

OFFICIAL RECORD

Requested By:  
DAVID TROUTNER

Douglas County - NV  
Werner Christen - Recorder

Page: 1 Of 4 Fee: 17.00  
BK-0705 PG-10131 RPTT: 0.00



Assessor's Parcel Number: 1219-15-002-043

Recording Requested By:

✓ Name: David V. Troutner

Address: 879 Foothill Rd.

City/State/Zip Gardnerville, NV  
89460

Real Property Transfer Tax: \_\_\_\_\_

Drive-way permit  
(Title of Document)

This page added to provide additional information required by NRS 111.312 Sections 1-2. (Additional recording fee applies)

*This cover page must be typed or legibly hand printed.*

Fee	<u>\$50.00</u>	Permit No.	<u>88022</u>
Milepost	<u>SR 206 DO 4.24</u>	District	<u>II</u>
District No.:	<u>88022-5</u>		
Applicant:	<u>DAVID TROUTNER</u>		
Type of Work:	<u>REMOVE APPROACH, CONSTRUCT TYPE 5 APPROACH</u>		
	<u>APPROACH</u>	WO#	<u>20151233</u>

FOR DEPARTMENT USE ONLY

APPLICATION AND PERMIT FOR OCCUPANCY OF  
 NEVADA DEPARTMENT OF TRANSPORTATION RIGHT-OF-WAY  
 (Under the provisions of NRS 408.423, 408.210 and NAC 408)

1. Location where excavation, construction, installation and/or occupancy is proposed

SR 206 879 Foothill Rd.  
 Local name of highway Street address or nearest cross street

2. Describe in detail the type and scope of work; capacity or size of facility; stages and time frame for development; scheduled dates for start and completion. Attach 4 sets of detailed plans or drawings.

Construct a type 5 rural driveway approach at the above address for a single family dwelling. Construction is planned to begin July/August 2005 and be completed within thirty (30) days.

3. PERMITTEE hereby acknowledges that he has read and received a copy of the specific Terms and Conditions Relating to Right-of-Way Occupancy Permits issued by the State of Nevada Department of Transportation, and accepts said terms and conditions and any additional terms and conditions stated in this permit.

4. SPECIFIC TERMS AND CONDITIONS APPURTENANT TO THIS PERMIT ARE LISTED ON PAGE 2.

5. THE PERMIT SHALL BE SIGNED AND RETURNED TO THE DISTRICT OFFICE

David Troutner  
 Name of PERMITTEE (Type or Print)

David Troutner  
 Signature of PERMITTEE

879 Foothill Rd.  
 Address

Owner  
 Title

Gardnerville NV 89460  
 City, State, Zip

23 May 2005  
 Date of Application

(775) 265-0281 ( ) same  
 Phone No. Fax No.

APN 1219-15-002-043  
 Permittee's I.D. No. or Parcel No.



## ADDITIONAL TERMS AND CONDITIONS

1. At HES "X1" 231+80 (SR 206, Foothill Road, DO 4.20) right remove existing approach and construct an NDOT Type 5 approach at HES "X1" 234+05 (SR 206, Foothill Road, DO 4.24) right in accordance with plan sheet 1 dated 6-7-2005 and NDOT standard plans.
2. The new Type 5 approach shall serve as access for two single-family residential parcels.
3. There is an active NDOT contract in this area. All work must be coordinated with the NDOT Resident Engineer, Ed Cockerill of Harris and Associates, at (775) 265-6001. No pavement cuts or trenching will be allowed after the NDOT project has re-surfaced this section of roadway.
4. PERMITTEE agrees to indemnify, defend and save harmless the State of Nevada and its officers, agents, and employees against any and all liability, loss, damage, cost, and expense which it or they may incur, suffer, or be required to pay by reason of death, disease, or bodily injury to any person or persons, or injury to, destruction of, or loss of use of any property, including property belonging to the State of Nevada, arising out of or incident to activities contemplated by this permit, and proximately caused, in whole or in part, by any act or omission of the PERMITTEE, or its contractors, agents, or the employees of any one or all of them, or by the officers, agents, or employees of the State of Nevada, unless it is established by the PERMITTEE that the proximate cause was the willful misconduct or gross negligence of the officers, agents, or employees of the State of Nevada. Costs and expenses will include but are not limited to, the amount of the judgment, court costs, litigation expenses, expert witnesses fees, and reasonable attorney fees.
5. It shall be understood by PERMITTEE that this approach may sometime in the future be reduced to a right-in/right-out only configuration. By commencing work under this permit, PERMITTEE agrees to accept this condition and also agrees to not hold the Department of Transportation responsible for any costs or damages that may result from this change. PERMITTEE shall have this encroachment permit recorded through the County Records Office. A conformed copy shall be returned to NDOT.
6. PERMITTEE shall attend a field pre-construction meeting with an NDOT inspector prior to the anticipated beginning of construction.
7. PERMITTEE shall contact the permit office at 775-834-8330 two (2) working days prior to construction and two (2) working days prior to any lane closures on the State's Right-of-Way.

