PLATTE COUNTY
ENCROACHMENT LICENSE

THE **ORIGINAL** OF THIS REQUEST **MUST BE SUBMITTED** TO BE CONSIDERED BY THE PLATTE COUNTY BOARD OF COMMISSIONERS

Date Reviewed: _____ Project: _____

Road: _____

By: _____ Location: _____
Road & Bridge Superintendent

PLATTE COUNTY, acting by and through THE BOARD OF COUNTY COMMISSIONERS, in consideration of the payment of $200.00, hereby grants a license to _____, to construct, maintain, use and operate _____, located in Section _____ Township _____ Range _____, within the right of way of Platte County, acquired for and utilized in the operation and maintenance of a County Road in the locations and positions and in strict accordance with the specifications shown on the print dated _____, attached hereto, marked Exhibit "A", and by this reference specifically made a part hereof and furthermore, if buried, will be at a **minimum depth of thirty-six inches (36") below the lowest elevation in the County right of way**, unless otherwise approved in writing, by the County.

This license is granted upon such expressed terms and conditions as are inserted below, and should the Licensee at any time violate any of the said terms or conditions herein contained or use or attempt to use said facility for any other or different purpose than that above specified, or refuse or fail to comply with any rule or directions of the County Engineer and/or Road & Bridge Superintendent, made by said Engineer and/or Road & Bridge Superintendent under their general supervisory powers of control and supervision of county roads for the use and safety of the general public then the County at its option, may immediately revoke this license.

The foregoing license is subject to the following conditions:

FIRST: **YOU MUST OBTAIN** the landowner(s)' permission to commence work within the described area and have them sign below:

Approved and acknowledged **by Landowner**, _____, this _____ day of _____, 20 _____.

SECOND: The work of construction, altering and maintaining of the Facility shall be prosecuted and completed in a good and workmanlike manner at the sole expense of the Licensee and under the supervision of, and to the satisfaction of, the Platte County Engineer and/or Road & Bridge Superintendent. Such work of construction, alteration and maintenance of the Facility shall be done in such a manner as to interfere in no way with the use, operation and maintenance by the County of a county road for county road purposes, and in such manner as to endanger in no way the general public in its use of said county road right of way.

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THIRD: The said Licensee shall give to the County at least ten (10) days notice, in writing, before entering upon the county road right of way for the purpose of the construction or alteration of the Facility or to make necessary repairs, except in case of genuine emergency requiring immediate repair, then in that event, the Licensee shall notify the County or local maintenance authority via telephone, followed by written notice, and immediately enter upon the county road right of way and make the necessary repairs.

FOURTH: The said Licensee agrees to forever indemnify Platte County, against and save it harmless from all liability for damage to property or injury to or death of person(s), including all costs and expenses incident thereto, arising wholly or in part from or in connection with the existence of, construction, alteration, maintenance, repair, renewal reconstruction, operation, use or removal of the said Facility as it pertains to county road property. Platte County expressly retains all its immunity pursuant to the Constitution and laws of the State of Wyoming. Any dispute concerning this license shall be subject to the sole and exclusive jurisdiction of the State District Court for Platte County, Wyoming.

FIFTH: The County reserves the right to use, occupy and enjoy its right of way for a county road and for county road purposes, in such manner and at such times as it shall desire, the same as if this instrument had not been executed by it. If any such use shall at any time necessitate any change in the location or manner of use of said Facility, or any part thereof, such change or alteration shall be made by the Licensee, at the sole expense of said Licensee, upon the demand of the Platte County Engineer and/or Road & Bridge Superintendent, and neither Platte County nor the State of Wyoming shall be liable to the said Licensee on account thereof, or on account of any damage growing out of any use which the State of Wyoming or Platte County, or either of them, may make of its said right of way.

