

**Qwest Corporation**  
**SERVICES CATALOG No. 1**  
**IOWA**

**EXCHANGE AND  
NETWORK SERVICES**  
Effective: July 1, 2005

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**4. CONSTRUCTION CHARGES**

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**4. CONSTRUCTION CHARGES**

**4.1 GENERAL**

- A. All rates, charges and initial service periods specified elsewhere contemplate the provision of telephone service and facilities to the extent available, or to the extent that such items can be made available without incurring disproportionately high costs or risks, and the provision of facilities in such manner as the Company may elect. Likewise the rates, charges and initial service periods specified in such Tariffs contemplate the use of facilities of standard, regularly-used type, arrangement and finish, and the provision, except in the case of foreign central office or foreign area service, of any related exchange telephone service from the central office normally serving the premises involved.
- B. Charges to the customer for specially constructed facilities may be in the form of an initial nonrecurring charge or a termination liability or both. In such instances, the initial construction charge and/or the termination charge is based upon the costs incurred by the Company. These special charges are due and payable when a bill therefore is rendered to the customer by the Company.
- C. Where the facilities required to provide a requested service are not available, and their provision entirely at the expense of the Company would not, in the opinion of the Company, constitute a prudent investment, construction or carrying or termination charges or longer than normal initial service periods or combinations thereof may apply, in addition to regularly applicable charges and in lieu of normal initial service periods, to that part of the cost of the required equipment and facilities which would not constitute a prudent investment if the requested service were furnished subject solely to the rates, charges and initial service periods specified in the Tariffs and/or Catalogs.
- D. Deposits or advance payments covering construction charges may be required at the time the application for service is made.
- E. When a charge is applicable for construction on either a public highway or on private property, the customer may undertake if it is practicable to do so, such construction in whole or in part, in lieu of the construction charges that apply to that portion. In all cases of construction by the customer, the material furnished and the method of construction must meet the Company's specifications and are subject to the approval of the Company. The customer is responsible for the costs associated with the Company's inspection.

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**4. CONSTRUCTION CHARGES**

**4.1 GENERAL (CONT'D)**

- F. Any poles, conduit, cable or other plant provided at the expense of the customer, on either a public highway or on private property are the property of the Company, are maintained and replaced by the Company, and shall not be used by the customer for any purpose other than service furnished by the Company or the support of crossarms, cable, wire or other apparatus of the Company except upon approval of the Company.
- G. When an applicant is so located that it is necessary or desirable to use private right-of-way to furnish service, the applicant will be required to provide cleared right-of-way.
- H. Definitions

(D)  
(T)

Developer

The builder, or other person, partnership, association, firm, private or public corporation, trust, estate, political subdivision, governmental agency or legal entity recognized by law applying for construction.

Development

Parcel of land divided into four or more lots.

Distribution Facilities

All Company plant between the feeder facilities and the pedestal terminal or like device. This does not include the service drop wire.

**4. CONSTRUCTION CHARGES**

**4.1 GENERAL**

H. Definitions (Cont'd)

(T)

Dwelling

Any building or portion thereof which is designed or used exclusively for residential purposes but not including mobile homes or recreational vehicles.

- Condominium

A multi-family dwelling whereby the fee title to each dwelling unit is held independently of the other.

- Cooperate dwelling

A multi-family dwelling whereby the fee title to each dwelling is held jointly by owners of all the dwelling units.

- Multi-family dwelling

A dwelling containing three (3) or more dwelling units, designed for and occupied by an equal number of families.

- Single-family detached dwelling

A detached dwelling unit designed for and occupied by not more than one (1) family.

- Two-family dwelling

A dwelling containing two (2) dwelling units, designed for and occupied by not more than two (2) families. Also called a duplex.

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**4. CONSTRUCTION CHARGES**

**4.1 GENERAL**

H. Definitions (Cont'd)

(T)

Facility Point

Nearest pedestal terminal or like device having distribution facilities available as determined by the Company.

Feeder Facilities

The Company plant between the central office and the distribution facilities.

Nearest Point of Capacity

Facilities that are currently equipped capable of providing local exchange service and are located within the same exchange as the customer where there is sufficient capacity to meet the needs of the customer.

