order, (ii) result, in whole or in part, in any requirement to clean up or otherwise remedy or remediate a condition, (iii) give rise to any lien, liability, injunction, order, restriction, claim, expense, damage, fine or penalty, or (iv) adversely affect human health or the environment at or near the portion of the Easement burdened by the Encroachment; and (3) any incident, act, action, cause of action, negligence, transaction, or omission or in connection with, or incidental to the construction, operation, maintenance, presence, or use of the Encroachment, except where such Liabilities were proximately incurred due to the sole negligence or gross negligence of ETF, its employees or agents. The indemnity and defense obligations provided shall not be construed as obligating BURLESON to appropriate or budget public funds, nor shall it be construed as obligating BURLESON to create a sinking fund to satisfy any obligation hereunder.

Unless you otherwise notify ETF in writing, your receipt of this conditional letter of acceptance shall be deemed evidence of your acceptance of and adherence to the above terms and conditions. Please acknowledge receipt of this conditional letter of acceptance by responding back to the e-mail presenting this letter agreement to you.

Should you have any questions, please feel free to contact me at (713) 989-2832 or at Calvin.dodd@energytransfer.com.

Sincerely,

ENERGY TRANSFER FUEL, LP

Calvin R. Dodd

Calvin R. Dodd
Sr. Project Manager

Subject: The City of Burleson's road and drainage improvements for Village Creek Parkway crossing
Date: June 16, 2026

Attachments:

cc: Toby Meyer w/ attachments
Dawson Masters w/ attachments
Project No. 2023-0699

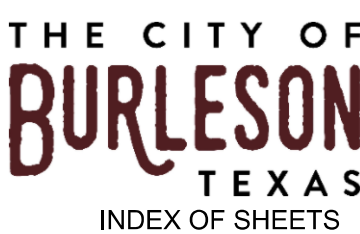
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CITY OF BURLESON

