

TOWN OF PRESTON PUBLIC WORKS DEPARTMENT  
PERMIT  
(Under Section 136 of the Highway Law)

Upon agreement to the terms set out below, PERMISSION IS HEREBY GRANTED TO \_\_\_\_\_, hereinafter \_\_\_\_\_, referred to as Permittee, having an office at \_\_\_\_\_ County, State of New York, to proceed as set forth and represented in the foregoing application, and at the particular location described therein accordance with the map and plan hereto attached and pursuant to the conditions and regulations, whether general or special, which are hereinafter set forth; all forming a part hereof, to wit:

GENERAL CONDITIONS AND REGULATIONS

1. This permit shall not be assigned or transferred without the written consent of the Town of Preston Highway Superintendent.
2. The work authorized by this permit shall be performed in a manner satisfactory to the Town of Preston Highway Superintendent.
3. The Town of Preston Highway Superintendent shall be given one week's notice by said Permittee of the date when it intends to begin the work authorized by this permit and prompt notice of its completion.
4. This said Permittee shall be responsible for any and all damages of any kind whatsoever including but not limited to those resulting in bodily injury, including death and/or property damage liability due to activities of Permittee, its contractors, subcontractors of either or both, agents or employees in connection with any act or omission hereunder, and does hereby expressly agree to indemnify and save harmless the Town of Preston from any and all responsibility and liability arising out of or resulting from any alleged act or omission hereunder. Such indemnification includes reasonable attorney fees of the Town should a claim be brought and shall apply whether the claim is successful or not.
5. The said Permittee hereby certifies that all persons concerned with actual work under this permit are duly covered by Workers' Compensation Insurance as required by New York State Law.
6. The said Town of Preston Highway Superintendent reserves the right to summarily revoke or annul this permit at any time on either written or oral notice, should the said Permittee, in the sole judgment of the Town of Preston Highway Superintendent, fail to comply with the terms and conditions upon which it is granted. Permittee agrees to immediately stop work in such event except for securing the site and taking necessary safety precautions. In the event of Permittee default the Town of Preston may take an action he deems necessary to protect the highway and public safety, including the temporary seizure of equipment, materials, closure of excavations, erection of barriers and so forth. The Town of Preston Highway Superintendent may undertake