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305. Line Extension.

305.1 General Policy.

It is the stated policy of this Cooperative, that electric service be extended to all unserved persons or establishments within its designated service area; PROVIDED, HOWEVER, that in extending electric service paramount consideration shall be given to maintaining the financial soundness of the Cooperative through the prudent application of available resources and by assuring that service extension will be self-amortizing over a reasonable future time period.

A. New Construction.

The Cooperative extends its distribution facilities to Applicants in accordance with the line extension provisions outlined in this Section. Each provision classifies the predominate type of electric service/use anticipated on Applicant's premises and specifies conditions under which a line extension may be made. For each location where electric service is desired, Applicant's classification involves an evaluation of the type of installation, its use, as well as the frequency and duration of type of installation, its use, as well as the frequency and duration of energy consumption which may be expected. Applicant's classification shall be determined by the Cooperative at its sole discretion. In the event that the classification assigned by the Cooperative is incorrect based on Applicant's subsequent actual use of the installation and/or usage of energy, then the Cooperative may alter Applicant's classification and apply the correct line extension classification, making appropriate adjustment to the

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Applicant's account or billing, including requiring a payment of non-refundable contribution-in-aid of construction.

All wiring, poles, lines and other equipment beyond the metering point shall be considered the distribution system of the Applicant and shall be furnished and maintained by the Applicant. All power and energy delivered beyond the point of delivery shall be the responsibility of the Applicant and the Cooperative will not be liable for claims, injuries or damages to persons or property occurring on the Applicant's side of the point of delivery. A minimum contract term of one (1) year shall be required on the purchase of power agreement when new construction is required, even if the Applicant pays 100 percent of the construction cost.

The term shall begin upon 30 days after service is made available, or the date on which the service is connected, whichever is sooner. Members desiring to disconnect before the term of the contract is expired shall be required to pay an amount equal to the sum of the remaining availability charges (including any applicable taxes, franchise fees, etc.), in addition to any current or past due amounts owed, and the line extension is subject to immediate removal.

A reconnect does not require a contract term on the purchase of power agreement. A reconnect shall be defined as restoring service to a location where the Cooperative's distribution, transformation and service facilities extend to the Applicant's point of

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delivery and only the installation of a meter and reconnection of the transformer is required.

Applicants are required to sign a separate Application and Agreement for Electric service for each of the Applicant's delivery points.

B. Engineering Fees.

Applicants and persons requesting a relocation of Cooperative facilities shall be charged a non-refundable Engineering Fee for field or in-office engineering and clerical work to prepare cost estimates, staking sheets, permits, easements, or any other documentation necessary for construction and record keeping.

A separate Engineering Fee shall be paid for each Application and said fee must be paid at the time of Application.

Any Application that is ready for construction but is on hold waiting for the Applicant to pay contribution in aid to construction fees, or is otherwise placed on hold by the Applicant, may be cancelled six months after the engineering is complete, or upon six months of inactivity on the part of the Applicant.

If the line extension has been designed to the Applicant's designated point of delivery and the Applicant subsequently requests a redesign of the line extension, the

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Applicant shall be required to provide an additional Engineering Fee at the time of this request.

Engineering Fees are as follows:

1. Applications for Single Phase Service: \$200
2. Applications for Three Phase Service: \$350
3. Applications for Apartments, Trailer Parks, Hotels/Motels, or Other Multi-Use Installations: \$20 per Unit or Space.
4. Requests for Relocation of Cooperative Facilities: \$450
5. Special or Unique Requests: To Be Determined by Cooperative

C. Cancellation of Application.

If at any time, the Applicant requests the cancellation of their Application, the Applicant will be responsible for reimbursing the Cooperative at a rate of \$75 per hour for each hour of engineering costs the Cooperative has incurred plus any third party costs incurred in excess of the Engineering Fee paid up to the date of the Applicant's request for cancellation.

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305.2 Single-Phase Service.

A. Permanently Occupied Installations.

The Cooperative will construct an extension of its overhead or underground distribution system to Applicant's point of delivery for a Permanently Occupied Installation. There will be no charge to the Applicant for the lesser of the following construction allowance:

1. the Cooperative's estimated cost to extend its overhead or underground service to the Applicant's point of delivery; or
2. the first \$1,700 of estimated cost of constructing the extension.