CONSTRUCTION PLANS FOR

VILLAGE CREEK PARKWAY



FROM ABNER LEE DRIVE TO ALSBURY BOULEVARD

CITY OF BURLESON OFFICIALS

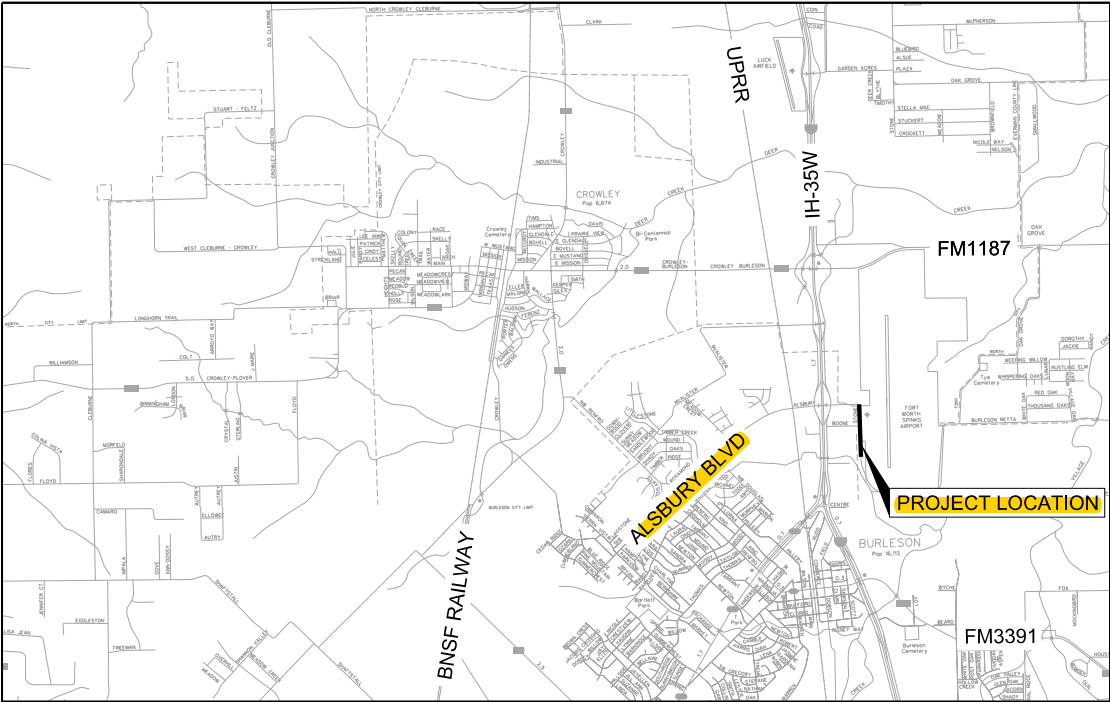
MAYOR
CHRIS FLETCHER

MAYOR PRO TEM
PLACE 5 - DAN McCLENDON

COUNCIL MEMBERS
PLACE 1 - VICTORIA JOHNSON
PLACE 2 - PHIL ANDERSON
PLACE 3 - RONNIE JOHNSON
PLACE 4 - LARRY SCOTT
PLACE 6 - ADAM RUSSELL

CITY MANAGER
TOMMY LUDWIG

NUMBER	DESCRIPTION
GENERAL DESIGN	
1	TITLE SHEET
2	GENERAL NOTES
3	SURVEY CONTROL AND PROJECT LAYOUT
4	SHARED USE PATH ALIGNMENT DATA
5-6	RIGHT OF WAY AND EASEMENT MAP
7-8	EXISTING UTILITY LAYOUT
9-10	TYPICAL SECTIONS
11-13	REMOVAL PLAN
14-15	CONSTRUCTION PHASING PLAN
16-19	TRAFFIC CONTROL PLAN
# 20-31	BC(1-12)-21- BARRICADE AND CONSTRUCTION
# 32	TCP(2-5)-18 - TRAFFIC CONTROL PLAN
# 33-36	D&OM(1-4)-20 - DELINEATOR AND OBJECT MARKER
ROADWAY DESIGN	
37-45	ROADWAY PLAN AND PROFILES
46-51	SHARED USE PATH PLAN AND PROFILE
52	RETAINING WALL PLAN AND PROFILE
53-54	GRADING PLAN
55-60	ROADWAY DETAILS
61-62	UTILITY DETAILS
