

CENTURYLINK GUIDEBOOK

CHARGES APPLICABLE UNDER SPECIAL CONDITIONS

5.1 CONSTRUCTION CHARGES

5.1.1 General

- A. Except as otherwise provided in this guide, the Company will furnish, install, and maintain exterior wiring necessary to service applicants or customers in accordance with its regulations and established construction standards. The Company will determine the specific type of construction and route to be used in each particular case.

5.1.2 Line Extensions

- A. Line extension charges may be applicable to any type or grade of telephone service requiring addition to, or extension of the Company's outside plant. Such additions or extensions may consist of buried wire, pole construction owned by the Company or jointly with others, contact on the poles of others, or by such methods and equipment deemed suitable by the Company.
- B. All line extensions will be entirely owned and maintained by the Company except where rental, contract or joint use agreements with others are executed.
- C. Conduit, pull boxes, manholes and handholes installed pursuant to the line extension regulations shall become the property of the Company and shall be maintained by the Company.
- D. Distance Measurements

For purposes of this section, all distance measurements are route distances measured from the Company's nearest useable facilities to the terminal from which the applicant is served. All routing and type of line extension shall be determined by the Company, over the shortest practical route, subject to the availability of right of way.

## CENTURYLINK GUIDEBOOK

### CHARGES APPLICABLE UNDER SPECIAL CONDITIONS

#### 5.1 CONSTRUCTION CHARGES - (Cont'd)

##### 5.1.2 Line Extensions - (Cont'd)

###### E. Free Distance Allowances

1. Each applicant shall be allowed 200 feet of free line extension to a premises, regardless of the number of lines or services subscribed to at the premises. Where an applicant requests service at a different legal premises in the same area, a free line extension allowance will be applicable to each premises served.
2. Where two or more applicants can be served by the same new line extension project or portion thereof, the free distance allowances of all applicants serviced by the project may be applied to the total distance of the line extension, but in no circumstance shall any applicant pay a greater line extension charge than if the line extension were established for that applicant alone.
3. If after one year the line extension remains in service, it will then be considered permanent. The applicant will be eligible for 200 feet free allowance.

###### F. Charges

1. All line extension charges, estimated or actual, shall be payable to the Company prior to the start of construction. Charges shall be the actual cost to the Company for construction in excess of the free distance allowance, including but not limited to all cost of materials, labor, right of way, contracting etc.
  - a. After preliminary engineering has been completed and before acquisition of right of way has commenced, if right of way is required, the applicant shall be required to advance \$50.00 or 10% of the estimated total construction charges due, which ever is greater. This amount is not refundable should applicant subsequently cancel the project.
2. Charges to two or more applicants receiving service from the same new line extension shall be proportionate to the prorated distance of construction for each applicant.

Central Telephone Company  
d/b/a CenturyLink  
5454 West 110th Street  
Overland Park, KS 66211

Canceling First Revised  
Original

Section	5
Sheet	3
Sheet	3
Effective	10/18/11

## CENTURYLINK GUIDEBOOK

### CHARGES APPLICABLE UNDER SPECIAL CONDITIONS

#### 5.1 CONSTRUCTION CHARGES - (Cont'd)

##### 5.1.2 Line Extensions - (Cont'd)

###### G. Refunds

1. Advance payments in excess of final actual costs shall be refunded to applicants upon completion of the line extension. Applicants who have paid line extension charges shall be rebated without interest, 25% of their annual telephone charges for local telephone service (exclusive of taxes, toll, installation charges and yellow page advertising) for a period not exceeding 5 calendar years or until the full amount of the line extension charges has been refunded, whichever occurs first.
2. Such applicants shall also be credited for 25% of the telephone charges to subsequent subscribers (subject to the foregoing conditions) served by the same line extension (if no additional extension beyond 200 feet is required) during the initial 5 year period from the completion date of the original line extension.
3. Refunds shall be credited to the applicant annually on the anniversary of the line extension completion. Refunds accrue to the person or persons who have advanced the charges but may be assigned to the subsequent customer for the same fixed term and amount. It is the responsibility of the person advancing the charges to serve upon the Company a copy of the assignment document.
4. Where two or more applicants have paid charges on the same line extension project, refunds created by subsequent customers shall be credited between the applicants in the same ratio as the original charges paid.

CENTURYLINK GUIDEBOOK

CHARGES APPLICABLE UNDER SPECIAL CONDITIONS

5.1 CONSTRUCTION CHARGES - (Cont'd)

5.1.3 Special Underground and Overhead Construction

A. Extensions to the Property of an Applicant or Customer

1. In areas where the Company desires to maintain underground facilities for its operating convenience the Company will, at its own expense, extend the necessary underground facilities to the property line of the applicant or customer, in accordance with its established construction standards.
2. In all other cases (except extensions to and within new residential subdivisions), if the applicant or customer requests or is legally required to have underground facilities, he will be required to pay the difference between the cost of providing underground facilities and the estimated cost of constructing equivalent aerial facilities. In lieu of all or part of such payment, the applicant or customer may furnish such materials or perform such work as may be mutually agreed between the Company and applicant or customer. Upon acceptance by the Company, ownership of any materials so furnished shall vest in the Company.