Extensions will be staked from the Cooperative's existing facilities over the shortest feasible route. Construction costs shall be based on the Cooperative's latest available standard unit cost schedule.

The Cooperative will have sole discretion in determining if a location will be a Permanently Occupied Installation or if the location shall be a non-permanently occupied installation. The Cooperative will use reasonable judgment and may require the Applicant to provide information necessary to make this decision.

A manufactured home or prefabricated structure shall qualify as a Permanently Occupied Installation only if it is impractical to move and has the wheels, axles, and hitch or towing device removed.

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Applicant shall be required to sign an Application and Agreement for Electric Service and the minimum charge will apply thereafter as long as electric service is used at the location.

The Applicant shall be required to pay to the Cooperative a non-refundable contribution-in-aid of construction charge for any estimated construction costs in excess of the construction allowance, prior to construction.

B. Non-Permanently Occupied Installations.

The Cooperative will construct an extension of its overhead or underground distribution system to Applicant's point of delivery for non-permanently occupied full-time installations (e.g.: movable installations or installations occupied on a seasonal or intermittent-use basis such as hunting camps, weekend or seasonal homes, ranch tenant houses, barns, work shops, livestock pens, stock water wells, electric gate openers, RV parks, fireworks stands, subdivision water wells, speculatively built homes and property developed for rental or lease purposes where a reasonable possibility exists that it will not be occupied on a permanent full-time basis).

There will be no charge to the Applicant for the lesser of the following construction allowance:

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1. the Cooperative's estimated cost to extend its overhead or underground service to the Applicant's point of delivery; or
2. the first \$500 of estimated cost of constructing the extension.
3. Extensions will be staked from the Cooperative's existing facilities over the shortest feasible route. Construction costs shall be based on the Cooperative's latest available standard unit cost schedule. The applicant shall be required to pay to the Cooperative a non-refundable contribution-in-aid of construction charge for any estimated construction costs in excess of the construction allowance, prior to construction.

C. Temporary Service.

The Cooperative will construct an extension of its overhead distribution system for the purpose of providing temporary service (e.g.: interim construction power for construction of a residence). The contractor or other person desiring temporary service shall be required to pay in advance an aid-to-construction charge equal to the total estimated cost of all construction and removal, less estimated salvage value; such amount to be calculated on the basis of the Cooperative's adjusted standard unit price schedule. Temporary service is limited to a period of 365 days.

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305.3 Three-Phase Service

The Cooperative will construct a three-phase extension of its overhead or underground distribution system to Applicant's point of delivery. The minimum charge established in the applicable rate schedule will apply as long as service is used at the location.

There will be no charge to the Applicant for the lesser of the following construction allowance:

1. the Cooperative's estimated cost to extend its three-phase overhead or underground service to the Applicant's point of delivery; or
2. the first \$1,700 of estimated cost of constructing the extension.

Extensions will be staked from the Cooperative's existing facilities over the shortest feasible route. Construction costs shall be based on the Cooperative's latest available standard unit cost schedule.

A. Three-Phase Service for Public School Buildings and Permanently Occupied Government Buildings.

The Cooperative will construct a three-phase extension of its overhead or underground distribution system to those public school buildings or occupied government facilities which reasonably ensure the Cooperative a long-term return on

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its investment. The minimum charge established in the applicable rate schedule will apply as long as service is used at the location.

There will be no charge to the Applicant for the lesser of the following construction allowance:

1. the Cooperative’s estimated cost to extend its three-phase overhead or underground service to the Applicant’s point of delivery; or
2. the following line extension construction credit, based on the anticipated kW demand, as determined by the Cooperative:
 - a. Less than 50 kW – \$3,200 line extension construction credit
 - b. 50 kW to 99 kW – \$4,000 line extension construction credit
 - c. 100 kW to and greater– \$6,000 line extension construction credit

Extensions will be staked from the Cooperative’s existing facilities over the shortest feasible route. Construction costs shall be based on the Cooperative’s latest available standard unit cost schedule.