# 63-66	PED-18 - PEDESTRIAN FACILITIES CURB RAMPS
# 67	GF(31)-19 - METAL BEAM GUARD FENCE
# 68	GF(31)DAT-19 - METAL BEAM GUARD FENCE (DOWNSTREAM ANCOR TERMINAL)
# 69	GF(31)MS-19 - METAL BEAM GUARD FENCE (MOW STRIP)
# 70	SGT(12S)31-18 - SINGLE GUARDRAIL TERMINAL (MSKT) (STEEL POST)
DRAINAGE DESIGN	
71	OVERALL DRAINAGE AREA MAP
72-73	INLET AND STORM DRAIN CALCULATIONS
74-78	STORM DRAIN PLAN AND PROFILE
79-81	STORM DRAIN LATERAL PROFILES
82-83	DRAINAGE DETAILS
# 84	PSET-SC - PRECAST SAFETY END TREATMENT - TYPE II - CROSS DRAINAGE
# 85-86	I-CU(FTW) - CURB INLET UNDER PAVEMENT
PAVEMENT MARKING AND SIGNAGE DESIGN	
87-89	PAVEMENT MARKING AND SIGNAGE PLAN
# 90-94	PM(1-5)-22 - TYPICAL STANDARD PAVEMENT MARKINGS
# 95	SMD(GEN)-08 - SIGN MOUNTING DETAILS SMALL ROADSIDE SIGNS GENERAL NOTES AND DETAILS
# 96-98	SMD(SLIP-(1-3))-08 - SIGN MOUNTING DETAILS SMALL ROADSIDE SIGNS TRIANGULAR SLIPBASE SYSTEM
# 99-100	TSR(4-5)-13 - TYPICAL SIGN REQUIREMENTS
ILLUMINATION DESIGN	
101-102	ILLUMINATION PLAN
103	ILLUMINATION DETAILS
ENVIRONMENTAL DESIGN	
104-105	EROSION CONTROL PLAN
# 106-111	EC(1,2,3,9)-16 - TEMPORARY EROSION, SEDIMENT, AND WATER POLLUTION CONTROL MEASURES
# 112	CURB INLET SEDIMENT PROTECTION (DAL)
CROSS SECTIONS DESIGN	
113-121	CROSS SECTIONS



