APPLICATION AND PERMIT FOR WORK WITHIN COUNTY RIGHT-OF-WAY

STEVENS COUNTY, WASHINGTON **PERMIT NO.** _____

APPLICATION TO PERFORM WORK ON COUNTY ROAD RIGHT-OF-WAY

NAME OF APPLICANT _____ DATE _____
The undersigned hereby applies for permission to

Section _____ Township _____ Range _____ East, W.M.

Pursuant to franchise _____ Dated _____
The estimated time required for completion of the above work is which the petitioner agrees to prosecute with all diligence and speed with due regard for the rights, interests and conveniences of the public. Petitioner further agrees to perform the work in strict compliance with the provisions enumerated below and states the he has read and will adhere to the general provisions applicable to permits contained on the reverse side of this form.

ADDRESS: _____ PHONE _____

SIGNED: _____ BY _____

EMAIL _____ FAX _____

TITLE: _____ JOB NUMBER _____

PERMIT

Subject to all the terms, conditions, and provisions written or printed below or on any part of this form. PERMISSION IS HEREBY GRANTED the above applicant to:

Note: The instructions and conditions on the reverse side of this form make frequent reference to the county engineer. The form is designed for use where the Board of Commissioners has delegated the responsibility for issuance of permits to the county engineer as contemplated by RCW 36.75.050. In those counties where the Board chooses to receive applications and issue permits, some modifications to this form should be considered.

A bond in the amount of _____ is required to insure compliance with the above condition, said bond to be kept in full force and effect for period of _____ years following completion of work authorized by this permit. No work shall be done under this permit until the party of parties to whom it is granted shall have communicated with and received instructions from Department of Public Works PHONE 509-684-4548. This permit shall be void unless the work herein contemplated shall have been completed before winter shut down on _____.

APPROVED BY_____ DATE _____

It is the responsibility of the applicant to notify all utilities and private property owners when such property is liable to injury or damage through the performance of the above work and the applicant shall make all necessary arrangements relative to the protection of such property and/or Utilities.

UTILITY DAMAGE IS COSTLY. CALL BEFORE YOU DIG

Recommended for use in connection with WAC 136-40
CRAB Form 104

INSTRUCTIONS FOR APPLICANTS

Applicants for permits to occupy county property with utilities, or holders of granted franchise rights contemplating work upon, along, over, under or across any county road, bridge, wharf, trestle, public place, street, avenue or alley on property in the County, shall first file with the County Engineer, his or their application to do such work.

Such applications shall be In triplicate and, accompanied by drawings, also in triplicate if required by the County Engineer. Drawings shall be to a working scale, showing position and location of work, names or numbers and width of roads, streets, etc., showing their location in plats, or subdivisions of sections, township and range, showing the relative position of such work to existing utilities, constructed, laid, installed or erected upon such roads, streets or public places.

The applicant shall specify the type of construction by submitting plans showing the class of material and the manner in which the work is to be accomplished. All such materials and equipment shall be of the highest quality and the manner of excavation, fills, construction, installation, erection of temporary structures, traffic turnouts, road obstruction, barricades, etc., shall meet with provisions of the County Utility Accommodation Policy (WAC 136-40), and shall require approval by the County Engineer. Signing, barricades and traffic control in the vicinity of the work shall strictly conform to provisions of "The Manual on Uniform Traffic Control Devices for Streets and Highways." The applicant shall pay to the County all costs of, and expenses incurred in the examination, inspection and supervision of such work on account of the granting of said permits.

The actual location of the work to be done under this permit, its depth below or above surface or grade of any County structure, road, street, avenue, alley or public place shall be approved by the County Engineer before any work shall be done by the petitioner.

PERMIT CONDITIONS

1. The petitioner, designated herein as the —grantee|| , his successors and assign, shall have the right and authority to enter upon the right of way of the County road, street, alley, public place or structure as indicated on the front of this form, for the purpose of doing such work as applied for and approved by the County Engineer.