305.4 Underground Extensions and Conversions

The Cooperative will construct an underground extension to an Applicant's point of delivery; however, Applicants desiring an underground extension are required to provide

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the grading and ditch work and pay any applicable non-refundable aid to construction charges.

Upon request, the Cooperative will convert its overhead system to an underground system, provided the Member has granted a satisfactory easement and paid in advance, a non-refundable aid to construction charge equal to the estimated installation cost of the new underground facilities and the estimated cost of removing the overhead facilities, less salvage value.

The Cooperative shall have the right to refuse the installation of an underground system, if it is determined that the proposed facilities would be unreasonably difficult to build, maintain, or would otherwise jeopardize the system's reliability.

Electric service from underground distribution facilities is available to Applicants requesting such service. In areas served by the Cooperative's underground distribution system, phase and voltage of electric service may be limited to that which can be provided by existing facilities. Underground conductors are usually connected to the Cooperative's overhead distribution facilities at a location outside the Applicant's premises or at a suitable location on the Applicant's premises. The location and routing of underground distribution facilities is determined by the Cooperative.

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The Applicant will be responsible for acquiring, providing and completing the following portions of the underground distribution system and all costs are to be borne by the Applicant:

1. Locate and clearly mark existing underground facilities including gas lines, water lines, waste water lines, communication lines, electric lines, etc. along the conductor route;
2. Permits, traffic control barriers, barricades, signs, etc. required by governmental authorities having legal jurisdiction;
3. Rough site grading;
4. Final grade along conductor route and at all pad locations;
5. Primary and secondary ditches;
6. Sand bedding;
7. Road bores;
8. Primary and secondary conduits with nylon pulling strings inside conduits. Conduits shall be capped one foot above finished grade, except those secondary conduits terminating at a meter socket or main disconnect panel shall be extended to the meter socket or panel;
9. Approved select backfill;
10. Final backfill;
11. Site built meter racks - design to be pre-approved by Cooperative;

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12. Concrete cap containing red concrete dye if required by the Cooperative or governmental authorities having legal jurisdiction; and
13. Concrete, silt screens, grass seeding or other materials as required to control ditch erosion and to re-establish vegetation along the construction route.

Notes:

- a. No change shall be made in the final grade along the conductor route without the consent of the Cooperative
- b. Any change in grade which requires lowering or rerouting of electrical conductors is at the expense of the Applicant/Member/Developer.
- c. Inspections by Cooperative personnel will be required upon completion of each of the following phases of construction:
 1. Sand bedding and conduit
 2. Select backfill is completed and compacted
 3. Ditches and pad sites have been brought up to final grade and compacted. Applicant/Member/Developer shall not proceed with next phase of Construction until the previous phase of construction has been inspected and approved by Cooperative personnel.

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d. The Cooperative will provide and install the following portions of the underground system upon payment of any applicable charges:

1. Design of underground system;
2. Risers;
3. Equipment pads;
4. Junction boxes and internal components;
5. Transformers and internal components;
6. Pre-manufactured meter pedestals;
7. Primary, secondary, and grounding conductors;
8. Secondary connectors at transformer;
9. Elbows;
10. Ground rods and ground rod clamps;
11. Warning tape;
12. Warning signs;
13. Lightning arrestors;
14. Terminators; and
15. Conductor splices.

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305.5 Outdoor/Street Lighting

The Cooperative agrees to install outdoor/street lighting at locations designated by the Applicant and mutually agreed upon by the Cooperative and as needed to comply with any laws, ordinances or regulations. The Applicant shall be required to pay a non-refundable contribution-in-aid of construction charge equal to the estimated cost of any additional electric facilities (e.g. poles, wire, transformers, etc.) in advance of construction.

The Cooperative does not offer any custom lighting solutions at this time. The Cooperative will install its standard light, as selected by the Applicant, unless the Applicant desires to install his own custom lighting. In such instances, the Cooperative will determine and provide a metering point and the applicant will be responsible for all installation, operation and maintenance of the lighting facilities.

