ADOT

ARIZONA DEPARTMENT OF TRANSPORTATION
INTERMODAL TRANSPORTATION DIVISION
Highway Encroachment Permit Application
(Application for Permission to Use State Highway Right-of-Way)

RECEIVED
PERMITS
JUN 26 2014
2140 WEST HILTON AVENUE
PHOENIX, ARIZONA 85009

FOR ADOT USE

PERMIT NUMBER: _____ ☐ ECS ☐ JPA ☐ Other

ADOT PROJECT NUMBER: P1213537 MILEPOST: _____

ADOT ENGINEERING STATION: _____

Name of Encroachment Owner:	Name of Authorized Agent / Applicant (*If other than the Encroachment Owner*):
Jones Brothers Investments	Same as to the left.
Mailing Address of Owner: 23454 W. Highway 85	Mailing Address:
City: Buckeye	City:
State: AZ Zip: 85326	State: Zip:
Phone: 623 386 4429 - 602-228-6515	Phone:
E-mail address: ron@tomjonesford.org	Legal Relationship to Owner: ☐ Contractor ☐ Sub Contractor ☐ Authorized Employee ☐ Engineer ☐ Attorney ☐ Other:
Name of Local Point of Contact: Ronald Jones	
Phone Number for Local Point of Contact:	E-mail Address:

City (in or near) Buckeye Side of Highway: ☐ N ☑ S ☐ E ☐ W (check one)

Highway Route # Yuma Road Approximately _____ Feet ☐ N ☐ S ☐ E ☐ W (check one) of Milepost # 117.5

Encroachment Owner's Project # or Property Parcel #: 504-18-012G Project Duration : Approximately 6 months

Description of the proposed work or activity in the right-of-way: Roadway improvements for nothern half street of Yuma Road within the ADOT right of way. Improvements consist of sewer main, water main, pavement, curbing, drieway, sidewalk, and signing and marking.

The Encroachment Owner will be the Permittee. By signing this application, the Encroachment Owner and the Owner's Agent acknowledge that the information given and statements made in this application are true and correct to the best of his/her knowledge. The Encroachment Owner agrees as the Permittee to accept the following General Obligations and Responsibilities as described on page 2 of the application. By accepting an approved encroachment permit, the Permittee agrees to the requirements described in the permit, to be responsible for all permit requirements, and to comply with ADOT's requirements as set out in the permit. An approved permit consists of but is not limited to this application and final supporting documentation approved by ADOT, and any requirements set by ADOT. NO WORK SHALL TAKE PLACE INSIDE THE RIGHT OF WAY WITHOUT AN APPROVED PERMIT ON SITE.

RONALD JONES / RJONES 5-16-14

Encroachment Owner (*Print Name and Sign*) **Date**

Authorized Agent or Applicant: *If other than the Encroachment Owner (Print Name and Sign)* **Date**

FOR ADOT USE
PERMIT TO USE STATE HIGHWAY RIGHT-OF-WAY

This application is approved as a permit and a permit is issued to the Permittee. Construction is authorized only for the period indicated below.

Authorized ADOT Name and Signature Authorized ADOT Name and Signature

Issue Date 10/7/2014 Permit work to be complete 4/20/2015

ADOT
Intermodal Transportation

Janice K. Brewer, Governor
John S. Halikowski, Director
Jennifer Toth, State Engineer
Robert Samour, Senior Deputy State Engineer, Operations
Dallas Hammit, Senior Deputy State Engineer, Development

October 7, 2014

Jones Brothers Investments
23454 W. Highway 85
Buckeye., Az. 85326

RE: ADOT PERMIT NO: # 1213537
JBI # 504-18-012G
I-10

Dear Ronald Jones

Before proceeding with the attached permit, please read the specifications and standards which are included as part of your permit.

Permittee shall notify the ADOT Traffic Operations Center, telephone number **602-257-1563**, 48 hours in advance, when encroaching on ADOT ROW. Permittee shall request the use of ADOT permanent Variable Message Sign Board, if applicable.

It is of utmost importance, before starting work within the highway right-of-way, that you use the approved traffic control plan, as it contains changes to the original submittal. It is your responsibility to forward the approved plan to the barricade company.