SIXTH: Platte County shall have the right at any time, for good cause, to revoke this license by the giving of thirty (30) days notice in writing to the said Licensee, and at the expiration of the time limited by said notice, or upon the express revocation of this license for any of the causes enumerated herein, the Licensee shall promptly and in the manner directed by the Platte County Engineer and/or Road & Bridge Superintendent remove said Facility and each and every part thereof, hereby authorized, from the premises of the county road right of way and leave said premises in the same condition in which they were before the installation of said Facility. Upon the refusal or failure of the Licensee so to do, Platte County may remove the Facility and each and every part thereof and restore the county road right of way to the same condition as before the granting of this license, and the said Licensee hereby agrees promptly to pay to Platte County the cost of said removal of the Facility, and each and every part of thereof.

SEVENTH: Platte County for the purposes of this license hereby disclaims any representation or implication that it retains any title in any county road right of way other than a perpetual easement for road purposes for so much land as described by the instrument conveying such easement. The County also acknowledges that it does not have the authority to offer easements and furthermore hereby gives notice that the person or persons seeking an easement or use of a right of way for utilities, services or other purposes, must obtain permission from the legal land owner. The Licensee by these presents accepts notice and agrees that any expenses or damages incurred by the Licensee through the abandonment, removal, reconstruction or alteration of any county road or incurred by said Licensee as a result of this disclaimer shall be borne by said Licensee at no expense whatsoever to Platte County or the State of Wyoming. It shall be also understood that on Access Facility Highways, ingress and egress shall be limited to those locations as designated by the Platte County Commissioners and shown on plans on file in the office of the Platte County Engineer and/or Road & Bridge Superintendent.

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EIGHTH: The waiver of any breach of any of the terms or conditions of this License shall by limited to the act or acts constituting such breach and shall never be construed as being a continuing or permanent waiver of any such term of condition, all of which shall be and remain in full force and effect, as to the future acts or happenings, notwithstanding any such individual waiver or any breach thereof.

No official or employee of Platte County, other than the Platte County Engineer and/or Road & Bridge Superintendent, shall have authority to waive any term or condition herein contained. Any such waiver MUST be in writing to be valid.

IN WITNESS WHEREOF, Platte County, acting on the approval of the County Engineer and/or Road & Bridge Superintendent and through its Board of County Commissioners, has hereby caused this license to be executed on the _____ day of _____, 20 _____.

PLATTE COUNTY, WYOMING
BOARD OF COUNTY COMMISSIONERS

_____
Commissioner

SEAL

Attest: _____
County Clerk

APPLICANT MUST COMPLETE THIS SECTION!

(ALL INCOMPLETE FORMS WILL BE RETURNED TO THE APPLICANT)

The undersigned, the Licensee mentioned in the foregoing License, hereby accepts the same, subject to the terms and conditions contained therein.

Attest: _____ _____
Witness Authorized Official

Title: _____

Company Name: _____

Mailing Address: _____

_____

_____

Contact Number: _____

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EXHIBIT A

This Section to be filled out by Applicant

Name: _____ Address: _____ City: _____ State: _____

Section: _____ Township: _____ Range: _____ Route: _____ Milepost: _____

Is Mailbox turnout required? _____

( ) 1. ACCESS ROAD ENCROACHMENT LICENSE APPLICATION
   a. Provide detailed plat if required by Platte County Road & Bridge Superintendent

( ) 2. OTHER COUNTY ROAD ENCROACHMENT LICENSE APPLICATION
   a. Describe proposed encroachment: _____
   b. Provide detailed plat of proposed encroachment

This Section to be filled out by Platte County

Access Road width if more than 20 feet: _____
Size and length of drainage pipe, if needed: _____
Radius distance if different from minimum: _____
County Road Width: _____
County Road ROW Width: _____

Minimum Specifications

Access Road Width _____ 20 feet
Pipe Diameter if needed _____ 15 inches
Slope _____ 4/1
Radius _____ 20 feet
Cover over pipe in access road _____ 1 foot
Cover over encroachment in borrow pit _____ 3 feet
Location of encroachment parallel to County Road

1. As required by the Platte County Road & Bridge Superintendent

(Revised: June 2026)

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