

18

DOC # 0696818  
03/12/2007 12:37 PM Deputy: SD

**OFFICIAL RECORD**

Requested By:  
KERI SHEERIN

Douglas County - NV  
Werner Christen - Recorder

Page: 1 Of 5 Fee: 18.00  
BK-0307 PG- 3169 RPTT: 0.00



Assessor's Parcel Number: 1022-17-002-012

**Recording Requested By:**

✓ Name: Chris Sheerin

Address: 1365 Delores Way

City/State/Zip Gardnerville, NV 89460

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

Permit NDOT RIGHT-OF-WAY / Access Approach  
3599 HWY 208

\_\_\_\_\_  
(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 50.00	Permit No. 92459
Milepost SR 208 (DO 1.17)	District II
District No.: 92459-6	
Applicant: Job's Peak Project Services	
Type of Work: Construct type 2B approach for agriculture & field access only.	

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

3599 HWY 208  
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.

REQUEST TO INSTALL TYPE 2B  
APPROACH ON HWY 208.

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.

JOB'S PEAK PROJECT SERVICES  
Name of PERMITTEE (Type or Print)

Chris Ahearn  
Signature of PERMITTEE 775 230 8519

1365 DELARES WAY  
Address

MANAGER MEMBER  
Title Phone No.

GARDNERVILLE NV 89460  
City, State, Zip

23 MAR 06  
Date of Application

(775) 782 8470 (775) 783 0785  
Phone No. Fax No.

APN 1022-12-002-012  
Permittee's I.D. No. or Parcel No.

NDOT  
035 001  
Rev. 10/03



BK- 0307  
PG- 3170

## ADDITIONAL TERMS AND CONDITIONS

1. On SR 208 at HES "P" 71+78 (DO 1.17), construct NDOT Type 2B approach. Construction shall be as per attached construction plans dated 12/05 and NDOT Standard Plans.
2. **The approach permitted here shall be used for agricultural land and field access only. In the event that the PERMITTEE chooses to construct buildings for commercial enterprise or any other purpose at this location, this permit will be revoked, and the PERMITTEE will be required to apply for a new Category IV permit and meet all requirements associated with that type of permit at the time of application. Additionally, the approach permitted here shall not be used for public access.**
3. **In the event the right-of-way encumbered by this permitted encroachment is needed for future highway purposes, PERMITTEE agrees to modify, adjust, remove, or relocate the encroachment authorized herein to accommodate the highway need at no cost to the Department.**
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 Recorders Office. A conformed copy shall be returned to NDOT.
6. 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

7. 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.
8. 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.
9. 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

(Continued on page 3)

Initial  
Date

*AL*  
*4/18/07*



0696818 Page: 3 Of 5 03/12/2007

BK- 0307  
PG- 3171

(Continued from page 2)

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.

10. The hours of work will be from 7:00 a.m. to 3:30 p.m., daily, Monday through Friday.
11. No work shall be allowed in the NDOT Right of Way from 6:00 am the working day before a holiday and or holiday weekend thru 7:00 pm the working day after a holiday unless prior written approval has been given by NDOT.
12. No lane closures will be allowed the working day before, during, and the working day after scheduled special events without prior authorization from NDOT. Requests shall be submitted in writing to the District II Permits Office.
13. The hours of work for any lane closures shall be 9:00 am to 3:00 pm, daily, Monday through Friday. Lane closures require two (2) working days prior notification and accepted traffic control plan.
14. PERMITTEE shall include "SHOULDER WORK AHEAD" signs as a part of their traffic control plan.
15. 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.**
16. The work of setting up and tearing down traffic control devices as required shall be completed each day within the hours specified on the permit and/or on the approved traffic control plan. All traffic control devices shall be completely removed from the roadway and sidewalk at the end of the work period.
17. All vertical drop-offs 3" or greater that are within clear zone shall be protected by an NDOT approved method.

**CONSTRUCTION PRACTICES**

18. All work within NDOT's right-of-way shall be in compliance with the Americans with Disabilities Act (ADA).
19. 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*.
20. **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**

(Continued on page 4)

Initial  
Date

*[Signature]*  
4/18/07

PERMITTEE: Job's Peak Project Services

PERMIT NO. 92459

DISTRICT NO. 92459-6

(Continued from page 3)

**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.**

**21. NO PAVEMENT SHALL BE CUT.**

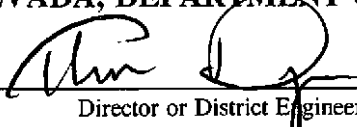
**SITE MAINTENANCE DURING CONSTRUCTION**

22. 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.
23. 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.
24. 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 13<sup>th</sup> day of April, 20 06

**STATE OF NEVADA, DEPARTMENT OF TRANSPORTATION**

By   
Director or District Engineer