

APPLICATION FOR OCCUPANCY
ON
RIGHT-OF-WAY OF COUNTY HIGHWAYS

TO: The Board of County Commissioners of Yankton County, Yankton, South Dakota

Application is made by: _____

Name

Address

Phone #

Email

for occupancy of County Highway

Number: _____ in Section: _____ Township: _____ Range: _____ in
Yankton County, South Dakota.

A sketch showing location is attached.

All hard-surfaced roads shall be bored from toe of in slope to toe of in slope.

Minimum depth of cable shall be five (5) feet, three (3) feet in ditch bottom.

Exceptions shall be obtained in writing from the Highway Superintendent or the
Chairman of the Board of County Commissioners.

The following information is pertinent to the proposed installation:

- 1. Intended usage: _____
- 2. Cable size and type _____
- 3. Method of installation: _____

AGREEMENTS:

The applicant agrees that the following stipulations shall govern under this permit.

1. The applicant will at any time subsequent to placing the cable, pipe line, or tile line, and at his own expense, relay, re-construct or encase any lines as may become necessary to conform to new grades, alignments or widening right-of-way resulting from maintenance or construction operations by the Board of County Commissioners irrespective of whether or not additional right-of-way is acquired in connection with such highway improvement. The applicant agrees to do this promptly on order of the Board of Commissioners and without cost to the County. If the applicant is unable to comply promptly, the Board of County Commissioners may cause the work to be done and the applicant will pay the cost thereof, upon receipt of statement.

2. The County and the Board of County Commissioners assume no responsibility for damages to the applicant's property occasioned by any construction of maintenance operations on said highways including new or additional right-of-way acquired in connection therewith, subsequent to the building of the said pipe line, conduit or tile line.

3. The applicant shall take all reasonable precautions during the construction of said cable, pipeline, or tile line to protect and safeguard the lives and property of the traveling public and adjacent property owners and shall save the County and the County Board of Commissioners harmless of any damage or losses that may be sustained by the traveling public or adjacent property owners on account of such construction operations.

4. Operations in the construction and maintenance of said cable, pipe line, or tile line shall be carried on in such a manner as not to interfere with, or interrupt traffic on said highway.

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5. The applicant shall hold the County and Board of County Commissioners harmless from any damage that may result to said highway because of the construction or maintenance of said cable, pipeline, tile line, and shall reimburse the County of the County Board of Commissioners for any expenditures that the County or the County Board of Commissioners may have to make on said highway due to applicant's cable, pipe line, or tile line having been constructed thereon.

6. This permit is subject to any laws now in effect or any laws which may be hereafter enacted.

7. This application is subject to all the rules and regulations of the County Board of Commissioners and to relocation by the Board of Commissioners at any time, when in the judgment of the Board it is necessary in the improvement of maintenance of the highway or for other reasonable cause. And in such event the applicant hereby agrees to remove all applicants' property from said right-of-way without delay and without cost to the County.

Right of Way Fee: \$150.00 Paid: _____ Check # _____

Submitted: _____ By: _____

Recommended for Approval

Mike Sedlacek
County Highway Superintendent

X Applicant Signature

Cable Company Job Number: _____