VICINITY MAP N.T.S.

95% DESIGN SUBMITTAL

APRIL 2024

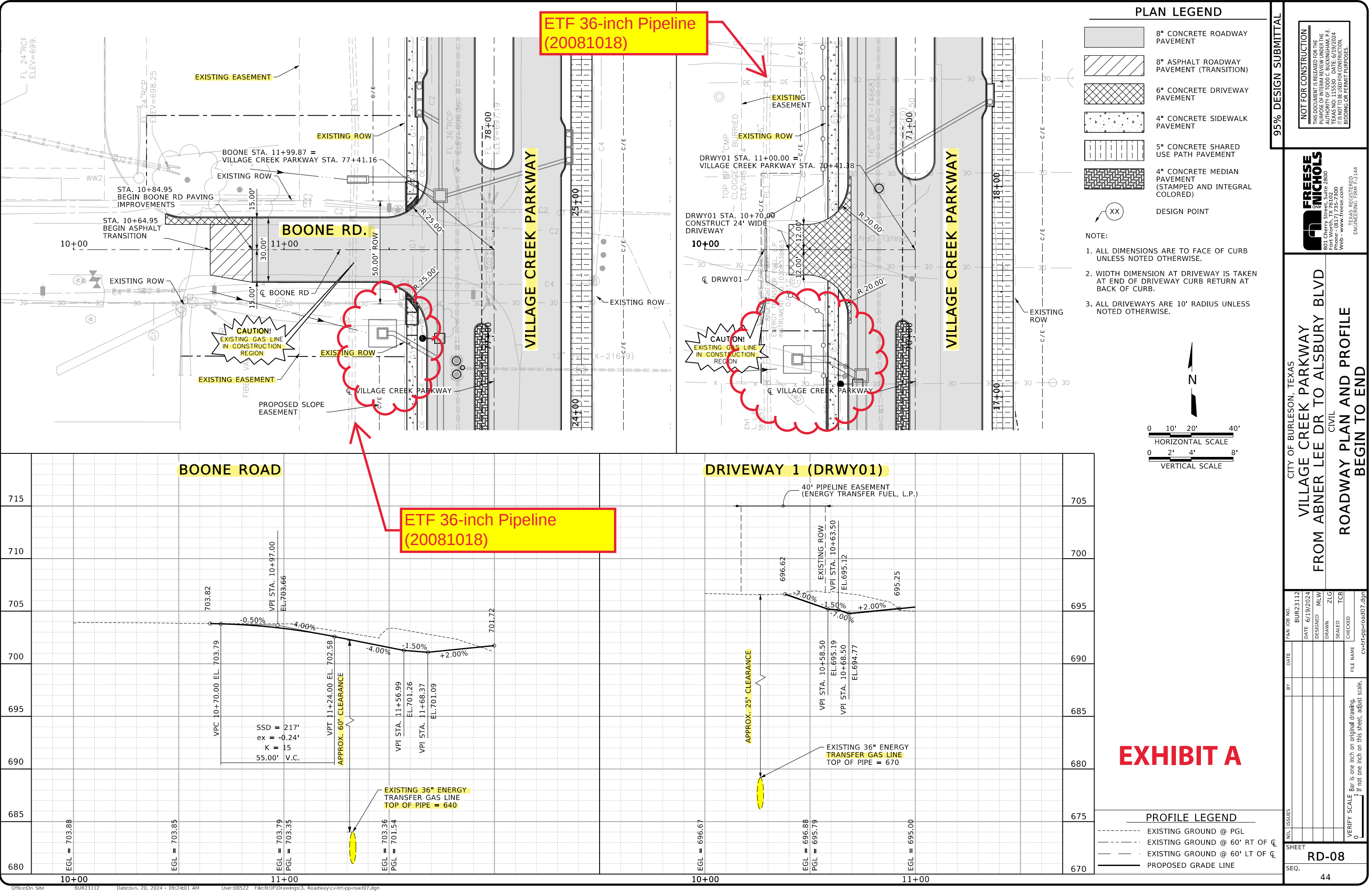
THE STANDARD SHEETS SPECIFICALLY IDENTIFIED ON THIS SHEET
WITH " # " HAVE BEEN SELECTED BY TODD C. BUCKINGHAM, P.E.
(TEXAS NO. 115530) AS BEING APPLICABLE TO THIS PROJECT