After reading the permit, if you feel it covers the work you wish to do, and you are ready to pursue the project to its completion please notify your area inspector, Frank Martinez at 602-489-9624, three business days prior to beginning any work.

If work cannot be completed by the expiration date shown on the permit, please submit written justification for a time extension as well as a current insurance certificate naming the State of Arizona and ADOT as additional insured.

If I may be of any further assistance to you, please feel free to contact me at 602-712-7255.

Sincerely,

Dwight D. Loy
Permits Supervisor

I-10/FRANK

NOTICE OF START

FranK Martinez
Phoenix Maintenance
2140 W. Hilton Avenue
Phoenix, Az 85009
Tel: (602) 712-7522
Fax: 602-256-9513

THIS IS TO INFORM YOU THAT ADOT 1213537, WILL BE STARTED:

_____
START DATE

_____
Ronald Jones
Jones brothers Investments
23454 W. Highway 85
Buckeye, Az 85326
623-386-4429

PLEASE FAX THIS NOTICE AT LEAST THREE BUSINESS DAYS PRIOR TO OF START WORK
FAX: 602-256-9513 OR EMAIL FMartinez@azdot.gov

NOTICE OF COMPLETION

Frank Martinez
Phoenix Maintenance
2140 W. Hilton Avenue
Phoenix, Az 85009
Tel: (602) 712-7522
Fax: 602-256-9513

THIS IS TO INFORM YOU THAT ADOT 1213537, HAS BEEN COMPLETED.

COMPLETION DATE: _____

_____
Ronald Jones
Jones brothers Investments
23454 W. Highway 85
Buckeye, Az 85326
623-386-4429

PLEASE FAX THIS TO US WHEN YOU HAVE COMPLETED YOUR WORK FAX: 602-256-9513 OR EMAIL FMartinez@azdot.gov

ACORD

CERTIFICATE OF LIABILITY INSURANCE

DATE (MM/DD/YYYY) 07/08/2014

THIS CERTIFICATE IS ISSUED AS A MATTER OF INFORMATION ONLY AND CONFERS NO RIGHTS UPON THE CERTIFICATE HOLDER. THIS CERTIFICATE DOES NOT AFFIRMATIVELY OR NEGATIVELY AMEND, EXTEND OR ALTER THE COVERAGE AFFORDED BY THE POLICIES BELOW. THIS CERTIFICATE OF INSURANCE DOES NOT CONSTITUTE A CONTRACT BETWEEN THE ISSUING INSURER(S), AUTHORIZED REPRESENTATIVE OR PRODUCER, AND THE CERTIFICATE HOLDER.

IMPORTANT: If the certificate holder is an ADDITIONAL INSURED, the policy(ies) must be endorsed. If SUBROGATION IS WAIVED, subject to the terms and conditions of the policy, certain policies may require an endorsement. A statement on this certificate does not confer rights to the certificate holder in lieu of such endorsement(s).

PRODUCER
FEDERATED MUTUAL INSURANCE COMPANY
HOME OFFICE: P.O. BOX 328
OWATONNA, MN 55060

CONTACT NAME: CLIENT CONTACT CENTER
PHONE (A/C, No, Ext): 888-333-4949 FAX (A/C, No): 507-446-4684
E-MAIL ADDRESS: CLIENTCONTACTCENTER@FEDINS.COM

INSURER(S) AFFORDING COVERAGE	NAIC #
INSURER A: FEDERATED SERVICE INSURANCE COMPANY A+	28304
INSURER B:	
INSURER C:	
INSURER D:	
INSURER E:	
INSURER F:	

INSURED 269-184-8
JONES BROTHERS INVESTMENTS LLC
23454 W US HIGHWAY 85
BUCKEYE, AZ 85326

COVERAGES CERTIFICATE NUMBER: 17 REVISION NUMBER: 2

THIS IS TO CERTIFY THAT THE POLICIES OF INSURANCE LISTED BELOW HAVE BEEN ISSUED TO THE INSURED NAMED ABOVE FOR THE POLICY PERIOD INDICATED. NOTWITHSTANDING ANY REQUIREMENT, TERM OR CONDITION OF ANY CONTRACT OR OTHER DOCUMENT WITH RESPECT TO WHICH THIS CERTIFICATE MAY BE ISSUED OR MAY PERTAIN, THE INSURANCE AFFORDED BY THE POLICIES DESCRIBED HEREIN IS SUBJECT TO ALL THE TERMS, EXCLUSIONS AND CONDITIONS OF SUCH POLICIES. LIMITS SHOWN MAY HAVE BEEN REDUCED BY PAID CLAIMS.

