

DAWES COUNTY, NEBRASKA

Crossing under county Road(s) Rules & Regulations

All Roads:

1. Petition requesting authorization to cross county road(s) must be filed with the Dawes County Board of Commissioners.
2. All future installations must be at least seventy-two (72) inches below crown grade or sixty (60) inches below ditch grade.
3. All future installations will be slip lined (i.e. small pipe or cable inside Larger pipe) for a distance of at least thirty-five (35) feet each side of center of roadway.
4. Owner of the line assumes all responsibility for installation and maintenance.
5. Dawes County will be notified upon completion of placement so that line can be entered on GPS system.
6. All future lines must have a capped 2" PVC marker identifying the type of line and the owner's name.
7. The Order, when signed, will be filed with the Dawes County Clerk.

Graveled Roads:

1. No graveled road surface shall be cut-crossing under road must be bored.
2. Boring must begin at least twenty (20) feet from the shoulder of the road and end the same distance from the opposite shoulder.

Non-graveled Roads:

1. Non-graveled roads may be bored or trenched.
2. All trenching in County easement must be compacted to pre-existing conditions.

Telephone Lines:

1. All telephone lines will be buried three (3) feet below crown of road, centrally located or off County right of way.

DAWES COUNTY, NEBRASKA
Petition to the Board of County Commissioners

IN THE MATTER OF THE APPLICATION OF:

FOR AUTHORITY TO USE PART OF THE PUBLIC
ROADS OF DAWES COUNTY, NEBRASKA

PETITION

COMES NOW _____, Petitioner; and shows to the Board that Petitioner is:

1. A corporation and is duly authorized to transact business in the State of Nebraska; or
2. An individual or group of individuals owning or leasing land in Dawes County, and that Petitioner desires to lay and construct a _____.

(indicate size and type of line or lines) across certain county roadways in Dawes County, Nebraska for the purpose of _____.

The location of the proposed line(s) is more particularly described as follows:

