

AGREEMENT FOR USE AND RESTORATION OF CONTRACTOR'S HAUL ROAD

File No. \_\_\_\_\_

WHEREAS, \_\_\_\_\_ (contractor) has contracted the construction of Highway Project No. \_\_\_\_\_ in Deuel County, and

WHEREAS, \_\_\_\_\_ (hereinafter referred to as the Contractor), in order to construct said project, finds it necessary or desirable to utilize a portion of Deuel County Road \_\_\_\_\_ for conveyance of construction equipment and project materials, and

WHEREAS, the maintenance of the proposed route which is to be used as a haul road is the responsibility of the DEUEL COUNTY HIGHWAY DEPARTMENT and

WHEREAS, an inspection of the proposed route to be so utilized has been made and the inspection team has determined and recorded the existing condition of the haul road, including the width of sub grade, type, thickness and width of surfacing material in-place and type, size location and condition of drainage structures as well as other highway appurtenances on form DOT-45 Appendage, and

WHEREAS, authorized representatives of the DEUEL COUNTY HIGHWAY DEPARTMENT and the Contractor having made said inspection and recorded the existing condition of the haul road have all signed the inspection report (DOT-45 Appendage), agreeing to the conditions stated therein,

NOW, THEREFORE, in consideration of the premises, the mutual individual covenants and any and all other requirements, agreements and covenants, all as hereinafter more fully set forth, the parties hereto agree as follows:

That, the portion of County Road \_\_\_\_\_ as shown on page two of this sheet is that portion which is planned for use as a haul road, and

That, satisfactory maintenance of said haul road as determined by the Highway Superintendent, during the period when hauling operations are in progress will be the responsibility of the Contractor, and

That, after use of said highway as a haul road for the purposes herein set forth, the Contractor hereby agrees to restore said highway roadbed and highway appurtenances to the condition, as reported in the haul Road Inspection Report and to the satisfaction of the Highway Superintendent.

IN WITNESS WHEREOF, the said parties hereto have caused this agreement to be signed by their respective and duly authorized officers on the \_\_\_\_\_ day of \_\_\_\_\_ 20\_\_\_\_\_

By \_\_\_\_\_ Contractor's Authorized Representative

By \_\_\_\_\_ Authorized Representative (Gov. Agency)

DEUEL COUNTY HIGHWAY DEPT.

By: \_\_\_\_\_

Title: \_\_\_\_\_

Title: \_\_\_\_\_

Representing: \_\_\_\_\_ (Contractor)