INSR LTR	TYPE OF INSURANCE	ADDL INSR	SUBR WVD	POLICY NUMBER	POLICY EFF (MM/DD/YYYY)	POLICY EXP (MM/DD/YYYY)	LIMITS	
	GENERAL LIABILITY COMMERCIAL GENERAL LIABILITY CLAIMS-MADE OCCUR GEN'L AGGREGATE LIMIT APPLIES PER: POLICY PRO-JECT LOC						EACH OCCURRENCE DAMAGE TO RENTED PREMISES (Ea occurrence) MED EXP (Any one person) PERSONAL & ADV INJURY GENERAL AGGREGATE PRODUCTS - COMP/OP AGG	
	AUTOMOBILE LIABILITY ANY AUTO ALL OWNED AUTOS SCHEDULED AUTOS HIRED AUTOS NON-OWNED AUTOS						COMBINED SINGLE LIMIT (Ea accident) BODILY INJURY (Per person) BODILY INJURY (Per accident) PROPERTY DAMAGE (Per accident)	
A	X UMBRELLA LIAB X OCCUR EXCESS LIAB CLAIMS-MADE DED RETENTION	N	N	9896552	03/01/2014	03/01/2015	EACH OCCURRENCE AGGREGATE	$10,000,000
	WORKERS COMPENSATION AND EMPLOYERS' LIABILITY ANY PROPRIETOR/PARTNER/EXECUTIVE OFFICER/MEMBER EXCLUDED? (Mandatory in NH) If yes, describe under DESCRIPTION OF OPERATIONS below	Y / N N / A					WC STATU-TORY LIMITS OTH-ER E.L. EACH ACCIDENT E.L. DISEASE - EA EMPLOYEE E.L. DISEASE - POLICY LIMIT	
A	GARAGE LIABILITY	Y	Y	9896549	03/01/2014	03/01/2015	AUTO ONLY-EA ACCIDENT OTHER THAN AUTO ONLY - EACH ACCIDENT - AGGREGATE	$500,000 $500,000 $1,000,000

APPROVED
JUL 08 2014
ADOT - ASD
RISK MANAGEMENT

DESCRIPTION OF OPERATIONS / LOCATIONS / VEHICLES (Attach ACORD 101, Additional Remarks Schedule, if more space is required)
SEE ATTACHED PAGE

P1213537

CERTIFICATE HOLDER
269-184-8 17 2
ARIZONA DEPARTMENT OF
2209 W DURANGO ST
PHOENIX, AZ 85009-6556

CANCELLATION
SHOULD ANY OF THE ABOVE DESCRIBED POLICIES BE CANCELLED BEFORE THE EXPIRATION DATE THEREOF, NOTICE WILL BE DELIVERED IN ACCORDANCE WITH THE POLICY PROVISIONS.

AUTHORIZED REPRESENTATIVE

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SPECIFICATIONS PERMIT 1213537

NO WORK SHALL BEGIN PRIOR TO NOTIFICATION OF PROPER AUTHORITIES. NOTIFY AREA INSPECTOR 3 DAYS PRIOR TO START OR WORK AND WITHIN 3 DAYS AFTER COMPLETION FOR FINAL INSPECTION. *FAILURE TO COMPLY WITH THIS REQUIREMENT WILL RESULT IN WORK STOPPAGE*

IN CASE OF THE EVICTION OF LICENSEE BY ANYONE OWNING OR CLAIMING TITLE TO OR ANY INTEREST IN SAID PREMISES, OR ANY PART THEREOF, STATE SHALL NOT BE LIABLE TO LICENSEE FOR ANY DAMAGE OF ANY NATURE WHATSOEVER, OR TO REFUND ANY MONEYS PAID HEREUNDER.

