

This is a Rice County Permit only, permission must also be obtained from adjoining property owners.

RICE COUNTY HIGHWAY DEPARTMENT

718 W. 5TH St.

LYONS, KANSAS 67554

Telephone AC 620

257-2231 (Office)

257-3922 (FAX)

- Water Line
Salt Water Line
Gas or Oil Line
Optic Fiber Line
Telephone Line
Electric Line
Sewer Line
Other

Co. Rd. #
APPL. Date
Permit #

ROAD/RIGHT-OF-WAY PERMIT

Whereas, (owner/contractor) (mailing address/phone number)
and (contractor) (mailing address/phone number)

The above named Agent, Lessee or Contractor, hereinafter referred to as "company", requests permission and authority to do certain work involving the County Road/Right-of-Way right of way or Township right of way in, upon or along , and described as follows

Road crossing will beFt. N. S. E. W. of the Intersection of.....N, S, E, W side of Section ___ T ___ R ___ Rice County ,
Right of way occupancy running in/ parallel ___ Rd./Ave. in the N. S. E. W. right of way for ___ Miles/Feet. This will include ___ road crossing(s) at ___ Rd./Ave. (list each crossing and mile of road)

PROHIBITED: No road crossing of any kind shall be allowed near Section Corners or 1/2 Section Corners. If said Section Corners are disturbed, company maybe criminally charged pursuant KSA 21-5816. A Class C misdemeanor and full restitution if section marker or other landmarks are disturbed. All County Asphalt roads and proposed County Asphalt roads and County Gravel Roads, as specified by an Authorized County Representative, shall be bored, unless prior authorization from Authorized County Representative

PERMIT FEES: A \$700.00 fee will be charged for each road crossing that is trenched. This fee hall be paid to Rice County for County roads crossed and to Town Ship for Township roads crossed. A \$250.00 administrative fee assessed for each Road/Right-of-Way permit.

PLANS: Company shall furnish two (2) sets of comprehensive plans or sketches 8 1/2' x 11" in sufficient detail of the proposed project and location. For commercial entrances, include a plot plan of the proposed installation. Entrance locations and utility installations must be approved by an Authorized County Representative. Drainage structural requirements are to be determined by an Authorized County Representative.

MATERIALS AND METHODS: All materials and construction methods used on the work within the limits of the road right-of-way shall be equal to or better than that required by KDOT Standard Specifications for the State Road and Bridge Construction, current edition. Commercial Entrances shall be surfaced with material of the same general type as roadway surfacing. Pipe shall be laid not less than thirty six inches (36") below the flow line of the ditch, unless otherwise required, or the full width of the road right of way. All tunnels and ditches shall be backfilled and tamped to the natural ground level. All pipe line crossings shall be marked at or near the right -of -way line with a permanent sign with Owner's Name, Address, Telephone Number, showing route of line. The laying of oil, gas, crude oil, saltwater, water and sewer lines or any line in the ditches or right-of-way running parallel with county or township roads or section lines shall be prohibited unless prior authorization from BOARD of RICE COUNTY COMMISSIONERS or TOWNSHIP TRUSTEE is received. The Company agrees that if trenching across County or Township roads is required, said trenching will be completed with a regular trencher designed for the purpose and NOT a Backhoe, in order to keep trench width to a minimum.

COMPLETION: The Company shall furnish all material, do all work, pay all costs and restore said property to the condition existing prior to approval of the work described on this permit. Work to be completed within.....da/mo. of APPROVAL DATE, otherwise permit shall be null and void. An extension of time may be requested in writing. Company agrees that an approved signed copy of the permit will be on the premises before any work is performed, unless other wise authorized by an authorized County Representative. The company agrees to meet on the premises with an Authorized County Representative prior to trenching or boring of the road crossing/road right-of-way for the purpose of flagging the actual crossing construction site. A fine of not less than \$200.00 and not more than \$1000.00 maybe imposed for failure to do so. Company may also be required to relocate line if the crossing location is different than that shown on permit without approval from an Authorized County Representative.

BOND/LIABILITY INSURANCE: The company will provide Rice County with proof of a permanent bond, liability insurance for, .or irrevocable letter of credit, in an amount not less than _____.

DEPOSIT: A cash deposit of \$250.00 for each road crossing and \$1000.00 per mile of work, will be required at the time of Road/Right-of-Way permit application and will be refunded by approval of Authorized County Representative upon satisfactory completion of work.

OBSTRUCTION OF TRAFFIC: Company agrees that there will be no interference with traffic, unless specifically provided for as part of the permit. Traffic protection shall be in accordance with the Uniform Manual for Traffic Control Devices.

RIGHT OF WAY: Company agrees no portion of the right of way will be used for parking, advertising signs or any other commercial activity. Any sod, shrubs or trees destroyed by this work shall be replaced as directed by an Authorized County or Township Representative. The Company, its successors or assigns, shall assume all risk and liability for accidents and damages that may accrue to persons or property on account of this work. In the event the County or Township deems it necessary or proper to make any alteration or improvement along or upon the road or right of way, the Company agrees to hold Rice County harmless for any damage to said Company's construction along or upon the road or right-of-way and the Company further agrees that, upon notice being served upon them, they will, within a reasonable time alter, change, relocate or move it's construction or work off the road or right-of-way as requested by Rice County and/or Township without expense to the County and/or Township.

DAMAGES: Company or any future successor in interest of ownership of such line shall be solely and totally responsible for all damages whether to personal Or real property that may occur caused by such road crossing construction, and shall hold the County or Townships harmless from any such damages. Further company shall notify Rice County Highway Department of any changes in ownership of such lines.

PERMIT GRANTED THIS _____ day of _____, 20_____

Authorized County Representative/Township

***SCHEDULE OF BONDS**

The minimum bond which must accompany all permits is as follows:

EXCAVATION:

Excavation within the right of way limits.....	\$ 1500.00
Boring under pavement or road with auger or punching.....	\$ 1500.00
Tunnelling under pavement or road.....	\$ 4000.00

ENTRANCES:

Private entrance to farm field or home.....	\$ 500.00
Commercial entrances , incl. filling stations.....	\$ 1000.00

Field entrances must have at least 30 foot wide roadway and 3:1 side slopes (maximum steepness, one(1) foot down to three(3) feet horizontal)

Home entrances must have at least a 28 foot wide roadway and 3:1 slopes oi the sides(ends). Locations of entrance must be at least 10 feet from the side property lines and at least 20 feet between entrances measured at the top of the slope. Locations at box culverts and bridges will be locat- ed at least 200 feet from the structure , if at all possible. If at all possible 24 inch round pipe should be the minimum diameter considered. 18-inch diameter or 24" squash pipe can be considered only in case where the ditch is so shallow diameter pipe cannot be covered. In all cases pipe sizing will be done by the County Road/Right-of-Way Department. RE:

K.S.A. 68-543. Only pipe approved by the Standard Specifications for State Road and Bridge Construction shall be used. Pipe lengths should be held to lengths of 40 feet or less in diameter of under 36 inches. Pipe must be approved by on site inspection of an authorized county representa- tive prior to covering.

EXCEPTIONS:

A deposit is not required of Non -profit governmental units doing work with its own forces.

***MAKE ALL DEPOSITS PAYABLE TO:**

Rice County Road/Right-of-Way Department
718 W. 5th St.
Lyons, Kansas 67554

File: 1 COPY TO PETITIONER
1 COPY TO ROAD FILE BY #
1 COPY TO ROAD # FILE