

**BEFORE THE COUNTY COMMISSIONERS FOR
BECKHAM COUNTY, OKLAHOMA**

**APPLICATION TO WORK WITHIN BECKHAM COUNTY HIGHWAY
SYSTEM, RIGHT OF WAY (ENTRANCE)**

1. Full legal name, address, telephone number, and facsimile number of applicant:

Applicant Name: _____
Address: _____
Telephone Number: _____
Facsimile Number: _____

2. Full legal name, telephone number, and facsimile number of Applicant's contact person at the address set forth in # 1 above:

Contact Person: _____
Telephone Number and Extension: _____
Facsimile Number: _____
Emergency Number for Contact Person: _____

3. Full legal name, address, telephone number, and name of contact person of the parent company of Applicant:

Name: _____
Address: _____
Telephone Number: _____
Contact Person: _____

4. Full legal name, address, and telephone number of the Registered Service Agent in Oklahoma for the Applicant:

Name: _____
Address: _____
Telephone Number: _____

5. The proposed utility work will be located within the following legal description and County Road designation (Section, Township, Range, E-W# or N-S#):

6. With regard to actual construction within the right-of-way, provide the following information:

A. Name, address, and telephone number of this construction contractor:

Name: _____
Address: _____
Telephone Number: _____

B. Detailed construction plan including all work to be performed within the County right-of-way:

C. Proposed start date: _____

D. Estimated cost of utility work: \$ _____

7. Applicant, for itself and its parent company, understands and agrees that if the Permit is granted it shall also be subject to the following special limitations, which are hereby incorporated into the Permit by this reference:

A. Boring and Depth:

There will be no boring allowed in right of ways at road crossings or driveways for temporary steel and aluminum lines.

B. Relocation:

Applicant, upon 30 days written notice, agrees to relocate utilities should it interfere with County construction or maintenance.

C. Notice to Commissioners:

Applicant shall provide 5 days notice to Commissioners of the move-in date for construction or maintenance of utilities. Such notice shall be given by written letter addressed as follows:

**Beckham County Commissioners
P. O. Box 67
Sayre, Oklahoma 73662**

The applicant shall also notify the County Commissioners by phone of the construction start date at the following number: **580-928-2457**

D. Entrance Construction Notice to Commissioners:

Adequate and safe entrance on county road shall be at the discretion of the County Commissioner of that district and Commissioner shall be contacted no less than 5 days prior to start date of construction project. Notification by phone shall be given to the following Commissioners:

**District # 1 Carl Don Campbell
District # 2 Tate Finnell
District # 3 Johnny Davis
Commissioners Courthouse 580-928-2457**

E. Notices to Applicant:

Any and all notices required to be sent hereunder to Applicant may be sent to the address as set forth in # 1 above.

F. Compliance with State and Federal Law:

Applicant warrants that it is, and at all times during the pendency of the permit shall be in full compliance with all state and federal laws governing Applicant's utility work.

G. Change in Ownership

Applicant and its successors and assigns shall furnish notice to Commissioners of any change in ownership of its utility system, or any part thereof, or of any change in the controlling ownership of the capital stock or other such ownership interest relating to the utility system located in the County, and shall within 30 days of such change, provide Commissioners with the name of such new owner, its address, telephone number, contact person, and the effective date of such change of ownership.

H. Other Requirements:

The granting of the permit may be subject to additional requirements as set forth in the permit itself. Failure to abide to rules of condition of Beckham County Right of Way permit will be considered a breach of contract, resulting in ceasing of work. The previous approved permit will be declared null and void. A new permit will need to be submitted for approval or denial by the Beckham County Commissioners before work can resume or continue.

I. Damages and Indemnification:

Applicant shall pay, defend, hold harmless, and indemnify the County Commissioners and the County they represent for and/or from any loss, expense, cost, charge, damage, claim or attorney fees resulting from the construction, operation, and maintenance, or lack thereof, of utilities contemplated hereby or resulting from any breach of the conditions, warranties, and special limitations of the applicant and the permit.

J. Fees:

This Application must be submitted to the County Commissioners for approval by the Board of County Commissioners along with a fee of \$1,000 per entrance made payable to the County Treasurer of Beckham County.

K. Incorporation of Terms and Conditions:

Upon the approval of the Application by the County Commissioners, the Permit set out herein shall be granted, subject to the full compliance with the terms and conditions of the Application and any special requests set forth in the Permit.

L. Successors and Assigns:

The terms and conditions hereof shall be binding upon the successors and assigns of the Applicant.

This application is dated this _____ day of _____, 20____, and the undersigned does hereby attest to the accuracy of the information contained herein and submitted herewith.

Full Legal Name of Applicant

By: _____

Title: _____

STATE OF _____, }

}

SS

COUNTY OF _____, }

Before me, the undersigned, a Notary Public in and for said County and State on the _____ day of _____, 20____, personally appeared _____, to me known to be the identical person who signed the name of the maker thereof to the within and foregoing instrument as its authorized agent and acknowledged to me that he executed the same at his free and voluntary act and deed, and as the free and voluntary act and deed of said company, for the uses and purposed therein set forth.

Given under my hand and seal of office the day and year last above written.

Notary Public

(SEAL)

My Commission Expires:

PERMIT APPROVED

The undersigned County Commissioners do hereby grant right-of-way access for utility work described in the Application herein above set forth, provided that the same shall be subject to the terms and conditions of the Application incorporated herein by this reference. This permit is also subject to the following additional requirements:

Executed and accepted this _____ day of _____, 20_____.

Board of County Commissioners

By: _____
Chairman

ATTEST:

Member

County Clerk

Member

Agreed and accepted this _____ day of _____, 20_____.

APPLICANT

By: _____

Title: _____

PERMIT DENIED

The undersigned County Commissioners do hereby deny the Application herein above set forth for the following reasons:

Executed and accepted this _____ day of _____, 20____.

Board of County Commissioners

By: _____
Chairman

ATTEST:

Member

County Clerk

Member