

MORRIS COUNTY, KS
APPLICATION FOR PERMIT
UTILITY USE OF HIGHWAY RIGHT-OF-WAY
(FORM APPROVED AUGUST, 2001)

WHEREAS, _____ hereinafter termed **Applicant**, requests that the Board of county Commissioners of Morris County, Kansas, issue an order granting the **Applicant** the permission and authority to locate, operate, construct, maintain, or remove within the public road rights-of-way the following described facilities, referred to hereinafter as the **Work**:

The **Work** shall be done along County Road _____ located between Section/Sections _____, Township _____ South, Range _____ East. The **Applicant** agrees to the following conditions and restrictions:

The **Applicant** shall notify the County Road Supervisor at least twenty-four (24) hours prior to the commencement of the **Work** so that an inspector from the County may be on site when they are working in the County right-of-way.

The **Work** done under this order is to be subject to the supervision and satisfaction of the County Road Supervisor.

The **Applicant** will at all times comply with and abide by all rules, notices and regulations of the County Road Supervisor.

The **Work** shall be completed within 60 days after the date this application is approved, otherwise the permit shall be null and void. The **Work** is to be completed in a workmanlike manner, all disturbed areas are to be restored to their original contours and conditions and maintained by the **Applicant** for a period of one (1) year from the completion of the **Work**.

The **Applicant** will furnish maps and plans of the proposed **Work** to the County Road Supervisor. Such maps and plans shall be attached to this permit application and labeled Exhibit "A".

The **Applicant** agrees to relocate or remove at no cost to Morris County the above-described facilities and facilities as shown on Exhibit "A" within sixty (60) days after receiving written notice to the **Applicant** mailed to **Applicant's** address as shown hereon, and should the **Applicant** fail to do so, the **Applicant** hereby grants permission to the County to contract privately for the necessary removal or relocation of said facilities and to bill all costs and expenses thereof to the **Applicant**.

The **Applicant** agrees to protect traffic by use of all proper and necessary flags, lights, signs, signals, barricades or other warning devices in compliance with the latest edition of the "Manual of Uniform Traffic Control Devices" and agrees to indemnify, save and hold harmless Morris County, Kansas, from any liability that may accrue from any operation by the **Applicant**, his agents, assigns or appointees under this order.

The **Applicant** further agrees to the following additional requirements:

- (1) Location within the right-of-way.
 - a. The utility shall be placed between the road shoulder and right of way line and as close as possible to the right-of-way line.
 - b. No placement within the traveled portion of the roadway, without permission of Road Supervisor.
- (2) Surface restoration
 - a. Gravel surfaced roads that are disturbed, the gravel shall be salvaged and respread.
 - b. Lawn and landscaped areas disturbed shall be restored.
 - c. Any larger rocks dug up within the right-of-way shall be hauled away.
- (3) Depth of burial
 - a. The **work** shall be buried a minimum of 3 feet.
 - b. The **work** shall be buried a minimum of 4 feet below flow line of culverts and drainage ways.
- (4) Crossing roadways and driveways by **Applicant**.
 - a. The **applicant** shall bore all gravel and paved surface roadways.
 - b. The **applicant** shall bore all paved surface driveways.
 - c. If boring across roadway is not practical then specific written permission from the Road Supervisor is required before an open cut will be allowed.
- (5) The **applicant** shall backfill any open cut in the right-of-way and compact said backfill to full depth of cut.
- (6) Any attachment of the utility of cable to bridges and culverts shall be allowed only by written permission of the Road Supervisor.
- (7) All water line road crossing **must be encased in a carrier pipe**.

This agreement shall be binding upon the heirs, successors, or assigns of said **Applicant** and shall cover all work for the attached project map, regardless if work was completed prior to the signing of this agreement.

Applicant

By

Address

Telephone Number

The above application is recommended for approval this ____ day of _____,

COUNTY ROAD SUPERVISOR

Permit granted and so ordered this _____ day of _____, 20_____.