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Commissioner District One

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Commissioner District Two

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**OFFICE OF THE BOARD
LOGAN COUNTY COMMISSIONERS**

315 MAIN STREET SUITE 2
STERLING, COLORADO 80751

**SPECIAL MEETING AGENDA
Logan County Board of Commissioners
Logan County Courthouse, 315 Main Street, Sterling, Colorado
Friday, October 28, 2016 - 2:00 p.m.**

**Call to Order
Pledge of Allegiance
Revisions to Agenda
Consent Agenda**

Unfinished Business

Consideration of the approval of an agreement between Logan County and Pawnee Ridge Homeowners Association and the issuance of ROW Permit #2016-9, for use of the county right-of-way under CR 37 for construction of a de-watering pipeline.

**New Business
Other Business
Miscellaneous Business/Announcements**

The next regular business meeting will be scheduled for Tuesday, November 1, 2016, at 9:00 a.m. at the Logan County Courthouse.

**Executive Session as Needed
Adjournment**

Name: Pawnee Ridge Homeowners Assn.
Address: E2SE4 24-5-53 and W2SW4 19-8-52
Row Permit # 2016-9

AGREEMENT TO USE LOGAN COUNTY RIGHT OF WAY
INDIVIDUAL PERMIT

THIS AGREEMENT made this (County fills in) 25 day of Oct., 2016, by and between the County of Logan, State of Colorado, hereinafter called "County", and Pawnee Ridge Homeowners Assoc the undersigned easement holder or landowner, hereinafter called "Applicant".

WHEREAS, Applicant owns the following described premises, or has an easement on, over or through said premises, to-wit (legal description): E2SE4 24-8-53 and
W2SW4 19-8-52; and

WHEREAS, Applicant desires to install and construct a DE-WATERING PIPELINE, which will be located (Circle One) along, bore under, or trench across CR 37, to benefit the above described premises; and

WHEREAS, the County is willing to allow such installation and construction by Applicant, but only upon the terms and covenants contained herein.

NOW, THEREFORE, in consideration of paying the County the sum of \$100.00 or \$200.00 and keeping of the terms and covenants contained herein, the parties agree as follows:

- Applicant agrees to furnish the County in writing in advance of installation the exact location and dimensions of said installation and construction.
- Buried installations must be at no less than 48 inches below the lowest level of any borrow ditch paralleling the County Road and an "Individual permit" must be submitted for each instance.
- Applicant shall have the right to install and construct _____, described above, in the right of way of _____, but such installation and construction shall be done only in the following manner. All work within the county ROW shall be performed only during regular business hours of the Logan County Road & Bridge Department to enable supervision and inspection of the work.
- All work authorized by this Agreement shall be completed no later than March 31, 2017.
- It is understood that no paved or oil-surfaced road shall be cut and will be crossed by boring only. For other roads and crossings of County property after installation, Applicant shall restore the surface to the same condition as existed prior to such construction.
- All cost and expense of installation, construction, maintenance, removal, or replacement is to be paid by the Applicant.
- The traveling public must be protected during this installation with proper warning signs or signals both day and night. Warning signs and signals shall be installed by and at the expense of Applicant.

PAWNEE HOMEOWNERS
Dewatering Project ROW 2016-9
E2SE4 Section 24-8-53 and
W2SW4 Section 19-8-52

Name: Pawnee Ridge Homeowners Assn
Address: E2SE4 24-5-53 and W2SW4 19-8-52
Row Permit # 2016-9

Applicant hereby releases the County from any liability for damages caused by said bore whether caused by employees or equipment of the County, or others, at any time. Further, Applicant agrees to protect, save and hold harmless, and indemnify the County from and against all liability, loss, damages, personal injuries or expenses suffered by or imposed against the County by reason of the construction, installation or maintenance of the above described improvement.

No perpetual easement or right of way is granted by this instrument and should Applicant's use of said right-of-way interfere with the County's use, or intended use of said right-of-way, Applicant will remove or relocate the same upon demand of the County. Applicant shall pay all costs of such removal or relocation.

This Agreement shall be a covenant running with the above-described real property and shall be binding upon the parties hereto, their heirs, successors, personal representatives, and assigns.

Other Provisions: ① Cottonwoods, Inc ⑧ Sterling Irrigation Ditch Company

Owner #1

Printed name

① David Hammer

⑤ Glenn Thum

Signature

Owner #2

see attached

Printed Name

② David Ball

③ Dennis Boren

⑥ Sandy St. John.

Signature

④ Alan Gentz

Individual Right-of-Way Permit Applicant:

Pawnee Ridge Homeowners Assoc. by Sanford St. John

Printed name

X Sanford St John

Signature

Address: _____

Application Fee Paid _____

Date _____

Signed at Sterling, Colorado the day and year first above written.