Plant

Refers to, but is not limited to, the poles or space thereon, cross arms, brackets, wires, cables, channels, conduit and service entrances.

Service Drop Wire

The facilities between the pedestal terminal or like device and the demarcation point located on or near the customer's premises.

**4.4 SPECIAL TYPES OF CONSTRUCTION**

A. Outside Construction

1. When a special type of construction is requested by an applicant or when construction specifications imposed by an applicant make an installation abnormally expensive, an additional charge is made equal to the difference between the cost of the special type of construction or construction specification and the estimated cost of the standard construction normally applicable.
2. The Company normally provides the service entrance into the customer's premises. It can be aerial, underground or buried.

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**4. CONSTRUCTION CHARGES**

**4.4 SPECIAL TYPES OF CONSTRUCTION**

A. Outside Construction (Cont'd)

3. When an underground service entrance is desired by an applicant, in a place where aerial construction would normally be used, or an aerial entrance in a place where underground construction would normally be used, a construction charge shall apply based on the difference between cost of the service entrance requested by the applicant and the estimated cost of the standard construction normally used. No construction charge applies for an underground service entrance if the applicant does the trenching and backfilling in an approved location and in a manner satisfactory to the Company.

(N)  
(M)  
|  
(C)  
|  
(C)  
|  
(M)

B. Interior Construction

1. Conduit in buildings for telephone wire or cable is provided by the building owner or occupant.
2. Where, because of the type of construction of the building occupied by an applicant or the construction specifications imposed by the applicant unusual expense is incurred by the Company, the applicant shall be required to pay the difference between the cost necessary because of the type of construction or the construction specifications imposed by the applicant and the estimated cost of standard construction normally applicable.

C. Temporary Construction

1. Where temporary construction is necessary to provide service, the customer will be required to pay a construction charge equal to the estimated net cost of installing and removing the temporary construction.
2. When telephone service is provided to movable premises by means of aerial plant, a clearance pole shall be provided if needed in the opinion of the Company. The customer shall place, own and maintain the pole. However, if the customer elects, the Company will place, own and maintain the pole and bill the customer the cost of placing the pole.
3. When telephone service is provided to a movable premises by means of buried plant, a pedestal type arrangement shall be provided by the Company.
4. The clearance pole (when aerial plant is used) or the pedestal (when buried plant is used), must comply with specifications determined to be applicable by the Company.

(M) Material moved from Page 4.

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**4. CONSTRUCTION CHARGES**

**4.5 EXTENSION OF FACILITIES**

- A. Where the Company extends its facilities on public highways or on private property in order to furnish telephone service in a territory where no facilities are available, the Company will provide facilities for each applicant based on the cost to provide service from the nearest point of capacity, as determined by the Company. When extension of facilities is required beyond the nearest point of capacity the Company will provide a construction charge allowance of \$675.00 for the extension or reinforcement of the facilities. The route established shall be determined by the Company. Charges for construction in excess of the \$675.00 allowance shall be based on the cost to the Company to place the facilities. These charges are in addition to the regularly applicable rates and charges to establish service as stated in the Company's Tariffs and Catalogs. Additional charges may apply as provided for in 4.4, preceding. (C)

B. Provisioning Agreement for Housing Developments (PAHD)

1. Description

A Provisioning Agreement for Housing Developments (PAHD) is a contractual arrangement between the Company and a Developer/Builder for the provision of facilities to and within new areas of residential development.

2. Terms and Conditions

a. A PAHD is required for the following:

- (1) Developments for the purpose of constructing single-family detached dwellings or two-family dwellings; multifamily dwellings; or a mix of single-family detached, two-family dwellings and multifamily dwellings.
- (2) Developments for mobile home lots that are individually owned. The Company will provide facilities to a post provided by the owner of the mobile home or mobile home park. The post shall meet the specifications of the Company.
- (3) RV parks platted for long-term residence. The Company will provide facilities to a post provided by the owner of the RV park. The post shall meet the specifications of the Company.