NOT FOR CONSTRUCTION
THIS DOCUMENT IS RELEASED FOR THE
PURPOSE OF INTERIM REVIEW UNDER THE
AUTHORITY OF TODD C. BUCKINGHAM, P.E.
TEXAS NO: 115530 DATE: 6/19/2024
IT IS NOT TO BE USED FOR CONSTRUCTION,
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**FREESE
&
NICHOLS**
801 Cherry Street, Suite 2800
Fort Worth, TX 76102
Phone - (817) 735-7300
Web - www.freese.com
FREESE AND NICHOLS, INC.
TEXAS REGISTERED ENGINEERING
FIRM F-2144

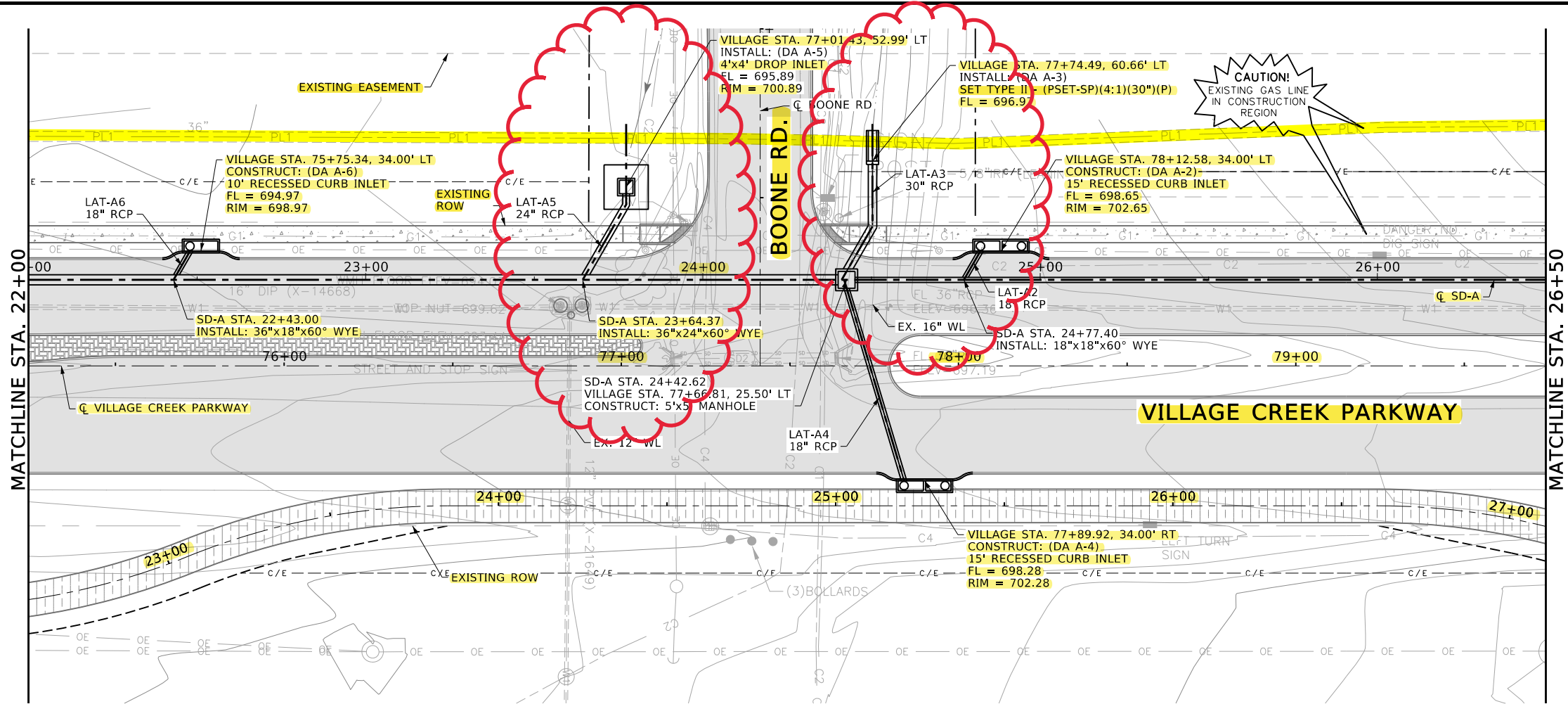
EXHIBIT A

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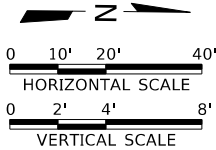
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NOTE:

1. ALL PROPOSED RCP TO BE CLASS III UNLESS OTHERWISE NOTED IN PROFILE
2. CONTRACTOR TO CONFIRM UTILITY LOCATION PRIOR TO EXCAVATION
3. CONCRETE COLLARS SHALL BE CONSTRUCTED AT ALL PROPOSED PIPE TO EXISTING PIPE CONNECTIONS, AT ALL CONCRETE PIPE SIZE CHANGES, AT ALL VPI'S AND AT ALL CONCRETE PIPE JOINTS WITH MORE THAN HALF PIPE TONGUE EXPOSURE
4. FACTORY FABRICATED 45° OR 60° WYES SHALL BE INSTALLED AT ALL PIPE CONNECTIONS. ALL PIPE BENDS SHALL BE STANDARD 15°, 30°, 45°, OR 60° FACTORY FABRICATED BENDS.



