

RUSH COUNTY HIGHWAY DEPARTMENT

1352 EAST STATE ROAD 44
RUSHVILLE, INDIANA 46173
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PERMIT NO. _____

DRAIN TILE CROSSING PERMIT

Name of Applicant _____ Phone Number _____

Address _____

Name of Party or Organization Performing Work _____

Road Name _____ Nearest Intersection _____

Location Description _____

Project Description _____

Any maintenance work required as a result of drain tile crossing operations will be the responsibility of the applicant.

REGULATIONS

1. The governing specifications are the Indiana State Highway Specifications and the Rush County Highway Department Regulations.
2. All necessary and reasonable precautions shall be maintained during installation of drain tile to protect the safety of the public.
3. The Rush County road and ditch right of way shall be restored to, at least, their original condition and the roadway ditch shall not be adversely altered.
4. It is unlawful to drain any noisome materials into any County Highway road ditch.
5. A Rush County Highway Supervisor will inspect the completed work for compliance to the governing specifications
6. Rush County shall not be held liable for any lawsuits that may result from the diversion of waters from one property owner to another.
- 7. Applicant is responsible for contacting INDIANA 811 for utility locates. 811 or 1-800-382-5544 before any digging.**
8. Only that land whose natural surface drainage runs to the highway may be drained to that highway.
9. No easement is created by this permit and the right to drain lands into the highway ditch whose natural surface drainage is not to said ditch can not be granted.
10. Written permission from the downstream landowner is required prior to Rush County's granting of this permit.
- 11. All roadway crossings shall be rigid plastic pipe (dual walled tile or schedule 80 PVC or equivalent), steel or aluminum pipe with a minimum length to meet existing right of way.**
12. No additional tile may be added without first obtaining an additional permit from the Rush County Highway Department.
13. All maintenance of the tile shall be the responsibility of the landowner.
14. This permit does not preclude authorization from the provisions of the Wetland Conservation Act or of any other agency.
15. Backfilling the trench through the road section will be done in 1 foot compacted intervals. Backfill must consist of 73's or 53's. No topsoil will be allowed in the road section.

The undersigned hereby certifies:

1. That it shall be the owner's responsibility to make any necessary changes or alterations to the drain tile if Rush County makes improvements or changes on any part of the Right of Way which affect the drain tile. Such drain tile work will be done at no cost whatsoever to Rush County.
2. That a satisfactory drain outlet for agricultural benefit cannot be secured on the upper side of the highway and that projecting said drain to an adequate outlet on the lower side of the highway is feasible;
3. That the undersigned for themselves and their heirs do hereby agree to save and hold the County, and any employee or agent of the County personally, harmless from any and all claims, demands, damages, actions, or causes of action of any kind or nature whatsoever that may or might arise out of the construction and the maintenance of said drain tile.

I accept the terms and conditions of the regulations of the Rush County Highway Department and agree to fully comply with them to the satisfaction of the Rush County Highway Supervisor.

Signed _____ Date _____

AUTHORIZATION OF DRAINAGE CROSSING

In consideration of the information submitted by the applicant and in compliance with the requirements of the County of Rush to implement the provisions of Indiana Statutes 8-1-23-3, the application for the drainage crossing herein described is approved subject to the following conditions:

Downstream Landowner

Date

Upstream Landowner

Date

Rush County Highway Supervisor

Date