

Right of Way Occupancy Application & Permit

McHenry County, North Dakota

Applicant Information

Applicant Name		Phone Number	
Address	City	State	Zip

Facility Information

Please Describe Proposed Facility

Legal Description: Township: _____ Range: _____ Section: _____

If Aerial Construction please fill out the following:

Will there be any structures in County R.O.W. Yes No If Yes, Please indicate how many: _____

Will there be any Down Guys Yes No

Underground Construction:

Number of Cables: _____

Method of Burial Directional Bore Open Trench Other (Please Describe) _____

Pipeline Pressure: _____

Location:

County Road: _____ Along Across Direction N S E W
Start Distance from nearest intersecting street: _____ St. Num _____
Proposed Start Date: _____ End Distance from nearest intersecting street: _____ St. Num _____

INSTALLATION AND MAINTENANCE:

Installation and maintenance of said facilities on County Right-of-Way shall conform to the following provisions:
Upon completion of construction, maintenance, relocation or removal of facilities, disturbed areas shall be restored to original condition, including the reseeding of area if deemed necessary. Excavation within right-of-way shall be backfilled and compacted to a density equal to that of the adjacent undisturbed soil.

TERMS AND CONDITIONS:

1. Installation, maintenance, relocation and removal of facilities on County right-of-way shall be done in a manner satisfactory to supervision by the County Commissioner or Road Foreman.
2. McHenry County shall not be liable for damage to facilities on County right-of-way resulting from reconstruction or maintenance of the County Road
3. McHenry County cannot be held responsible for injury to persons or damage to property resulting from the installation or location of facilities on County right-of-way.
4. Applicant shall repair or replace right-of-way structures and appurtenances and any existing facility located on, over or under right-of-way which may be damaged as a result of the installation or maintenance of facilities.
5. Applicant shall promptly remove or relocate facilities from right-of-way at applicants expense when requested to do so by the County
6. Directional boring is only method permitted to cross County roads if paved.
7. Applicant shall be responsible for trench settling and must fill and compact settled part of trench at own expense.
8. Proper erosion prevention shall be put in place prior to excavation when deemed necessary by County Commission.
9. Commission approval only to the extent the County has legal rights to and does not affect obligations of company to any other landowner or holders of legal rights.

Commission Chairman:

Attested By:

_____ Date: _____

_____ Date: _____

County Auditor