

**APPLICANT’S AUTHORIZATION FOR AGENT  
TO APPLY FOR UTILITY CONSTRUCTION PERMIT**



If granting BLANKET Authorization to submit applications on Applicant’s behalf, check this box:

If BLANKET Authorization, mark N/A.	PERMIT APPLICATION NO.	
	COUNTY	
	CITY	
	STATE ROAD <i>(Name &amp; Number)</i>	
APPLICANT/Authorized Utility Co. Representative:	Company name: Address:	
AGENT/Authorized Design Consultant Representative:	Company name: Address:	

THIS AUTHORIZATION, made this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_, by \_\_\_\_\_, (the “APPLICANT”) for a utility construction permit pursuant to the policies, practices, and procedures of the Delaware Department of Transportation Utilities Manual.

WHEREAS, the APPLICANT is required to obtain a utility construction permit from the State of Delaware, Department of Transportation (the “DEPARTMENT”), in order to occupy the State highway; and

WHEREAS, the APPLICANT wishes to authorize the agent listed above (the “AGENT”) to design and apply for the permit on behalf of the APPLICANT; and

WHEREAS, the APPLICANT requests that the DEPARTMENT allow the AGENT to apply for the permit on behalf of the APPLICANT; and

WHEREAS, as a condition of this AUTHORIZATION, AGENT is required to provide to APPLICANT copies of all correspondence and other documents issued, mailed, emailed or otherwise directed or provided by the DEPARTMENT to the AGENT in connection with the utility construction permit application process. APPLICANT understands that by authorizing AGENT to apply for the utility construction permit on its behalf the DEPARTMENT will not be providing any correspondence or documents directly to APPLICANT related to the utility construction permit; and

WHEREAS, this AUTHORIZATION is limited to the preparation, coordination and

approval of the utility construction permit by AGENT and AGENT is expressly not an authorized construction representative of APPLICANT.

NOW, THEREFORE:

1. The background of this AUTHORIZATION is set forth above forms an integral part of this AUTHORIZATION and is hereby incorporated as if fully set forth herein.
2. The APPLICANT hereby authorizes the AGENT to act on APPLICANT's behalf with respect to the utility permit application process and to do all things necessary to obtain the permit on behalf of the APPLICANT. For the avoidance of doubt, this authorization does not include any construction activities by AGENT on behalf of APPLICANT.
3. The APPLICANT hereby agrees to comply with the requirements outlined in the approved utility construction permit received by AGENT from the DEPARTMENT on APPLICANT'S behalf.
4. The APPLICANT hereby remises, releases, quitclaims and forever discharges the DEPARTMENT, its agents, employees and representatives of and from all suits, damages, claims and demands of any type whatsoever arising against it as a result of granting the utility construction permit to APPLICANT.
5. The AGENT shall be the sole party responsible for providing the APPLICANT contemporaneous updates on the utility construction permit application. The DEPARTMENT will not provide any utility construction permit application updates to the APPLICANT.
6. The APPLICANT understands that this AUTHORIZATION is effective until revoked in writing by the APPLICANT or AGENT, with contemporaneous written notice thereof to the DEPARTMENT which shall be delivered to P.O. Box 778, Dover, DE 19903 attn: Utilities Engineer. The APPLICANT is solely responsible for providing the DEPARTMENT with written notice of any termination of this AUTHORIZATION. Until and unless written notice of termination of this AUTHORIZATION is provided to the DEPARTMENT at the address set forth in the preceding sentence, the DEPARTMENT will treat the AUTHORIZATION as if it is in full force and effect. The DEPARTMENT will not accept oral notice of termination or written notice addressed to any person or address other than that expressly listed in this section.
7. The APPLICANT is responsible for ensuring all requirements are adhered to and all DEPARTMENT specifications are followed when the utility construction permit is constructed whether using personnel employed directly by the APPLICANT or external personnel.
8. The APPLICANT understands and agrees they will be responsible for the coordination of any work associated with the utility construction permit. Following the approval of the utility construction permit by the DEPARTMENT, the DEPARTMENT will no longer communicate with the AGENT regarding the utility construction permit and the AGENT

will no longer authorized to be involved in the DEPARTMENT's utility construction permit and coordination process. IN WITNESS WHEREOF, the APPLICANT has executed or caused to be executed these presents, intending to be legally bound thereby.

By APPLICANT:

*(Authorized representative signature)*

Name: \_\_\_\_\_

Title: \_\_\_\_\_

*(If other than individual applicant)*

Date: \_\_\_\_\_

By AGENT:

*(Authorized representative signature)*

Name: \_\_\_\_\_

Title: \_\_\_\_\_

*(If other than individual agent):*

Date: \_\_\_\_\_