



**DUNN COUNTY ROAD DEPARTMENT  
AGREEMENT FOR USE AND RESTORATION OF HAUL ROAD**

Dated this \_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_

WHEREAS, \_\_\_\_\_ (hereinafter referred to as Permittee) has requested authorization to use Dunn County Road \_\_\_\_\_

\_\_\_\_\_

to haul equipment and materials for this single project as set forth in the attached report.

Start Date: \_\_\_\_\_ Finish Date: \_\_\_\_\_

WHEREAS, permanent sites are required to have a haul road agreement in force for as long as the permanent site is operating. When such site shuts down and is reclaimed haul road agreement will be terminated.

WHEREAS, in order to complete project it has become necessary for the contractor to utilize a portion of the Dunn County Road System of Dunn County for the conveyance of equipment and materials;

and WHEREAS, the Permittee or its designee will restore that portion of said road system, after it has been used to convey said equipment and materials, to the condition which existed immediately prior to its use;

and WHEREAS, an inspection of the proposed route to be so utilized will be made, preferably not to exceed thirty days prior to expected initiation to its stated use, at which time the Dunn County Road Superintendent or his designee will determine and record the existing condition of the haul road, including the type, thickness and width of surfacing material in place;

and WHEREAS, Dunn County Road Superintendent or his designee and the Permittee (or an authorized agent thereof), after making said inspection and recording the existing conditions of the haul road, shall all sign the inspection report, agreeing to the conditions stated therein.

And WHEREAS, the Permittee agrees to maintain the haul road in a safe condition satisfactory to the Dunn County Road Superintendent. Maintenance of gravel roads shall include blading of material, material replacement, dust control and snow removal as so determined. Maintenance of asphalt roads shall include repairing of road surface defects, deformities, and any other asphalt failures. All signing as determined shall be in accordance with the Manual of Traffic Control Devices;

And WHEREAS, any improvements, alterations or proposed changes to said route will be pre-approved by the Dunn County Road Superintendent in accordance with Dunn County's standard specifications for roads before such improvements, alterations or proposed changes take place.

NOW THEREFORE, in consideration of the premises, the mutual and independent covenants, all as hereinafter more fully set forth, the parties hereto agree as follows:

1. That the portion of the Dunn County Road System as shown above, is maintained by Dunn County and is that portion which is proposed for use as a haul road, and that, after use of said road as a haul road for the purposes herein set forth, the Permittee hereby agrees to maintain and restore to the satisfaction of the Dunn County Road Superintendent said road to its pre-existing condition, as reported in the Haul Road Inspection Report in accordance with measurements and observations at the time of inspection.
2. That Permittee shall comply with terms of the Risk Management Appendix which is appended hereto and incorporated herein by reference.
3. If the Permittee does not comply with this agreement, Dunn County Highway Superintendent or his designee may suspend Permittee's privileges until Permittee makes necessary changes or repairs as outlined by Dunn County.

4. Other:

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

IN WITNESS WHEREOF, the said parties hereto have caused this agreement to be signed by their representative and duly authorized officers.

Application Date: \_\_\_\_\_

Permittee Name: \_\_\_\_\_

Address: \_\_\_\_\_

\_\_\_\_\_  
\_\_\_\_\_

Phone Number: \_\_\_\_\_

By: \_\_\_\_\_

Representative Signature

Title: \_\_\_\_\_

FOR OFFICIAL USE ONLY

\*\*\*\*\*

DUNN COUNTY ROAD DEPARTMENT  
458 CC AVE  
KILLDEER, ND 58640

PHONE: 701-764-5546

APPROVED THIS DATE \_\_\_\_\_

Dunn County Road Superintendent \_\_\_\_\_

RELEASED THIS DATE \_\_\_\_\_

Dunn County Road Superintendent \_\_\_\_\_