The Cooperative will own, operate, maintain and repair the Cooperative's standard lighting facilities. The monthly charge for outdoor/street lighting will be in accordance with the applicable rate schedule in the Tariff.

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305.6 Subdivision Development

A. General Requirements

Service shall not be extended to any use on a lot, tract, or parcel of land in a subdivision, as defined by Texas law, until, without expense or obligation to the Cooperative, the following requirements are completed:

The plat of the entire subdivision shall conform to the laws of the State of Texas including approval by the appropriate governmental authority under Texas law and filing of the subdivision plat in accordance with Texas law with the County Clerk of the County wherein the subdivision is located, and a reproducible copy thereof is supplied to the Cooperative. This reproducible copy shall have inscribed upon it all information pertinent to its recording in the County Clerk's office.

Without expense or obligation to the Cooperative, every corner of a lot, tract, or parcel of land, in the subdivision shall be staked conforming to the plat of the subdivision filed in accordance with Texas law and with the County Clerk of the County wherein the subdivision is located. In those instances where the properties are deeded to the center of the road right-of-way, it is the obligation of the developer to stake all angle points that define the outer boundaries of the road right-of-ways.

The owner of the entire subdivision shall acknowledge in the presence of a notary public prior to filing the subdivision plat with the County Clerk the following Utility

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Right-of-Way grant evidenced upon the face of the plat of the subdivision filed with the County Clerk of the County wherein the subdivision is located, to wit:

It is understood and agreed that perpetual easements are reserved for the installation and maintenance of utilities and all necessary appurtenances thereto, whether installed in the air, upon the surface or underground, along and within ten (10) feet of the rear, front, and side lines of all lots and/or tracts and in the streets, alleys, lanes, and roads of this subdivision, and ten (10) feet along the outer boundaries of all streets, alleys, boulevards, lanes and roads where subdivision lines or lots of individual tracts are deeded to the center line of the roadway. Nothing shall be placed or permitted to remain within the easement areas which may damage or interfere with the installation and maintenance of utilities. The easement area of each lot and all improvements within it shall be maintained by the owner of the lot, except for those facilities for which an authority or utility company is responsible. Utility companies or their employees shall have all of the rights and benefits necessary or convenient for the full enjoyment of the rights herein granted,

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including but not limited to the free right of ingress to and egress from the right-of-way and easement, the right to clear the easement area and to keep it clear of all brush, trees, structures, and other obstructions, including the right to cut all weak, leaning, or dangerous trees located outside the easement area which are tall enough to strike the electric facilities in falling. The easement rights herein reserved include the privilege of clearing a right-of-way for and anchoring of any support cables or other devices outside said easement when deemed necessary by the utility to support equipment within said easement and the right to install wires and/or cables over some portions of said lots and/or tracts not within said easement so long as such items do not prevent the construction of buildings on any of the lots and/or tracts of this subdivision. Utilities shall have the right to install and maintain locks in gates as necessary or appropriate for the right of ingress to and egress from the easement area. The foregoing notwithstanding, the utility may relocate its facilities and right-of-way over the premises to conform to any future highway or street relocation, widening, or improvement.

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The owner of the subdivision shall be required to pay a non-refundable Engineering Fee of \$1.75 per lineal foot of lot frontage, as reflected on the plat, for underground facilities; and \$0.50 per lineal foot for estimated overhead facilities. This fee shall be paid prior to the Cooperative performing any engineering associated with the extension of a trunk line for the subdivision.

The owner of the subdivision signs a Subdivision Electric Service Agreement and pays any applicable costs associated with the extension of the Cooperative's overhead or underground facilities to provide electric service to the subdivision. This agreement shall be signed and the cost shall be paid prior to the Cooperative granting final approval of the subdivision.

B. Subdivisions with Electric Service to Ultimate Delivery Point for All Lots

The Cooperative will construct a new extension of its overhead or underground distribution system to provide residential or commercial developments scheduled for immediate development and the electric trunk line extension will include the construction of the electric facilities to the ultimate delivery point for each lot within the development.

The owner of the development shall be required to pay, in advance of construction, a contribution-in-aid of construction charge equal to the estimated cost of construction

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of the trunk line.