- b. For the purpose of 4.5.B., a dwelling is any building or portion thereof which is designed or used exclusively for residential purposes. A single-family detached dwelling is designed for and occupied by not more than one (1) family. A two-family dwelling contains two (2) attached dwelling units, designed for and occupied by not more than two (2) families (also called a duplex). A multifamily dwelling is a dwelling containing three (3) or more dwelling units, designed for and occupied by an equal number of families.

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**4.5 EXTENSION OF FACILITIES**

**B. Provisioning Agreement for Housing Developments (PAHD)**  
**2. Terms and Conditions (Cont'd)**

c. The following do not fall under the provisions of 4.5.B.

- (1) Developments containing less than four (4) single or two-family residential lots. These will be treated according to the terms set forth in 4.5.A. (C)
- (2) Marinas. (C)
- (3) Mobile home parks, except as defined in 4.5.B.2.(a)(2). (D)
- (4) RV parks, except as defined in 4.5.B.2.(a)(3). (C)

d. The PAHD will include, but is not limited to: a description of the development; a requirement that the Developer/Builder provide the Company with an addressed, recorded plat; trench and backfill requirements; conduit requirements; reasonable and necessary or otherwise mutually agreed upon requirements for easements, rights-of-way and other similar rights to access the property; surface grading requirements; target dates and inspection schedules; and charges to be paid by the Developer/Builder.

e. The terms and conditions of each PAHD may vary as appropriate and may include provisions that are different from or additional to those stated in 4.5.B.

f. Developer/Builders' Responsibilities and Charges (C)

- (1) When a Developer/Builder requests that the Company construct facilities pursuant to a PAHD, the Developer/Builder will be required to disclose whether or not the Developer/Builder has an arrangement or agreement with another provider to provide communications facilities and services. If the Developer/Builder has entered into an arrangement or agreement with another provider, Qwest will not be obligated to place facilities to and within the development or enter into a PAHD with the Developer/Builder. The Company may agree to place facilities within the development under mutually agreeable terms and conditions. (N)

**4. CONSTRUCTION CHARGES**

**4.5 EXTENSION OF FACILITIES**

B.2.f. (Cont'd)

(N)

- (2) If 4.5.B.2.f.(1), preceding, does not apply, the following charges and responsibilities shall apply:
- (a) The Developer/Builder will provide, without expense to the Company, trench and backfill based on the specifications provided by the Company for the facilities within the development. The Developer/Builder will also provide, as specified by the Company and without expense to the Company, conduit with adequate pull string for the service drop from the serving pedestal or property line to the dwelling. In areas where the Company has trench and backfill agreements with other utilities, or otherwise provides the trench, the Developer/Builder is responsible for the Company's trench and backfill costs.
  - (b) The Developer/Builder shall provide at no cost to the Company a legally sufficient easement to accommodate the placing and maintenance of the facilities (e.g. distribution cables plus terminal pedestals or like devices and access point cabinet) throughout the development. The surface of the easements must be brought to final grade prior to the installation of buried or underground facilities.
  - (c) Where the Company deems it necessary or desirable to use private and/or government right-of-way to place facilities to and within the development, such Developer/Builder shall be required to provide or pay the cost of providing such right-of-way in addition to any other applicable charges. The route established shall be determined by the Company.
  - (d) If in the opinion of the Company, construction to and within the development does not constitute a prudent investment, the Developer/Builder will assume that portion of the construction costs that exceed a prudent financial contribution by the Company. For the purpose of this section (d), construction costs are defined in 4.5.B.2.g., following.
  - (e) The Developer/Builder may request an engineering quote to be performed to establish an estimated construction charge by the Company. For the purpose of 4.5.B., the Company will provide an engineering quote of the construction charges and an executable PAHD to the Developer/Builder for a fee of \$300.00. All quotes are valid for thirty (30) days from the date they are presented to the Developer/Builder. This fee is nonrefundable.
  - (f) All costs payable by the Developer/Builder shall be paid prior to the start of any construction.