WITH THE ACCEPTANCE OF THIS PERMIT, THE PERMITTEE AGREES TO ALL THE CONDITIONS AS DESCRIBED HEREIN. **IF THE PERMITTEE DOES NOT AGREE TO ALL THE CONDITIONS AS OUTLINED, THE PERMIT MUST BE RETURNED TO THE PHOENIX MAINTENANCE DISTRICT PERMITS OFFICE**. NO WORK WILL BE ALLOWED TO TAKE PLACE INSIDE THE RIGHT OF WAY WITHOUT A VALID PERMIT.

ALL WORK SHALL BE DONE IN ACCORDANCE WITH CURRENT ARIZONA DEPARTMENT OF TRANSPORTATION STANDARD SPECIFICATIONS and work will be inspected by the Department of Transportation.

Each party (as 'indemnitor') agrees to indemnify, defend, and hold harmless the other party (as 'indemnitee') from and against any and all claims, losses, liability,
costs, or expenses (including reasonable attorney's fees) (hereinafter collectively referred to as 'claims') arising out of bodily injury of any person (including death) or property damage but only to the extent that such claims which result in vicarious/derivative liability to the indemnitee, are caused by the act, omission, negligence, misconduct or other fault of the indemnitor, its officer, officials, agents employees, or volunteers.

Survey markers and monuments shall be preserved in their original positions. These monuments include, but are not limited to, Section line monuments, Right of Way markers, roadway monuments, and geodetic control stations established by the USC&GS, NGS, and USGS. Any survey markers or monuments disturbed during the execution of the Permits shall be repaired and/or replaced immediately at no cost to the Department. The relevant standards and procedures established by the Arizona State Board of Technical Registration, Arizona Statutes, the U.S. Department of Interior's Manual of Instructions for the Survey of Public Lands, the National Geodetic Survey's procedures, and Department Right of Way policies shall be adhered to when re-setting survey monuments or markers. The Permittee shall mark and inspect markers and monuments for damage prior to any permitted work. The Permittee shall notify the Department immediately to eliminate liability. Unless otherwise stated by the Department, the Permittee shall not perform any construction activity within five feet of the survey marker or monument.

All landscaping is to be restored to original or better condition and to the satisfaction of the ADOT inspector.

BLUE STAKE PERMIT SPECIFICATIONS:

The permittee is responsible for understanding and complying with the Arizona Revised Statutes Title 40, Chapter 2, Article 6.3 Underground Facilities.

The Permittee shall call the Arizona Blue Stake Center at 602-623-1100 or 811, (2) two working days before excavation is scheduled to commence and shall limit the request to an area that can be reasonably excavated within the validity period of the markings. The permittee shall white line the area of excavation or running line of the installation prior to calling for Blue Stake.

The permittee shall excavate in a "careful and prudent manner" meaning conducting an excavation in such a way that when the excavation is less than or equal to 24" inches from an underground facility that it is marked with stakes or paint or some customary manner, the facility is carefully exposed with hand tools, and the uncovered facility is supported and protected.

The permittee shall, when requested by a representative of the Arizona Department of Transportation, provide mobile traffic control or crash vehicle at permitee's cost to shadow the utility locator while completing the requested utility locate.

The permittee shall assume full responsibility for locating of any underground utilities or other facilities located within the ADOT ROW and will be responsible for any damage. Blue Staking will not relieve the permittee of responsibility or liability for damage to ADOT facilities.

If any underground facility is damaged by the permittee or delegate as a result of failing to obtain information as to it's location, failing to take measures for the protection of the facility or failing to excavate in a careful and prudent manner, the person is liable to the owner of the underground facility for the total cost of the repair of the facility, loss of use, loss of product and all costs associated with the repair of the facility.

The permittee shall place warning tape in all trenches in which new conduit/pipe is placed. All warning tape shall be buried at a depth of six to eight inches below finished grade. The tape shall have the printed message warning of the location of the underground conduits / pipes / wire. The message shall be in permanent ink specifically formulated for prolonged underground use shall bear the words appropriate to the facility. The following are examples and the list is not all inclusive:

"Caution electric line buried below" in black letter on a red background
"Caution gas line buried below" in black letters on yellow background
"Caution Fiber Optic line buried below" in black letter on orange background
"Caution telephone line buried below" in black letters on orange background
"Caution cable television line buried below" in black letter on orange background
"Caution water line buried below" in black letters on a blue background
"Caution sewer line buried below" in black letter on a green background

Permittee shall comply with section 104.15 (Providing Magnetic Detection for Underground Facilities) of the Arizona Department of Transportation Standards & Specifications for Road and Bridge Construction.