B. On the Property of the Premises of an Applicant or Customer

1. The Company will not be required, at its expense, to install or furnish service by means of underground facilities on the property on which the premises of the applicant or customer are located, except as provided for in paragraph C., extensions to and within new residential sub-divisions. If the applicant or customer requests or is legally required to have underground facilities on such property and

the Company determines that construction is to be of the conduit type, the applicant or customer will be required, at his expense, to furnish, install and maintain the required conduit in accordance with the Company's specifications,

or

if the Company determines that construction is to be of the buried wire or buried cable type, the applicant or customer will be required to pay the difference between the cost of providing underground facilities and the estimated cost of constructing equivalent aerial facilities. In lieu of all or part of such payment, the applicant or customer may furnish such materials or perform such work as may be mutually agreed between the Company and applicant or customer.

2. When solely for its own operating convenience, the Company desires to construct and maintain buried wire or cable facilities on such property, the Company may waive all or a portion of the above payment.

CENTURYLINK GUIDEBOOK

CHARGES APPLICABLE UNDER SPECIAL CONDITIONS

5.1 CONSTRUCTION CHARGES - (Cont'd)

5.1.3 Special Underground and Overhead Construction - (Cont'd)

C. Undergrounding To and Within New Residential Subdivisions

Whenever the Company is required or requested to extend the Company's plant by utilizing underground facilities to and within new residential subdivisions such extensions, including costs for such extensions, may be charged in accordance with NAC 704A or other applicable law.

D. Undergrounding to Individual Residential Customers

1. Whenever the Company is requested by applicant to provide telephone service underground, that are not covered under NAC 704A, the Company will charge the applicant, in addition to the normal line extension charges, the excess amount of the cost for an overhead line extension. This excess amount is not refundable.
2. All trenching, select backfill, backfilling and paving for an underground line extension shall be performed by the applicant at his sole cost and expense.
3. It shall be the applicant's responsibility to furnish and install at said applicant's sole cost and expense all hand-holes and pullboxes necessary for the underground installation.
4. It shall be the applicant's responsibility to furnish and install conduit under main thoroughfares and intersections and in such places where, in the judgment of the Company, the installation of direct buried cable would adversely affect service to said applicant.

Central Telephone Company  
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Canceling First Revised  
Original

Section 5  
Sheet 6  
Sheet 6  
Effective 10/18/11

## CENTURYLINK GUIDEBOOK

### CHARGES APPLICABLE UNDER SPECIAL CONDITIONS

#### 5.1 CONSTRUCTION CHARGES - (Cont'd)

##### 5.1.3 Special Underground and Overhead Construction - (Cont'd)

###### F. Other Types of Special Construction

1. If an applicant or customer requests services or facilities, or is legally required to have such services or facilities, that materially differ from services or facilities that would be provided by the Telephone Company in accordance with established Telephone Company practice or industry and construction standards, the applicant or customer will be required to pay the difference between the cost of the services and facilities as provided by the Telephone Company and the estimated cost of the services or facilities had they been provided by the Company according to established Telephone Company practice or industry and construction standards. In lieu of all or part of such payment, the applicant or customer may furnish such materials or perform such work as may be mutually agreed between the Telephone Company and applicant or customer. Upon acceptance by the Telephone Company, ownership of any materials so furnished shall vest in the Telephone Company.

Examples of types of requests for services or facilities described within this section include, but are not limited to:

- Requests for expedited construction, the fulfillment of which adds costs to the Telephone Company;
- Requests for a greater quantity of facilities than that which the Telephone Company would otherwise provide;
- Requests for a service using a type of facility or via a route other than which the Telephone Company would normally utilize;
- Requests for facilities for which the Company has no other requirement.

Central Telephone Company  
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Canceling First Revised  
Original

Section 5  
Sheet 7  
Sheet 7  
Effective 10/18/11

## CENTURYLINK GUIDEBOOK

### CHARGES APPLICABLE UNDER SPECIAL CONDITIONS

#### 5.1 CONSTRUCTION CHARGES - (Cont'd)

##### 5.1.3 Special Underground and Overhead Construction - (Cont'd)

##### F. Other Types of Special Construction - (Cont'd)

2. If an applicant or customer requests services or facilities, or is legally required to have such services or facilities, and providing these services or facilities requires the Telephone Company to surmount barriers or obstacles at excessive or unreasonable cost to the Telephone Company, the applicant or customer will be required to pay the difference between the cost of the services and facilities as provided by the Telephone Company and the estimated cost of providing the services or facilities had they been provided by the Company according to established Telephone Company practice or industry and construction standards and had the barriers and obstacles not been encountered. In lieu of all or part of such payment, the applicant or customer may furnish such materials or perform such work as may be mutually agreed between the Telephone Company and applicant or customer. Upon acceptance by the Telephone Company, ownership of any materials so furnished shall vest in the Telephone Company.

Examples of types of barriers and obstacles described within this section include, but are not limited to:

- Lakes and rivers;
- Rocky terrain;
- Concrete and asphalt;
- Gas and oil fields;
- Limited highways;
- Bridges and dams.