STORM DRAIN LINE A

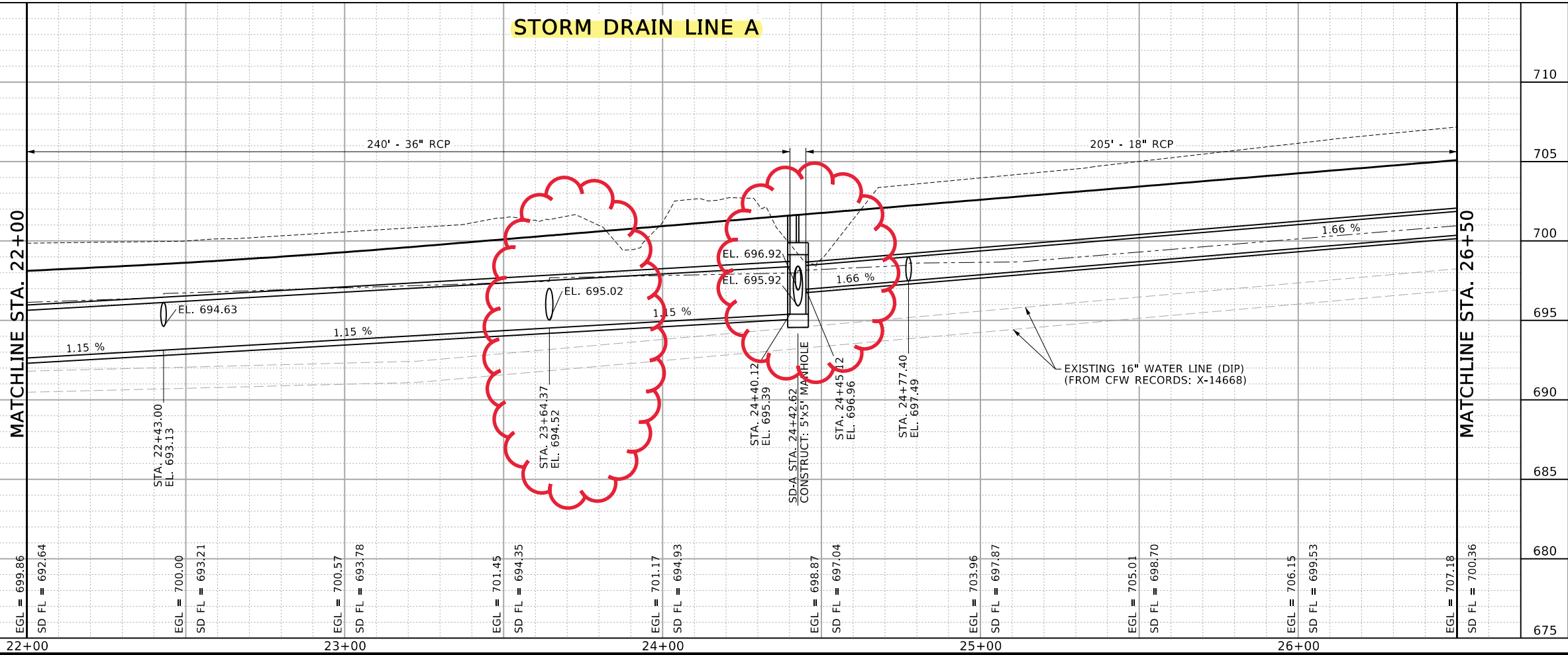


EXHIBIT A

PROFILE LEGEND

- EXISTING GROUND @ SD CL
- PROPOSED GROUND @ SD CL
- 100-YR HGL

95% DESIGN SUBMITTAL

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PORT WORTH, TEXAS
TEXAS NO. 115530 DATE: 6/19/2024
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**FREESE
NICHOLS**
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Web: www.freese.com
TEXAS REGISTERED
ENGINEERING FIRM F-2144

CITY OF BURLESON, TEXAS
VILLAGE CREEK PARKWAY
FROM ABNER LEE DR TO ALSBURY BLVD
CIVIL
STORM DRAIN LINE A - PLAN AND PROFILE
STA. 22+00 TO STA. 26+50

