

BENTON COUNTY PUBLIC WORKS DEPARTMENT

OWNER WILL MAINTAIN AGREEMENT

A PROPERTY OWNER/BENTON COUNTY MAINTENANCE AGREEMENT

**A map indicating "Owner Will Maintain" area is required to be attached to this agreement .**

Parcel Number \_\_\_\_\_

Owner Name \_\_\_\_\_ Telephone \_\_\_\_\_

Mailing Address \_\_\_\_\_ Email \_\_\_\_\_

City \_\_\_\_\_ State \_\_\_\_\_ Zip \_\_\_\_\_

Description of "Owner Will Maintain" area:

By submitting this request I hereby understand and agree that:

Benton County WILL NOT apply herbicide, or implement other means, to control weeds at the locations described above and shown on the attached map; and

Benton County tracks the location of areas subject to "Owner Will Maintain" agreements electronically; no signage is required, though beginning and ending signs may be purchased from Benton County for \$10.00 per sign; all signs must be erected and maintained by the owner outside of the County right-of-way; and

The owner shall control all vegetation within the road right of way in a manner consistent with the Benton County Weed Control Program. Failure to control vegetation in an appropriate manner voids this agreement and the property will be returned to the weed control program; and

Benton County reserves the right to take immediate action, without notice, when the owner's failure to maintain the area(s) creates a threat to public safety; and

This agreement automatically expires on December 31, 20 \_\_\_\_ unless earlier terminated by the owner in writing or voided by the County, as above.

Performance under this Agreement is at owner's sole risk and that owner shall indemnify Benton County, its agents and employees, hold them harmless from any and all liability for damages, costs, losses, and expenses resulting from, arising out of, or in any way connected with this Agreement, or from owners failure to perform fully hereunder. Owner further agrees to defend Benton County, its agents and employees, against all suits, actions, or proceedings brought by any third party against them or which owner would be liable hereunder.

\_\_\_\_\_  
Signature of Owner or Authorized Representative

\_\_\_\_\_  
Date

RETURN TO: Benton County Public Works  
PO Box 1001  
Prosser, WA 99350  
Fax: (509) 786-5627

\_\_\_\_\_  
Accepted By:  
County Engineer

Email: PUBLICWORKS@co.benton.wa.us