

**Codington County Highway Department  
Agreement  
For Use And Restoration Of Haul Road**

Agreement No. \_\_\_\_\_ Dated \_\_\_\_\_

WHEREAS, \_\_\_\_\_ ( herein after referred to as *The Permittee*) has requested authorization to use Codington County Road(s) numbered \_\_\_\_\_, beginning \_\_\_\_\_, and ending \_\_\_\_\_, to haul equipment and materials. Start date \_\_\_\_\_ Completion date \_\_\_\_\_.

WHEREAS, in order to complete said project it may become necessary for the Permittee to utilize a portion of The Codington County Highway System for the conveyance of construction equipment and materials to the project site, and

WHEREAS, the Permittee, or his assignee, shall restore that portion of said highway system to the condition that existed immediately prior to it's use, and

WHEREAS, the Permittee agrees to maintain said highway in a safe condition satisfactory to the Highway Superintendent, or his Designee. Such maintenance shall include repair of potholes, repair of soft spots, replacement of gravel, repair of culverts, removal of debris, regular blading, dust control, and proper signing.

WHEREAS, an inspection of the proposed haul route to be utilized will be made not more than thirty days prior to initiation of it's use as a haul route, at which time an inspection team consisting of an authorized representative of the Permittee and The Codington County Highway Department will determine and record the existing condition of said route, including the type, thickness, and width of surfacing material in place, condition of culverts, ditches and bridges. After completion of said inspection, the authorized representatives of the Permittee and The Codington County Highway Department shall sign the inspection report agreeing to the conditions stated therein.

NOW THEREFORE, in consideration of the requirements herein stated, the undersigned parties hereto agree as follows:

NOW THEREFORE, that portion of the Codington County Highway System described above is a segment of The Codington County Highway System, and is maintained by The Codington County Highway Department, and is that segment that is proposed for use as a haul road; that such use is hereby granted provided that Permittee comply with applicable South Dakota law and regulations and with such conditions, regulations, and restrictions as established by The Coppington County Highway Superintendent; and that after use herein stated, the Permittee hereby agrees to restore, immediately after stated use, to the satisfaction of The Codington County Highway Superintendent or his Designee, said highway to the condition as stated in The Haul Road Inspection Report. The Permittee's failure to comply with applicable South Dakota law and regulations or with the conditions, regulations and restrictions as established by The Codington County Highway Superintendent will result in the permitted use being immediately withdrawn.

IN WITNESS HEREOF, the said parties hereto have caused this agreement to be signed by their respective and duly authorized officers.

Permittee \_\_\_\_\_

By \_\_\_\_\_

Title \_\_\_\_\_

Address \_\_\_\_\_

Codington County Highway Department

\_\_\_\_\_  
Superintendent of Highways  
1201 10th St NW  
Watertown, South Dakota 57201  
605-882-6271

