

Location: Sec____ Twp____ Rng____

Job: _____

Road No._____

Ag
Res.

JACKSON COUNTY ROAD AND BRIDGE DEPARTMENT

24569 US 75 HWY

HOLTON, KANSAS 66436

Phone: 785-364-3519 Fax: 785-364-3025 Email: jcrb@jacoks.com

REQUEST AND PETITION TO OCCUPY COUNTY RIGHT~OF~WAY

COMES now

(Name & Phone Number)

(Address of Petitioner/Owner of Property Neighboring Right-of-Way)

this _____ day of _____ 20____, before the Board of County Commissioners of Jackson County, Kansas, who hereby requests to place the following within Jackson County road right-of-way:

(Description of work)

along or across Jackson County roads as further evidenced by the attached drawings (hereinafter the "Facilities")

Said Petitioner agrees to the following, should the Board of County Commissioners approve this Petition:

1. All work shall be done in a workmanlike manner, and the following such work the right--of-way shall be returned to a condition satisfactory to the County Road and Bridge Department and in the same or better condition than before the work was commenced. In any instance where a road shall be crossed by the Facilities, all roads shall be bored to a depth of not less than sixty (60) inches from the lowest part of the bored right-of-way and the surface of the road or apron shall not be cut unless approved in writing by the County Road and Bridge Department – Public Works Director.
2. The Owner shall be fully responsible for any damage that may result to said roadway because of the construction or maintenance of said Facilities and shall further be responsible to safeguard and protect adjacent property. Any damage whatsoever caused to neighboring property as a result of the installation of the Facilities shall be the Petitioner's sole responsibility.
3. The Owner shall indemnify the County and harmless for any damage claims that might arise as a result of the construction, maintenance and ongoing existence of the Facilities.
4. By signing this Petition, the Petitioner agrees that the County retains the full use of its road right-of-way and the right to care for and maintain the same. The County shall assume no responsibility, and shall be held harmless by Petitioner, for any damage to the Facilities whatsoever as a result of County's maintenance, upkeep and continued ownership of the road right-of-way.
5. By signing this Petition, the Petitioner agrees to move, lower or otherwise alter said Facilities at any time and for any reason when requested to do so by the County, with the entirety of the cost of such move or alteration being the responsibility of the Petitioner or their assigns.
6. The county will give the Petitioner notice of any proposed construction or maintenance work that is likely to expose said facility, if possible.

7. The County will be furnished with a map showing the location of all Facilities which shall be updated at any time changes are made to the Facilities.
8. Petitioner shall be required to mark with above ground signage, the location of the Facilities on each side of the road right-of-way.
9. All locations of facilities within the County right-of way, shall be approved by the County verbally or in writing prior to commencing construction.
10. Should the Petitioner sell or transfer the right to the Facilities, these duties and requirements shall run with the Facilities, and it shall be the duty of the Petitioner to fully inform the new owner of those rights and responsibilities.

Signed the _____ day of _____ 20_____

By _____

(Owner or Authorized Representative)

APPROVED _____, 20_____.

BOARD OF COUNTY COMMISSIONERS

(Chairman)

(Office of County Engineer)

FOR OFFICE USE ONLY

New Access

Inspect Existing Tube

Tube Purchase:

Tube Length:

Tube Diameter:

Band(s):

Hug or Dimple

Pick up or Delivery