



APPLICATION AND ROAD CROSSING/RIGHT-OF-WAY ENCROACHMENT/PIPELINE/UTILITY PERMIT

( Name and address of applicant)

hereinafter called the Applicant, is hereby granted permission to install and maintain the following described facilities on, across, or adjacent to county right-of-way, as shown on the plans attached here to and made a part here of: (describe type of facilities to be located on county right-of-way, give legal description of location of said facilities, and attach map or plans)

Permanant

Temporary

Gas, Oil and Water Pipelines & Utilities .....\$250.00 Per Crossing\Required Boring

Longitudinal Lines in right of way .....\$200.00 Per Mile

(unless grass trail Open Trench must be approved by county road representative) List Street and Avenues that crossings and longitudinal lines are located:

Street or Avenue	Section	Township	Range

If necessary attach additional pages

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**INSTALLATION AND MAINTENANCE:** Installation and maintenance of said facilities on county right-of-way shall be subject to the following terms and conditions:

1. Upon construction, maintenance, relocation, or removal of said facilities, any right-of-way scars shall be removed, and the disturbed areas restored to original condition,

including the re-seeding thereof where necessary. Trenches dug within county right-of-way shall be backfilled and compacted to density equal to that of the adjacent undisturbed soil.

2. Applicant shall maintain noxious weeds for two years on the disturbed areas.

3. Installation, maintenance, relocation, and removal of said facilities on county right-of-way shall be completed in a manner satisfactory to, and subject to supervision by, the County Road Representative and/or County Commissioners.

4. Stark County shall not be liable for damage to said facilities resulting from reconstruction or maintenance of the right-of-way.

5. Applicant shall hold the County harmless for injury to persons or damage to property resulting from the location of said facilities in the County right-of-way.

6. Applicant shall repair or replace highway structures and appurtenances, and any existing facilities located on, over, or under county right-of-way, which may be damaged because of the installation and maintenance of said facilities on County right-of-way.

7. Applicant agrees to comply with all County Road restrictions and load limit restrictions. Contact the County Road Representative for information.

8. Applicant shall promptly remove said facilities from county right-of-way, or shall relocate or adjust said facilities, at its sole cost and expense when requested to do so by the County to accommodate any road construction or re-construction.

9. Applicant agrees that buried road crossings on all County Major Collector (CMC) Roads, all paved roads, and any other road crossing designated at the time of application and noted hereon, shall be bored or jacked under the roadway. Plans for boring or jacking at each crossing shall be submitted to the County Road Superintendent for approval prior to construction.

10. Applicant agrees to provide to the County Global Positioning System data on the location of said facilities upon completion, collected by the following process: Data collection must be completed with a Global Positioning System (GPS) receiver capable of sub-meter data collection. Location data collected by GPS must be corrected, either with post processing (differential correction from a reliable base) or real-time differential correction. Data must be collected in the NAD83 coordinate system, with locations (points) collected in geographic (latitude, longitude) coordinates. These coordinates must be in decimal degrees (not degrees, minutes, seconds) calculated to 6 decimal places.

11. Applicant agrees to provide the above requested GPS data to Stark County within 120 days of approval of permit or Stark County will collect the data and charge the cost to the company receiving the permit. If an extension of time is needed, applicant must get specific written permission from the Board of County Commissioners.

12. All buried utilities including pipelines, power lines, telephone lines and water lines must be set back a minimum of 100 feet from the centerline of all section lines and county roads unless perpendicular to said road or section line, or as approved by the Board of County Commissioners. All pipelines must be set back 200 feet from water bodies or unoccupied buildings, or as approved by the Board of County Commissioners.

13. Maps (see additional requirements below) shall be CAD generated drawings based on field survey, showing ties to section corners, section lines, and other features as deemed necessary by the County. Hand drawn maps or sketches are not acceptable.

**ADDITIONAL REQUIREMENTS:** The following information must be included with the application before a permit will be approved and issued:

1. A map indicating the route, and county roads or right of ways intended for use by Applicant, and location of gas plants, compressor stations, substations, or other facilities, if any.

2. Name and address of the contractor, including their ND contractor license number.

3. Name of contractor bonding company and bond or insurance number
4. Copies of all easements or letters of consent obtained from adjacent private landowners.
5. Proposed commencement date \_\_\_\_\_ and completion date \_\_\_\_\_;
6. Size of line or facility (diameter, kV, etc.): \_\_\_\_\_.
7. For pipelines, indicate the length of pipeline within Stark County. In addition, please indicate if the pipeline will extend beyond Stark County.
8. This application shall be accompanied by a \$250.00 fee per crossing and \$200.00 fee per mile for utility crossing permits. (See Fee Schedule)

The Stark County Road Representative will review this application and will either approve it as submitted or require a public hearing before the Stark County Planning and Zoning Commission. Commission approval is only to the extent the County has legal rights to and does not affect the obligations of the Applicant to any other landowner or holders of legal rights.

Applicant

Signature \_\_\_\_\_ Title \_\_\_\_\_

Approved by the Road Representative, Stark County, Dickinson, North Dakota this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_

Stark County of North Dakota

Stark County Road Department Representative

Attest:

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STARK COUNTY, North Dakota

ROAD CROSSING/RIGHT-OF-WAY ENCROACHMENT/PIPELINE/UTILITY PERMIT 9/4/2025