2. The location, type of work, materials and equipment used, manner of erection or construction, safeguarding of public traffic during work or after doing same, mode of operation and manner of maintenance of project petitioned for, shall be approved by the County Engineer prior to start of work and shall be subject to the inspection of the county Engineer so as to assure proper compliance with the terms of this permit.

3. The grantee shall commence work within 30 days after the granting of this permit. If, at end of six (6) months after date of granting same the grantee shall have not completed the installation, then the rights herein conferred shall cease and terminate.

4. The grantee shall leave all roads, streets, alleys, public places, and structures after installation and operation or removal of utility, in as good and safe a condition in all respects as same were in before commencement of work by grantee.

5. In case of any damage to any roads, streets, public places, structures or public property of any kind on account of said work by the grantee, he will at once repair said damage at his own sole cost and expense.

6. The County Engineer, his agents or representatives may do, order, or have done any and all work considered necessary to restore to a safe condition any street, alley, public place or structure which is in a condition dangerous to a life or property resulting from the Grantee's facility or its installation as permitted misted herein, and upon demand the grantee shall pay to the County all costs of such work and material.

7. If at any time the County deems it advisable to widen, grade, regrade, plank, pave, improve, alter or repair any road, street public place or structure, the grantee upon written notice by the County Engineer, his representatives or agents, will at his own sole cost and expense, raise, lower, change, move or reconstruct such installations to conform to the plans of work contemplated or ordered by the County.

8. If upon written notice by the County Engineer the grantee fails to relocate any portion or all of the project as granted under this permit, the County, its agents or representatives may do any work at the cost and expense of the grantee, and all costs to remove or reconstruct same, shall be done by the grantee.

9. All such changes, reconstruction or relocation by the grantees shall be done in such manner as will cause the least interference with any of the County's work and shall be subject to the same provisions which control an original installation. The County shall in no wise be held liable for any damage to the grantee by reason of any such work by the County, its agents or representatives, or by the exercise of any rights by the County upon roads, streets, public places or structures in question. The grantee shall have twenty-four (24) hours written notice by the County Engineer or his representatives or agents of any blasting contiguous to the grantee's permit rights in order that he may protect his interests.

10. This grant or privilege shall not be deemed or held to be an exclusive franchise, nor prohibit the County from granting other permits or franchise rights of like or other nature to other public or private utilities, nor shall it prevent the county from using any of its roads, streets, public places for any and all public use, or affect its jurisdiction over all or any part of them.

11. All the provisions, conditions, regulations and requirements herein contained shall be binding upon the successors and assigns of the grantee and all privileges of the grantee shall inure to such successors and assigns as if they were specifically mentioned.

12. The County Engineer may revoke, annul or terminate this permit if grantee fails to comply with any or all of its provisions, requirements or regulations as herein set forth or through willful or unreasonable neglect, fails to heed or comply with notices given him or if the work herein permitted, is not installed or operated and maintained in conformity herewith or at all.

13. The Board of County Commissioners may at any time, change, amend, modify, amplify or terminate any of the conditions herein enumerated so as to conform to any state statute or county regulation pertaining to the public welfare, safety, health or highway regulations as are, or may hereinafter be enacts ad, adopted or amended, etc. The Board may terminate this permit if grantee fails to comply with any such changes.

14. Petitioner by accepting this permit agrees to notify and check with all utilities regarding their installations before commencing work, together with private property owners when such property is liable to injury or damage through the performance of such work, and the applicant shall make all necessary arrangements relative to the protection of such property and/or utilities.

15. In accepting this permit the petitioner, his successors and assigns, agrees to protect and save harmless the County from all claims, actions or damages of every kind and description which may accrue to or be suffered by any person or persons, corporation or property by reason of the performance of any such work, character of materials used or manner of installation, maintenance and operation or by the improper occupancy of rights of way or public place or public structure and in case any such suit or action is brought against said County for damages arising out of or by reason of any of the above causes, the petitioner, his successors or assigns will upon notice to him or them or commencement of such action defend the same at his or their sole cost and expense and will fully satisfy any judgment after the said suit or action shall have finally been determined if adversely to the county.