

RELEASE
for
TREE REMOVAL
within a
COUNTY HIGHWAY RIGHT OF WAY

MADE and CONCLUDED this ____ day of _____, 20 ____, by and between

Name: _____

Address: _____

party(ies) of the first part, and

Herkimer County Department of Highways
313 Third Avenue
Herkimer, New York 13350

party of the second part

Whereas the party of the first part shall permit and allow Herkimer County Department of Highways, its agents, officers, employees and contractors the right and privilege to go upon the land and premise of the party of the first part with vehicles, tools and workmen for the purpose of

REMOVAL OF TREES WITHIN THE HIGHWAY RIGHT OF WAY

Located on _____ in the town(s) of _____
County Route name & number

Whereas, the purposes for removal of trees are including, but not limited to: dead or decaying trees and or branches, imposing safety concerns of the traveling public, highway rehabilitation/reconstruction and maintenance purposes as determined by Herkimer County Department of Highways

Whereas, the party of the first part does hereby release and save harmless Herkimer County Department of Highways, its agents, officers, employees and contractors of and from any damages to existing fixtures, fences, shrubs or ornamental trees or any ground damage incurred during tree removal.

Whereas, the party of the first part will have exclusive first rights to cut timber generated from the tree removal within the highway right of way and their property boundaries. Cut timber will be placed on the land and premise of the party of the first part by Herkimer County Department of Highways. If the party of the first part wishes to decline the cut timber, Herkimer County Department of Highways shall remove said cut timber from the lands and premise of the party of the first part.

In witness whereof, the party(ies) of the first part have set their hand and seal

Owner(s)

Witnessed by: _____
Herkimer County Department of Highways employee