Hamilton County Highway Department

Driveway Agreement Form Instructions

-Any incomplete form will not be accepted

-Please fill in all the blanks on the first page.

-Fill in the grantee contact information on Page 2

-A map of the desired location of the driveway must be included.

-Please indicate on the form if you would like the Highway Personnel to install the driveway. The scheduling of the installation will depend on the availability and schedule of department personnel based on other projects planned.

-The Highway Staff will determine if a culvert is needed as well as the circumference of the pipe required.

-Place flags at the location where the desired driveway is being requested.

-Any driveways installed without an agreement with the Highway Department will be removed.

-Any questions, please reach out to the Highway Department office at 402-694-6184, so department staff can assist you.

Thank you

** Driveways:

(1) 1 - 20' culvert for Residential Drives provided Free
(2) 1 - 40' culverts for Farm / Field Drives provided Free

*Additional Culverts or Additional driveways at landowner expense.

HAMILTON COUNTY DRIVEWAY AGREEMENT FORM

This agreement, made and entered into this _____ day of _____, 20___, by and between the County of Hamilton, State of Nebraska, herein called the "County", and _____ of _____, herein called the "Grantee," which expression includes his, her, or their heirs, executors, administrators, agents or assigns where the content so requires or admits, witnesseth,

WHEREAS, the Grantee is preparing to construct a certain driveway entrance within said County of Hamilton, for ingress and egress driveway within said County and desires to construct a portion of said driveway entrance upon and along the right-of-way of certain public roads within said County,

NOW THEREFORE, in consideration of the mutual promises and agreements herein, the County hereby grants to the Grantee the right, under the supervision and direction of the County Highway Superintendent or Assistant, to construct and maintain said driveway entrance from County Road right-of-way and County Road _____ to Grantees property located as follows:

NE_____ SE_____ SW_____ NW___ Quarter Section _____, Township_____, Range_____

It is further understood and agreed that said Grantee will contact "Diggers Hotline" prior to any construction activities and agrees to replace the surface of the roadways which were disturbed in construction of said driveway entrance, and to leave said roadway in as good a condition as existed immediately prior to the installation of said driveway entrance. Appropriate construction signing shall be utilized during the construction of said driveway to warn the motoring public of construction activities. Grantee is responsible for all expenses incurred for the construction and future maintenance of said driveway. Approval of the road to be given by the County Highway Superintendent after the construction of the driveway entrance by the County Highway Superintendent.

The Grantee agrees to indemnify and hold harmless, protect and defend the County and its elected and appointed officials, employees, agents, and representatives against any and all claims, demands, suits, actions, payments and judgments, including any and all costs and expenses connected therewith, legal cost or otherwise, for any damages which may be asserted, claimed, or recovered against or from the County or its insurers, because of personal injury, including bodily injury or death, or on account of property damage, including loss of use thereof, sustained by any person or persons which arises out of, is in any way connected with, or results from any and all work or activity associated with this agreement.

The Grantee also agrees to build the driveway entrance with the size and type of drainage culvert as specified by Hamilton County and to flag location and provide a driveway location map. Culverts will be provided by the County as long as it is for placement in County Right of Way. Please contact the Highway Department office to arrange for a time to pick culvert up.

Grantee contact information:

_____

(name) Email Address

_____

(address) (city) (state) (zip code)

_____ _____

(home phone) (cell phone)

Highway Department Personnel install driveway Yes ☐ No ☐
(Timing of the install will depend on the availability and schedule of Highway Department Personnel)

Culvert Needed: YES ☐ NO ☐ SIZE: _____
(Superintendent determines)

IN WITNESS WHEREOF, this agreement is executed in duplicate the day and year first herein set forth.

COUNTY OF HAMILTON, STATE OF NEBRASKA

BY: _____
(Grantee signature)

BY: _____
(Highway Superintendent)

FINAL APPROVAL AND INSPECTION OF DRIVE AND ROADWAY

BY: _____ DATE: _____

Agreement valid for six (6) months from date of issue. If drive is not constructed within said six (6) month time frame, a new agreement must be entered into or an extension given.

Please mark with flags where you would like driveway to be constructed. Also, include a township map with the location of the desired driveway highlighted.