Survey markers and monuments shall be preserved in their original positions. These monuments include, but are not limited to, Section line monuments, Right of Way markers, roadway monuments, and geodetic control stations established by the USC&GS, NGS, and USGS. Any survey markers or monuments disturbed during the execution of the Permits shall be repaired and/or replaced immediately at no cost to the Department. The relevant standards and procedures established b y the Arizona State Board of Technical Registration, Arizona Statutes, the U.S. Department of Interior's Manual of Instructions for the Survey of Public Lands, the National Geodetic Survey's procedures, and Department Right of Way policies shall be adhered to when re-setting survey monuments or markers. The Permittee shall mark and inspect markers and monuments for damage prior to any permitted work. The Permittee shall notify the Department immediately to eliminate liability. Unless otherwise

stated by the Department, the Permittee shall not perform any construction activity within five feet of the survey marker or monument.

Permittee shall repair and/or replace any damaged or removed plant material or irrigation system components caused by his portion of work to the satisfaction of the landscape inspector on site. All irrigation lines that will travel under the proposed asphalt paving and/or building must be in proper sleeves. Remote control valve wires shall be labeled and placed in conduit inside sleeves, with splices set in the approved plastic valve boxes at each end of the sleeve/s. The grade shall be re-graded to the original and/or match the adjacent finished grade, with all disturbed granite mulch brought back into place to match the existing.

Upon completion of the work, it is the Permittee's responsibility to certify on the originally submitted plans that the permitted work has been completed as shown.

Pipe shall be jacked and bored beneath all paved areas at a minimum depth of 48". Boring shall begin no closer than 8 feet from edge of pavement. ALL BORE PITS AND RECEIVING PITS SHALL BE ADEQUATELY PROTECTED BY THE USE OF FENCING AND BARRICADES. BORE PITS CLOSER THAN 30 FEET FROM EDGE OF PAVEMENT WILL BE PROTECTED WITH JERSEY BARRICADE AND FENCING.

All bore pits shall be backfilled in layers not to exceed 8" (l00%). The excavated material may be utilized as backfill. If the in place moisture is low, water may have to be uniformly added. The density requirements will be 95% (100%) of the maximum density.

Vertical drops running adjacent to the roadway shall not be left open overnight without proper barricades.

OPEN HOLES SHALL NOT BE LEFT UNATTENDED OR UNPROTECTED AT ANY TIME WHATSOEVER.

Upon completion, the Permittee shall be responsible for seeing that all surplus material has been removed from the Right of Way, the work area has been neatly graded and that no berms, or depressions remain.

The Permittee shall, when requested by a representative of the Arizona Department of Transportation, provide documentation for their materials and testing.

All traffic shall be maintained through the work area and protected in accordance with the requirements of the Manual on Uniform Traffic Control Devices (as revised, including future revisions) and the Department's Traffic Control Manual for Highway Construction and Maintenance (as revised, including future revisions). All signs, placement of signs, and the necessity of using flagmen is the responsibility of the Permittee.

Both publications may be purchased from:

ADOT Records Administration Section - Engineering Records, Room 112F
1655 West Jackson Street - Phoenix, Arizona - 85007.

The ADOT Traffic Control Manual is Publication No. 33-003. The Manual on Uniform Traffic Control Devices is Publication No. 30-001.

NOTE: A MINIMUM OF TWO ADVANCED WARNING SIGNS SHALL BE INSTALLED, ALONG WITH NORMAL BARRICADING.

When work is not in progress all unnecessary signs and supports shall be removed from roadway.

NO VEHICLES/EQUIPMENT MAY BE LEFT IN RIGHT OF WAY WHEN WORK IS NOT IN PROGRESS.

Double fines for speed in work zones. **ALL** TRAFFIC CONTROL SETUPS SHALL INCLUDE THESE SIGNS.

Any traffic control plan revisions **MUST** be submitted a minimum of 10 business days in advance of work activities.