THE BOARD OF COUNTY COMMISSIONERS
LOGAN COUNTY, COLORADO

Rocky Samber (Aye) (Nay)

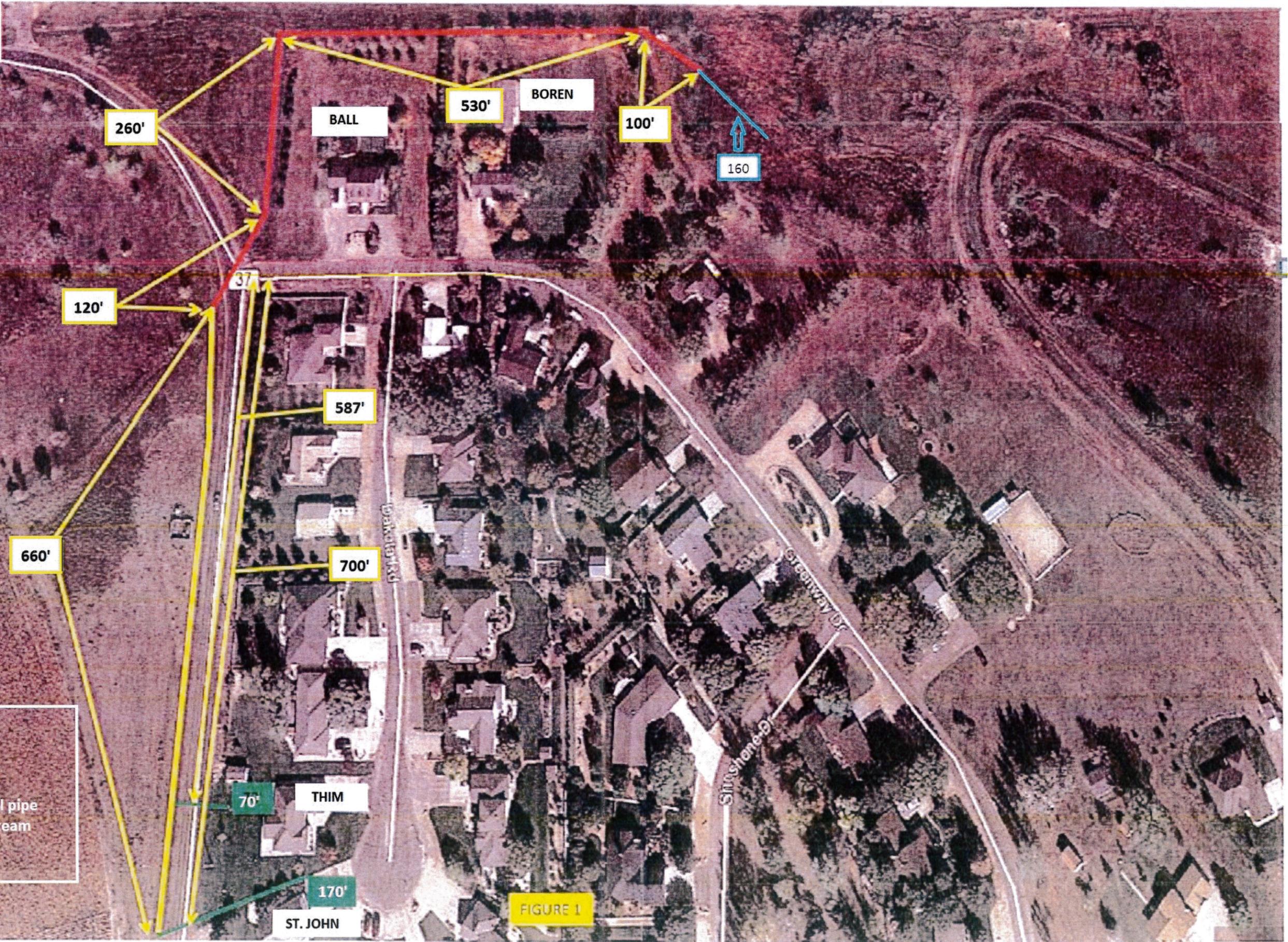
Gene Meisner (Aye) (Nay)

David G Donaldson (Aye) (Nay)

Rev. 5/2015

PAWNEE HOMEOWNERS
Dewatering Project ROW 2016-9
E2SE4 Section 24-8-53 and
W2SW4 Section 19-8-52

PAWNEE RIDGE
HOMEOWNERS
DE-WATERING CUP 230



Green = 4" Bore
Yellow = Trench
Red = 6" Bore
Blue = 6" additional pipe
to live stream

FIGURE 1