

**INDEMNITY AGREEMENT: INVASIVE SPECIES CONTROL WORK
COMMERCIAL LAWN APPLICATION CONTRACT**

_____, with a mailing address _____,
phone _____ ; email _____ is the owner or agent (hereinafter
referred to as the “Owner”) of property located in _____, _____ County,
New York, which property has a street address of _____
[or other identifier] (hereinafter referred to as the “Property”).

Owner, in consideration of receiving assistance from the Adirondack Park Invasive Plant Program (APIPP) and The Adirondack Chapter of The Nature Conservancy (TNC) in controlling invasive species on the Property, hereby agrees as follows:

Owner agrees to the physical, chemical or biological removal of invasive species from the Property by the Adirondack Park Invasive Plant Program and The Nature Conservancy (including employees, contractors, volunteers), and releases from liability and agrees to hold harmless APIPP and TNC (including employees, contractors and volunteers) from and against any and all claims arising from these invasive species control activities on the Property, whether such activities involve the physical removal of invasive species from the Property, the use of chemical or biologic control activities, or any other activity that the Owner and Town/County mutually choose to employ on the Property.

Owner recognizes that there may be risks associated with all forms of invasive species control activities, and acknowledges that the Town/County has made no representations, express or implied, about any such risks.

Invasive plant control measures using herbicides to treat Japanese Knotweed (*Polygonum cuspidatum*) will include two to five total applications of glyphosate and/or imazapyr: Accord XRT II (EPA Reg. No. 62719-556) or RoundUp Custom (EPA Reg. No. 524-343), and/or Arsenal (EPA Reg. No. 241-346) or Arsenal Powerline (EPA Reg. No. 241-431) by Zachary Simek, NYS Certified Commercial Pesticide Applicator #C5882120; 8 Nature Way, Keene Valley, NY 12943 518-576-2082; NYSDEC Pesticide Business Registration #15356; or by other certified applicators, technicians, or apprentices under his supervision. The approximate date of application is July 20th to Oct 15, 2018. If needed, there may be additional herbicide applications during those dates 2019 to 2023. The property owner or owner’s agent may request the specific date or dates of the application(s) to be provided and, if so requested, the pesticide applicator or business must inform of the specific dates and include that date or dates in the contract. There will be no charge to the owner. There is no guarantee that the control work will be performed. Included with this contract is a list of the pesticides to be applied and any label warnings that are pertinent to the protection of humans, animals or the environment.

Executed on this ____ day of _____, _____.

Property owner or owner’s agent signature: _____

If appropriate:

Pesticide Applicator or Business Signature and Title _____