The developer shall be eligible to receive a partial pro-rata refund of the original contribution-in-aid of construction for each permanently occupied residential or commercial installation, if the developer requests such refund within two years of the completion of construction of the Cooperative's electric facilities serving the subdivision.

The Cooperative shall have sole discretion on determining whether an installation qualifies as being permanently occupied.

The pro-rata refund shall be equal to the lesser of the per lot cost of the electric facilities, or \$1,700 per lot for single phase-service or three-phase commercial service. There shall be a limit of one refund per lot.

The reimbursement shall not be applicable for extensions of service to any type of classification other than permanently occupied residential or commercial installations, and shall not be applicable for service connections made more than two years from the date of completion of construction of the Cooperative's electric facilities serving the subdivision.

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C. Subdivisions with Electric Primary Distribution Backbone Facilities Only

The Cooperative will construct a new extension of its overhead or underground distribution backbone facilities to residential or commercial developments.

The owner of the development shall be required to pay, in advance of construction, a contribution-in-aid of construction charge equal to the estimated cost of construction of the backbone trunk line. The owner of the development will not be eligible for any refunds for the cost of constructing these electric facilities. The future property owners shall be responsible for those costs associated with the extension of Cooperative electric facilities to serve their individual lots.

305.7 Relocation of Existing Facilities

Upon request, the Cooperative will relocate its facilities on Member's premises provided Applicant has (1) provided a satisfactory easement for the new facilities; (2) paid in advance a contribution-in-aid of construction charge equal to the estimated cost of relocating the facilities.

If the Cooperative determines it is necessary to move its facilities because a Member has altered the physical characteristics of the land or otherwise encroached within the easement area, thereby creating clearances in conflict with those required by any federal, state, or local codes, or if the Member refuses to allow the Cooperative access to its facilities, and the Member refuses to pay for such change, then the Member may be billed

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the estimated cost for such relocation.

305.8 Ownership of Existing Facilities

The Cooperative shall retain the ownership of all material and facilities installed by the Cooperative for the distribution of electric energy whether or not the same have been paid for by the Member. All lines and facilities constructed or installed by the Cooperative are the property of the Cooperative.

Nothing shall be fastened or attached to Cooperative owned poles or other facilities, except for Member owned electrical service equipment and electrical conductors, which shall be permitted to be attached to Cooperative's meter pole at Member's point of delivery, in a manner consistent with National Electrical Code, any applicable governmental codes and Cooperative requirements.

305.9 Miscellaneous Provisions

A. Line Footage

The footage to be used in determining the cost of extension shall be the footage actually determined when the line is staked by the Cooperative's engineering department.

B. Line Routing

Line routing for the convenience of the Applicant resulting in costs in excess of the

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shortest feasible route costs shall be considered an extra cost and shall be paid for by the Applicant in the form of a non-refundable contribution in aid of construction, prior to the beginning of construction. Where an extension of service includes an excessive number of angles resulting from easement restrictions, the Cooperative may require additional contribution-in-aid of construction charges based on the extra costs involved.

C. Refunds

Certain construction cost advances paid by Members for line extension applications accepted prior to July 1, 2007 qualified for refunds paid by the Cooperative. Those refunds will continue in accordance with Cooperative policies and tariffs in place prior to July 1, 2007. Any such applications suspended by the applicant for more than ninety (90) days after engineering is complete shall be cancelled and any subsequent applications will be processed in accordance with the then current policies and tariffs.

D. Special Circumstances

The Cooperative, upon approval of the CEO/General Manager, or their designate, may waive a portion or all of the contribution-in-aid of construction charges required under the Cooperative's line extension policies and tariffs if, in the CEO/General Manager's, or designee's, opinion, the waiver of the contribution is reasonable and necessary to attract the Applicant to the Cooperative's service area, if the anticipated

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annual revenue from the Applicant justifies the Cooperative’s investment, if the construction required will facilitate service to other potential applicants or improve service to existing members, or if service to the Applicant will contribute significantly to the economic development of the Cooperative’s service area or be beneficial to the Cooperative’s membership.