



# Noble County Highway Department



1118 E. MAIN STREET  
ALBION, INDIANA 46701  
TELEPHONE (260) 636-2124  
FAX (260) 636-2542  
E-MAIL: highway@nobleco.us

## Noble County Utility Permit

Permit No.: \_\_\_\_\_

ROW Width: \_\_\_\_\_

\_\_\_\_\_  
(Company Name)

\_\_\_\_\_, Indiana

Date: \_\_\_\_\_ Phone: \_\_\_\_\_

Work Order No.: \_\_\_\_\_

To the Honorable Board of the Commissioners of Noble County:

We hereby make application for permission to install cable, pedestals, underground conduits or poles with fixtures and/or attachments as will be necessary and proper to be done along and adjacent to the following Noble County Road/Roads and Location as described:

County Road Name / Number: \_\_\_\_\_

Between (closest intersection roads): \_\_\_\_\_

Subdivision Name and Lot Number (if applicable): \_\_\_\_\_

List a full detailed description of work to be performed including. (Location, distance, direction, starting point and distance measurement from nearest intersections. Also list distance of buried cable and/or bores.)

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

TWP./SEC. # \_\_\_\_\_ Residence's Name: \_\_\_\_\_

Address: \_\_\_\_\_

The purpose of such work is as follows: \_\_\_\_\_ Bore \_\_\_\_\_ Trench \_\_\_\_\_ Poles \_\_\_\_\_ Other \_\_\_\_\_

\_\_\_\_\_ Bury in ROW: \_\_\_\_\_ North Side \_\_\_\_\_ South Side \_\_\_\_\_ East Side \_\_\_\_\_ West Side \_\_\_\_\_ Other \_\_\_\_\_

Please list exact service work being done.: \_\_\_\_\_

## Requirements:

1. All cable work is to be done within two (2) feet from the edge of the Right of Way. All poles, pedestals, warning signs or other objects must be placed within two (2) feet from the edge of the Right of Way. All buried utilities must be placed at a minimum depth of 30 inches below surface. Buried utility lines cannot be placed in the roadside ditch. All bores and/or trenches must be placed at a minimum depth of 48 inches below edge of pavement.
2. Applicant is to provide detailed plans for the proposed work, which show the project's location, depth of trench, length of buried lines and type of road surface to be cut along with all other applicable data. The distance from the nearest intersection must be listed for each road bore. A depth chart (vertical profile) must be shown on each plan sheet. **Any plans submitted without vertical information will not be accepted.**
3. If this application for permit is granted we hereby agree to replace the disturbed portion of the highway adjacent right-of-way to its original condition and to backfill any trench or opening by thoroughly tamping the backfilling in layers not to exceed four (4) inches in depth and to repair the disturbed surface to a smooth and uniform condition that is compliant with the Noble County Highway Construction Standards. Once complete, the Highway Inspector or a representative of the Highway Department must approve the work.
4. We further agree to assume all responsibility for any injury or damage to person(s) and property resulting directly or indirectly from the work contemplated in this application.
5. We further agree to notify the Noble County Highway Department in writing five (5) days in advance of the time of the beginning of the work covered by this permit. Furthermore, we will notify the Highway Department by phone 24 hours before the start of the work at 260-636-2124.
6. We verify by this agreement that there are no fiber optic utility lines located or to be placed within the boundaries of this work zone. If fiber optic lines are located within this area, they will be identified and highlighted on the attached plans. If fiber optic lines are to be placed, additional information may be required before an approval will be considered.
7. We, to the extent permitted by law, agree to indemnify and hold Noble County harmless from and against any and all claims, demands, suits, actions, causes of action, liabilities, losses, damages, payments, penalties, costs and expenses, including attorneys' fees, and settlements of every kind, arising subsequent to the execution of this permit and relating to property damage, injury to or death of any person, or any environmental damage or remediation associated with the work listed in this application.
8. We understand and agree to file the Hold Harmless Agreement attached here within.
9. We understand Noble County's Conditional Approval, which is defined by the following: The County's right to use the right-of-way is by easement and not by ownership. Therefore, our approval will be only with respect to the applicant's interference with the County's right to use the right-of-way. The County's approval will not relieve the applicant of the responsibility of obtaining the adjoining titleholders permission to use the right-of-way.

10. Three (3) complete sets of each permit application and drawings accompany this permit.
11. A fee of \$100.00 (one hundred dollars) will be charged at the time of permit application for any utility wishing to locate their facilities within the Noble County Highway Right of Way. An additional fee of \$500.00 (five hundred dollars) will be charged for each road cut on a paved or sealed road. All payments will be made by money order, cashier's check or personal check at the discretion of the Noble County Highway Department. Cash will not be accepted. Returned checks will incur a fee of \$35.00 (thirty-five dollars.)
12. Any utility that damages or installs unpermitted facilities in the highway or highway right of way will be fined \$500.00 (five hundred dollars) and will be additionally fined liquidated damages at a rate of \$500.00 (five hundred dollars) per day until either the damages are repaired and/or the facility is permitted or removed. Special exemption for this rule shall be made for emergency situation, but only if the Noble County Highway is informed beforehand and a Highway Representative is on hand to oversee operations.

Signature: \_\_\_\_\_

Company: \_\_\_\_\_

Name: \_\_\_\_\_

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

Address: \_\_\_\_\_

Phone number: \_\_\_\_\_ Fax: \_\_\_\_\_

*Permission granted on behalf of the Noble County Board of Commissioners by:*

\_\_\_\_\_  
Noble County Highway Department

Date: \_\_\_\_\_

NOBLE COUNTY HIGHWAY  
UTILITY PERMIT  
HOLD HARMLESS AGREEMENT

In consideration of the usage of Noble County right of way for utility purposes along county highways in Noble County, Indiana, the undersigned official of said utility on behalf of said utility does hereby agree to hold harmless and defend Noble County from any and all liability or responsibility for any damages that may occur to any of the equipment, materials or other property of the utility regardless of the cause.

In the event that the county is required to intersect the utility easement for any purpose the utility will move the easement use as directed by the county at no cost to the county. The county agrees to notify the utility of any intended digging in areas clearly identified as areas where buried materials are located. The execution of this agreement shall be a condition precedent to the issuance of a utility permit by the county.

That the undersigned owners, jointly and severally, indemnify and hold harmless Noble County, the Noble County Highway Department, and all of their agents and representatives from any expenses or liability relating to the granting of Permit # \_\_\_\_\_ to include, but not limited to, hazards and injuries caused by road maintenance, construction, repair and snow removal, and they hereby do so on behalf of themselves, their assigns, agents and heirs.

<hr/> Owner	<hr/> Date	<hr/> Owner	<hr/> Date
<hr/> Printed Name		<hr/> Printed Name	

STATE of INDIANA, COUNTY of NOBLE }

Before me the undersigned personally appeared \_\_\_\_\_  
(Name & Title of Person)

And acknowledged the execution of this instrument this \_\_\_\_ day of \_\_\_\_\_, \_\_\_\_\_.

IN TESTIMONY WHEREOF, I \_\_\_\_\_, (Notary) have hereunto set  
my hand and official seal, this \_\_\_\_\_ day of \_\_\_\_\_, \_\_\_\_\_.

My commission expires on \_\_\_\_\_ 20\_\_\_\_\_.

<hr/> Signature of Notary	<hr/> Printed Name of Notary
---------------------------	------------------------------