Traffic control plans affecting construction within ADOT right of way **must** be submitted to Bashir Hassan, ADOT's Regional Traffic Engineer for review and approval 10 business days in advance of scheduled construction activities. This will allow adequate time for review or modification of traffic control plans, and also posting on ADOT's road closure report.

Mark Poppe
2140 W. Hilton Avenue
Phoenix, Arizona 85009
602 712 7193 tel
602 712 6983 fax
bhassan@azdot.gov email

HOLIDAY WORK HOURS: NO WORK FROM 12 NOON THURSDAY UNTIL MONDAY IF HOLIDAY FALLS ON FRIDAY OR SATURDAY OR FROM NOON FRIDAY UNTIL TUESDAY IF HOLIDAY FALLS ON SUNDAY OR MONDAY.

The above hours and days may be modified at the discretion of the Resident Engineer.

WORK HOURS: BEGIN TRAFFIC CONTROL SETUP AFTER 9:00 AM TRAFFIC CONTROL MUST BE OFF ROADWAY BY 3:00 PM.

Permittee shall notify the ADOT Traffic Operations Center, telephone number 602-257-1563, 48 hours in advance, for **PRE-APPROVED** lane closures. Permittee shall request the use of ADOT Permanent Variable Message Sign Boards, if applicable.

A COMPLETE COPY OF THE APPROVED PERMIT MUST BE ON THE JOB SITE AT ALL TIMES! FAILURE TO PROVIDE THIS COPY OR COMPLY WITH THE PERMIT SPECIFICATIONS WILL RESULT IN IMMEDIATE TERMINATION OF WORK UNTIL PROOF OF A VALID PERMIT HAS BEEN PROVIDED AND OR SPECIFICATIONS VIOLATIONS HAVE BEEN CORRECTED.

NO EXCEPTIONS!

Please give advance notification to the following three business days before starting work, and also within three days after completion for final inspection.

Dwight D Loy, Supervisor
Phoenix Maintenance District Permits
2140 W. Hilton Avenue
Phoenix, Arizona 85009
Telephone: 602-712-7522
Fax 602-256-9513

Attachment "A"

Archaeological Clearance Notification
Cultural survey specifications and responsibilities:
In accordance with the Arizona State Historic Preservation Act, ADOT must consider the effects of its actions, including the issuance of permits, on historic properties. It is the Permittee's responsibility to obtain documents indicating that the proposed permit would not affect historic properties or, if it would affect such properties, to provide documentation attesting to the mitigation of those effects, prior to beginning excavation work within ADOT Rights of Ways. Such documentation may include concurrence on the effect from the State Historic Preservation Office or a data recovery plan approved by the Arizona State Museum (in the case of mitigative data recovery).

Archaeological Features:
The attention of the Permittee is directed to the Arizona Revised Statutes §41-841 through 846 and §41-861 through 865. Violation of A.R.S §41-841 through 845 is a Class 2 misdemeanor. Violation of A.R.S. §41-861 through 865 can be classified as either a Class 1 misdemeanor or a Class 5 felony.

Section 6(a) of the Federal Archaeological Resources Protection Act of 1979 specifies that no person may excavate, remove, damage or otherwise alter or deface any archaeological resource located on public (Federal) lands or Indian lands unless such activity is pursuant to a permit issued under Section 4 of the Act. Violations of this act are considered a felony, and are punishable by fine and imprisonment.

Although the permittee will be responsible to make every effort prior to construction to identify all cultural resources in a permit area, previously unidentified archaeological materials could be found during the construction of the permit. When historic or archaeological features are encountered or discovered during any activity related to construction of the permit, the permittee shall stop work immediately at that location, and shall take all reasonable steps to secure the preservation of those features.

The permittee shall immediately contact ADOT's Historic Preservation Team, listed below and the ADOT District Permits Office that issued the permit and make arrangements for the proper treatment of such resources. The permittee shall not resume work until he/she is so directed by the Arizona Department of Transportation.

Environmental Planning Group

Lisa Andersen
2140 W Hilton Ave
Phoenix, AZ 85009
Telephone 602-361-3227
landersen@azdot.gov

Attachment "B"

The permittee agrees that they will be liable For, and shall reimburse ADOT for any delay And/or other damages ADOT is required to pay its own contractors or other parties if the encroachment is not installed,

relocated or removed in a timely manner.