

INSTALLATION AND MAINTENANCE: Installation and maintenance of said facilities on highway right-of-way shall conform to the following provisions:

Upon construction, maintenance, relocation or removal of said facilities, any right-of-way scars shall be removed and the disturbed areas restored to original condition, including the reseeded thereof where necessary. Tracked vehicles are not permitted to unload, travel or cross the road at anytime without the use of mats. Trenches dug within the highway right-of-way exclusive of the roadway and inslopes shall be backfilled and compacted to a density equal to that of the adjacent undisturbed soil. Trenches dug in the roadway and inslopes when necessary shall be backfilled using only approved materials and compacted to 90% of the maximum dry density as determined by AASHTO T-180. The moisture content of the soil at the time of compaction shall be not less than 1% below the optimum moisture content nor more than 2% above the optimum moisture content. All costs incurred with regard to inspection and compaction testing conducted by Dunn County or its designees shall be borne by applicant.

TERMS AND CONDITIONS: Installation and maintenance of said facilities on the highway right-of-way shall be subject to the following terms and conditions:

- (A) Installation, maintenance, relocation, and removal of said facilities on the highway right-of-way shall be done in a manner satisfactory to and subject to supervision by the County Road Superintendent for the Dunn County Highway Department.
- (B) Dunn County shall not be liable for damage to said facilities resulting from construction, reconstruction, expansion, alteration, maintenance, replacement and repair of the highway. Applicant shall hold the County harmless for injury to persons or damage to property resulting from the location of said facilities on highway right-of-way.
- (C) Applicant shall repair or replace highway structures and appurtenances, and any existing facilities located on, over or under the highway right-of-way, which may be damaged as a result of the installation and maintenance of said facilities on the highway right-of-way.
- (D) Applicant shall promptly remove said facilities from the highway right-of-way or shall relocate or adjust said facilities at its sole cost and expense when requested to do so by the County.
- (E) No construction shall be permitted across any county roadway. All facilities must be bored beneath all paved and gravel surfaces at a minimum depth of 6 feet below the ditch bottom.

WHEREAS, the terms of Section 24-01-42 of the North Dakota Century Code, provide that the Board of County Commissioners may grant such a permit.

Approved by the Board of County Commissioners this _____ day of _____, 20____, at

_____, North Dakota.

**APPROVAL
RECOMMENDED**

County Road Superintendent

DUNN COUNTY

CHAIRMAN, BOARD OF COUNTY
COMMISSIONERS

ACCEPTANCE OF TERMS AND CONDITIONS

Signature of Applicant

Date

Printed name

Telephone Number

Email Address to send scanned copy of approved permit

Company or applicant name

Address

City, State, Zip

Landowner Permission

This certifies that _____ is/are authorized to enter upon the property of _____ for the purpose of

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Permission is valid within one year of the approval date of this permit.

Participants assume the risk of entering the land and of taking part in above activities and release the landowner from liability.

Signature of Landowner/lessee

Date

Contact Number