**4. CONSTRUCTION CHARGES**

**4.5 EXTENSION OF FACILITIES**

B.2. (Cont'd)

(N)

- g. For the purpose of 4.5.B.2.f.(2)(d), construction costs shall include all material, supplies, engineering, labor, supervision, transportation, and rights-of-way for placing and removal of distribution and feeder facilities, and all facilities necessary to provide service from the central office to and within the development, including but not limited to channel equipment, feeder, distribution, and drop facilities, and any applicable overhead, as determined by the Company.
  - h. For the purpose of 4.5.B., facilities means feeder facilities and distribution facilities, including but not limited to the communications cable, wire, standard network interfaces, pedestals and terminals necessary to enable end-users to arrange to have communications services to their living unit activated in the future from a standard network interface, as well as any necessary structures including but not limited to communications conduit, sleeveings, service drop and pull strings. Title to all facilities placed by or for the benefit of Qwest to provide services to the development shall belong solely to Qwest.
  - i. Facilities covered in the PAHD cannot be used for subsequent developments until they are covered by a new PAHD.
  - j. The Company shall not be required to provide facilities at the request of a Developer/Builder within new developments which meet any of the conditions listed in 4.5.B., absent the execution of PAHD.
  - k. To the extent that the terms and conditions in 4.5.B. or the PAHD conflict with any terms and conditions of any other section in this catalog, the terms and conditions set forth in 4.5.B., and/or the PAHD agreement shall control.
3. Developer Non-Participation

If a Developer/Builder does not enter into a PAHD, the Company, at its option, may accept requests for service from individual customers in the subdivision/development area as provided for in 4.5.A., preceding, if applicable.

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**4. CONSTRUCTION CHARGES**

**4.5 EXTENSION OF FACILITIES (CONT'D)**

- C. Underground Communication Facilities Serving Nonresidential Buildings and Certain Residential Buildings
1. Underground communication facilities will be provided, where feasible, in new installations at nonresidential buildings and residential buildings with more than one (1) dwelling unit, except as covered in B., preceding, including residential buildings being utilized as business establishments.
  2. Where, in the opinion of the Company, the placement of underground communication facilities is impractical or not feasible, the facilities shall be placed aerial and the owner or customer requesting the same shall provide and furnish the hardware required by the Company to attach to the building including but not limited to "I" bolts, wall sleeves, or such other hardware as specified by the Company.
  3. The provision of underground facilities to serve these buildings shall be dependent upon the following conditions:
    - a. All underground Company wire and cable routes and entrance facilities on private property shall be determined by the Company with the concurrence of the building owner or the building owner's agent.
    - b. The owner shall furnish the Company with site plans showing building locations with sewer, water, gas and power routes.
    - c. Upon agreement to place underground communication facilities in compliance with these listed conditions, the Company shall furnish the owner a plan showing the location of proposed communication facility routes.

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**4. CONSTRUCTION CHARGES**

**4.5 EXTENSION OF FACILITIES**

**C. Underground Communication Facilities Serving Nonresidential Buildings and Certain Residential Buildings**

3. The provision of underground facilities to serve these buildings shall be dependent upon the following conditions: (Cont'd)
  - d. The owner shall provide reusable conduit, utility vaults, and handholes in place (size and number specifications to be determined by the Company) to the demarcation point at the building from the Company designated facility point (e.g., pedestal, pole and/or property line, etc.). Such conduit shall be in place and the surface of the ground area must be brought to final grade at least 30 days prior to the requested service date.
  - e. The Company shall select the location of the facility point. This location may not be the customer's closest property line and will be determined based upon the owner's plans and existing or proposed communication facilities.
  - f. Notwithstanding the provision of the conduit, the building owner or the customer shall be liable for repairs to communication facilities damaged by their actions or that of their employees, contractors, or agents. Such liability shall also include the restoration of the damaged site to the original condition (e.g., restoration of asphalt, sod, concrete, landscaping, etc.).
  - g. Where, in the opinion of the Company, it is reasonably necessary to secure written easement for the protection of the underground communication facilities to the buildings, the property owner shall execute and deliver the cleared easement and the forms satisfactory to the Company.
  - h. The cost of any rearrangements and/or rerouting of existing communication facilities to the buildings along with the restoration of the site, will be borne by the customer and/or property owner requesting the same.