### TRAFFIC CONTROL AND SAFETY

8. All traffic control shall conform to the "Manual on Uniform Traffic Control Device," chapter 6, and 2005 Nevada Standard Plans. Traffic shall not be impacted more than 20 minutes.
9. All Category 1 & 2 Traffic Control Devices used on NDOT roadways shall be National Cooperative Highway Research Program (NCHRP) Report 350 compliant. PERMITTEE and/or contractor shall have manufacturer's certificates of compliance available at the project site.
10. All traffic control devices are subject to being rated by the Permit Inspector for conformance to the current American Traffic Safety Services Association (ATSSA) publication "Quality Standards for Work Zone Traffic Control Devices" which is available from the American Safety Services Association, 5440 Jefferson Davis Highway, Fredericksburg, VA 22407, Phone: (703) 898-5400. Any device determined by the Inspector to not meet these quality standards shall be replaced with an acceptable device.

(Continued on page 3)

Initial  
Date

TOW  
7.13.05



PERMITTEE: David Troutner

PERMIT NO. 88022

DISTRICT NO. 88022-5

(Continued from page 2)

11. No work shall be allowed in the NDOT Right of Way from 6:00 am the working day before a holiday thru 7:00 pm the working day after a holiday unless prior written approval has been given by NDOT.
12. All vertical drop-offs 3" or greater that are within clear zone shall be protected by an NDOT approved method.
13. Any deviation from the attached NDOT Standard Traffic Control Plans shall require prior written acceptance by NDOT District II. **PERMITTEE shall submit all requests and plans to the District II Permits Office.**

#### CONSTRUCTION PRACTICES

14. All work within NDOT's right-of-way shall be in compliance with the Americans with Disabilities Act (ADA).
15. All work within NDOT's right-of-way shall conform to the *State of Nevada Department of Transportation Standard Specifications for Road and Bridge Construction*, 2001 Edition and the *State of Nevada Department of Transportation Standard Plans for Road and Bridge Construction*, 2005 Edition.
16. A complete permit package including NDOT accepted traffic control plans shall be available at the job site at all times during construction. All contractors and subcontractors connected with work on this project shall have a complete copy of this permit with NDOT approved plans at the site at all times or the work will be closed down until a copy is made available.

#### SITE MAINTENANCE DURING CONSTRUCTION

17. PERMITTEE shall be responsible for maintaining the integrity of the roadway surface. Dust, dirt, mud, gravel, etc. carried onto the roadway surface shall be cleaned off on a regular basis (at least once a day or as requested by NDOT personnel). Failure to comply may result in the Nevada Department of Transportation having the roadway cleaned and the cost for the clean-up billed to PERMITTEE.
18. PERMITTEE shall return all highway appurtenances disturbed or destroyed to a condition equal to or better than the original and in accordance with NDOT Standard Plans and Specifications.
19. PERMITTEE shall remove large rocks (4" or larger) unearthed during construction from the surface of the right-of-way area. The rocks shall be disposed by burying in approved locations or use as riprap in approved drainage locations.
20. PERMITTEE shall not store equipment, materials or spoils in NDOT right-of-way outside of normal working hours.

This Right-of-Way Occupancy Permit is granted to the PERMITTEE in accordance with the provisions of Chapter 408 N.R.S. and subject to the TERMS AND CONDITIONS stipulated to perform the work described.

Dated this 13th day of JULY, 2005

STATE OF NEVADA, DEPARTMENT OF TRANSPORTATION

By DM Denise M. Inda P.E.  
Director or District Engineer