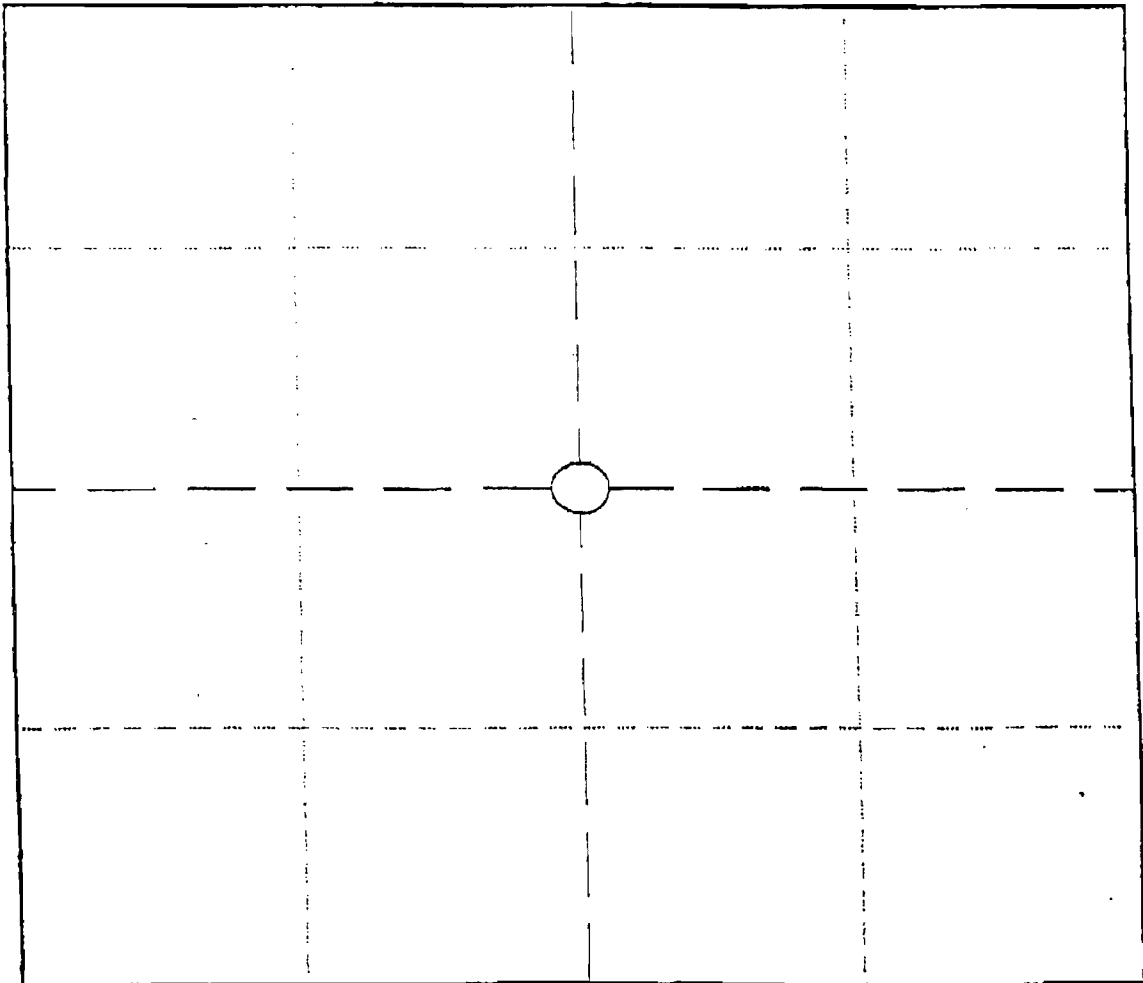
Legal description - _____

(Mark line on attached map)

Petitioner states that if granted authority to construct, operate and maintain line(s) across said roadway(s), Petitioner will conform with and abide by all rules and regulations of the Board of County Commissioners with reference to the use of said public roads for said purposes, as well as those of the County Road and Bridge Supervisor, employed or appointed by the Board for the purposes of superintending the laying thereof; that Petitioner will lay and construct said line(s) in accordance with the expressed desires and rules of this Board and of the County Road Supervisor; that Petitioner will in all things protect and save harmless said Dawes County, Nebraska from any cost, charge or expense by reason of the laying or construction of said line(s) and that said line(s) will be so constructed as not to inconvenience, endanger or obstruct public travel along said roadway(s).

DAWES COUNTY, NEBRASKA

TOWNSHIP _____ RANGE _____ SECTION _____



WHEREFORE, Petitioner respectfully requests this Board to enter an order authorizing Petitioner to use and occupy the portion of the roadway(s) of Dawes County, Nebraska for the purpose described above at the location(s) shown and set out in the map(s) attached to this application.

Dated this _____ day of _____, 20____.

Signed: _____
Representative of Corporation of Individual(s) petitioning Board.

**BEFORE THE BOARD OF COUNTY COMMISSIONERS
OF DAWES COUNTY, NEBRASKA**

IN THE MATTER OF THE APPLICATION OF:

ADDRESS OF APPLICANT:

FOR AUTHORITY TO USE PART OF THE PUBLIC
ROADS OF DAWES COUNTY, NEBRASKA

ORDER

THIS cause coming to be heard upon the Petition of _____, Hereinafter referred to as "Petitioner" and the Board being fully advised in the premises, finds that Petitioner is a corporation duly authorized to conduct business in Nebraska or an individual owning land in Dawes County and for Petitioner to conduct business, it is necessary to lay, construct, operate and maintain certain line(s) across/under certain county roadway(s) situated in Dawes County, Nebraska as set forth in Petitioner's application filed herein.

THEREFORE, IT IS HEREBY ORDERED that subject to conditions hereinafter set forth, said Petitioner is hereby granted permission and authority to lay, construct, operate and maintain certain line(s) across/under certain county roadway(s) at the location(s) shown and set forth in the map attached to the Petition set out in length herein; provided, however that the line(s) shall be buried to a minimum of seventy-two (72) inches below crown grade or sixty (60) inches below ditch grade, whichever is appropriate as determined by the County Road Supervisor. All crossings of any graveled roadway(s) shall be bored and the surface of such roadway(s) shall not be cut at any time. In the event that the Petitioner removes said line(s) from said roadway(s), Petitioner will replace and recondition said roadway(s) in substantially the same condition as before the removal thereof. All liability of Petitioner for the maintenance and recondition of said roadway(s), after such removal shall cease after approval thereof by the County Road Supervisor; the County shall in no event be liable for damage to any of the Petitioner's property located within the county right-of-way; provided, further that the construction or laying of said line(s) by Petitioner herein under this order shall be considered and shall constitute the acceptance of this order and all of the terms and conditions herein set forth. Petitioner shall give notice to the County Commissioners of all intended installation or removal in writing at least ten (10) days prior to the next regularly scheduled Commissioner's meeting before undertaking any installation or removal work contemplated by this agreement.

Dated this _____ day of _____, 20__ at Chadron,
Dawes County, Nebraska

Chairman, Board of County Commissioners

ATTEST:

County Clerk

** This grant of authority goes only as far as the authority vested in the Board of Dawes County Commissioners. This Order in no way is intended to infringe upon or circumvent any rights which are held by any individual landowner upon which installation for which this Order is sought. It is the specific duty of the Petitioner herein to contact and negotiate any and all right-of-ways, easements, damages, or any other such negotiations which may be needed with any person owning said land which is adjacent to this Order.