

RIGHT OF ENTRY/HOLD HARMLESS AGREEMENT

DATE: _____

*Henderson County, NC
USDA Natural Resources Conservation Service
Hurricane Helene — Emergency Watershed Protection (EWP) Program*



RIGHT OF ENTRY PERMIT NO. (Ten-Digit PIN): _____

PROPERTY ADDRESS: _____

Example:

123 Elm St, Anytown, NC 12345

NAME(s) (OWNERS OR OWNERS' AUTHORIZED AGENT):

TELEPHONE NO: _____

EMAIL: _____

RIGHT OF ENTRY: I certify that I am the owner or the owner's authorized agent of the above-described property, and that I have the legal authority to enter into this Agreement. I grant freely and without coercion the right of access and entry to said property to representatives of the United States Department of Agriculture (USDA), Natural Resource Conservation Service (NRCS), *Henderson County, NC*, its agents, contractors (e.g., administrative, engineering, construction services) and subcontractors, to inspect the property for purposes of executing an emergency debris removal and/or bank/slope repair and stabilization project under NRCS Emergency Watershed Protection (EWP) program.

I understand that this Agreement/Permit is not an obligation upon the government to perform or execute any project.

HOLD HARMLESS: I agree to hold harmless the United States Government, USDA, NRCS, *Henderson County, NC*, and any of their agencies, agents, contractors (e.g., administrative, engineering, construction services), and subcontractors, for damages of any type whatsoever (present or future), either to the above-described property and/or any improvements on, or a part of the property, or to persons situated thereon. I release, discharge, and waive any action, either legal or equitable, that might arise by reason of any action of the above entities while performing the emergency debris removal and/or bank/slope repair and stabilization project on the property, and release, discharge, and waive any action, either legal or equitable, that might arise by reason of any future damages that may occur on and around the project site and property. I understand any designed and installed EWP structures are considered temporary emergency measures and are

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not designed to provide permanent protection against future storm events. I understand future storm damages may occur and not be eligible for disaster relief funding. I will mark sewer lines, septic tanks, water lines and utilities located on the property. I will assume all operations and maintenance responsibilities for any EWP structures placed on my property and agree to follow all guidance supplied with technical documents provided.

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DUPLICATION OF BENEFITS: Owner (___ has, ___ has not) and (___ will, ___ will not) receive(d) any compensation for the execution/performance of this project from any other source including Small Business Administration (SBA), Federal Emergency Management agency (FEMA) individual and family grant program or any other public assistance program. Owner understands that all disaster related funding, including that for debris removal, placement and construction of the emergency repairs on private property, is subject to audit.

This Agreement/Permit shall remain in effect for a period of no less than one year from the execution date.

SIGNED: All owners/agents must sign below.

Printed Name (1): _____

Signature: _____

Printed Name (2): _____

Signature: _____

Witness (REQUIRED – Does not have to be a notary public)

Printed Name: _____

Signature: _____