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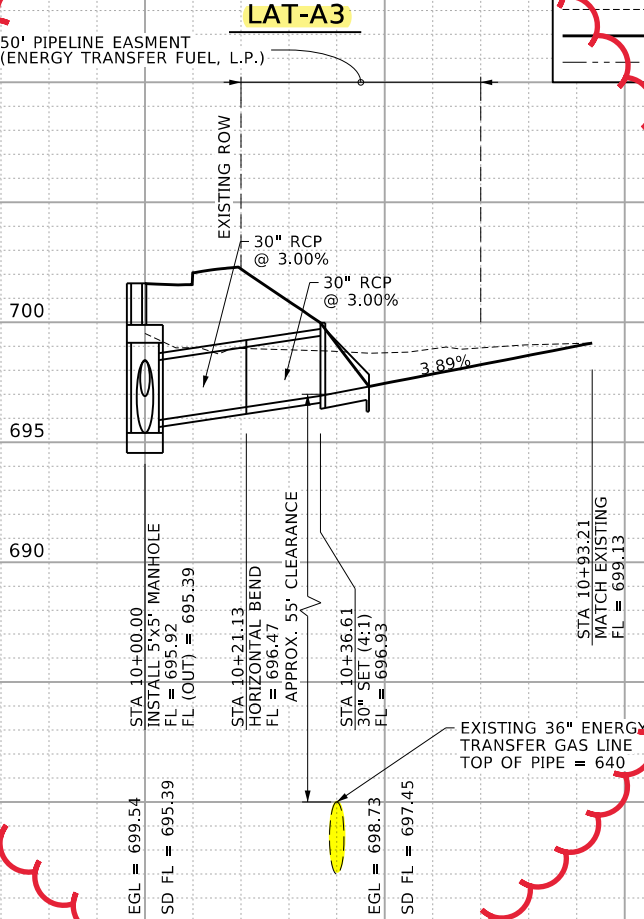
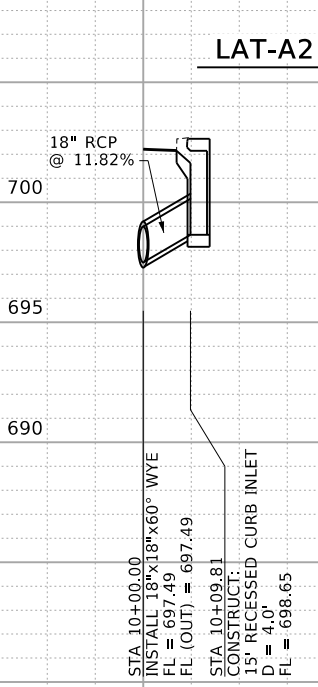
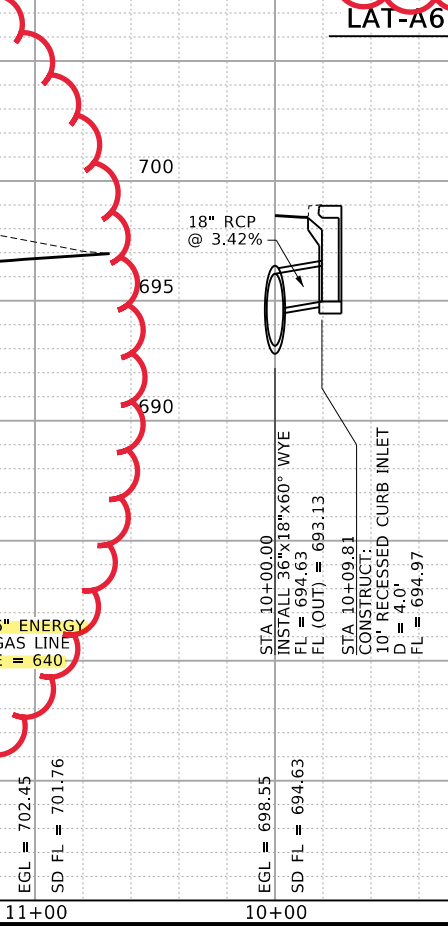
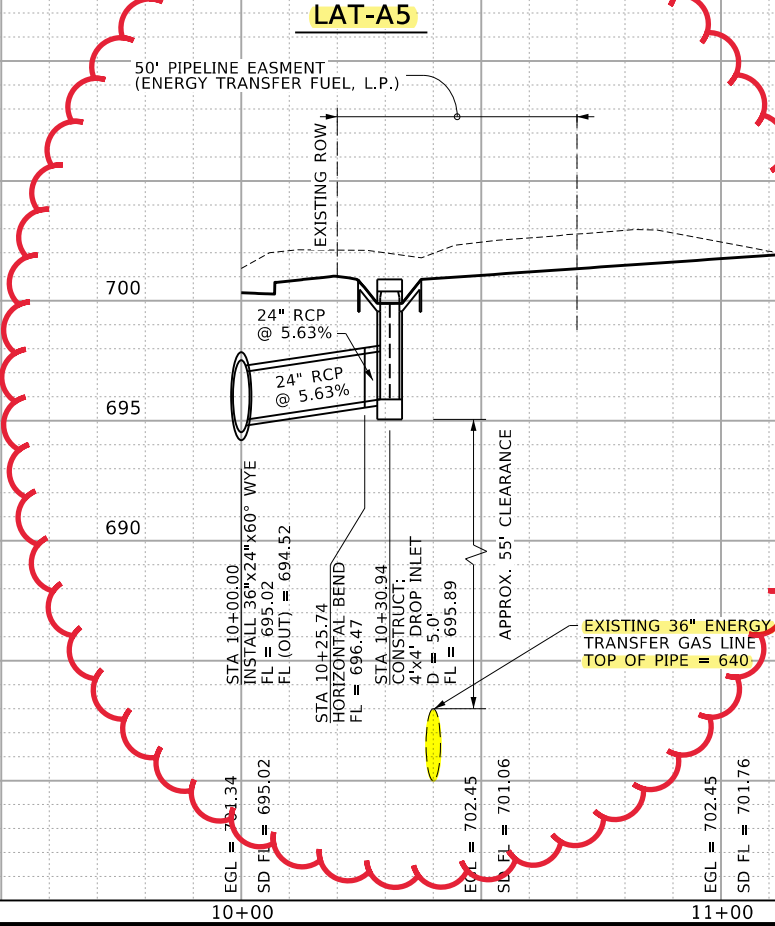
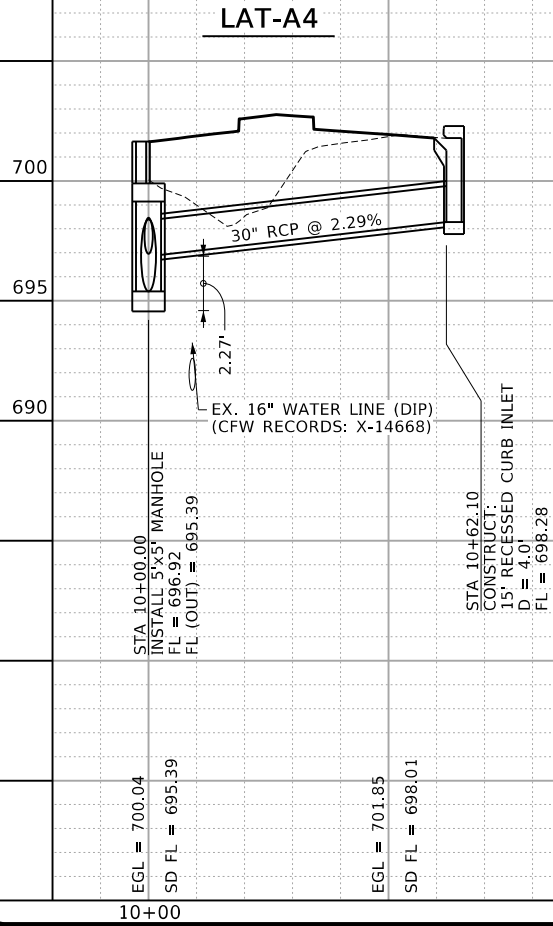
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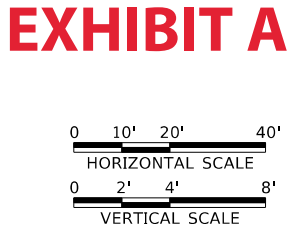


PROFILE LEGEND

--- EXISTING GROUND @ SD ☐

— PROPOSED GROUND @ SD ☐

--- 100-YR HGL



CITY OF BURLESON, TEXAS
**VILLAGE CREEK PARKWAY
FROM MCCALL ST TO ALSBURY BLVD**
CIVIL
STORM DRAIN LATERAL PROFILES

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			DRAWN	ZLG
			SEALED	TCB
			CHECKED	
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			SHEET	SD-06
			SEQ.	79

60% DESIGN SUBMITTAL



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