



Mercer County Soil and Water Conservation District

20593 US Hwy. 65 Princeton, MO 64673 Phone (660) 748-3857 ext. 3 Fax (660) 748-4589

MERCER COUNTY SWCD ROOT PLOW USE AGREEMENT

I, the Renter and User of the Root Plow, agree to the following conditions:

RENTAL RATE:

Rental Rate is \$10/day. Payment is due one (1) business day after root plow is returned and inspected for damages. An additional 1.5% per month will be charged if not paid within 30 days. After 90 days, future rental and cost-share will be denied until bill is paid in full.

****IF RENTER FAILS TO RETURN THE EQUIPMENT 2 DAYS AFTER THEIR SCHEDULED RENTAL PERIOD, THEN A RATE OF \$75/DAY PENALTY WILL BE INCURRED UNTIL THE EQUIPMENT IS RETURNED** Initial _____**

DEPOSIT REQUIRED:

A \$200 damage deposit is required before using the Root Plow

****If there is damage, repair cost will be taken out of the deposit and the remainder will be returned to the renter. If the damage is greater than the deposit, Renter will be billed for the balance of the repair cost**. Initial _____**

The deposit check will be held until a board member and/or an employee can check the equipment for damages and the renter has paid the rent and any other necessary fees.

GENERAL CONDITIONS

1. I will use a tractor weighing at least 8,000 lbs with a recommended 80 h.p or larger.
2. I will operate the root plow at slow speeds.
3. All operators will be of 18 years of age or older.
4. I have at least the minimum liability coverage, as required by the state of Missouri, on the vehicle with which I will transport the equipment over public roadways.
5. I will protect the Root Plow against theft while in my possession.
6. District employees can refuse the use of all equipment based on past rental history.
7. **In the event of damage, repairs will be made by an authorized individual approved by the SWCD Board. If the equipment is reserved at the time of damage, the daily rental rate will be charged for all days of lost rental. This is in addition to any repair charges assessed.**

SCHEDULING:

Priority for use of the root plow is given to the person who is ready to use the root plow and has paid the deposit.

MISCELLANEOUS:

1. A 2-foot deep furrow is the goal. Do not attempt the 2-foot depth in one pass, achieve this depth with two passes. Excessive stress may cause equipment damage.
2. **Know the location of all buried hazards (gas, electric, phone, water lines, etc).**
3. Plow approximately 2 feet from the main drip line and at least 15 feet from the main trunks.
4. When root plowing on steep erodible ground, offset the trench every 100 feet so rainwater can't concentrate and for a ditch.

Assumption of Liability and Hold Harmless:

I understand and agree to these conditions and will pay the charges requested by the Mercer County Soil and Water Conservation District.

I assume all risk for injury to myself, or damage to my property, as a result of my use of the root plow.

I will not hold the Mercer County Soil and Water Conservation District or the Natural Resource Conservation Service, their supervisors or employees liable, in any way, for any damages, injury, or losses that in some way result from the use of the root plow.

I accept all liability for injury to others, or damages to the property of others, from my use of the root plow.

I agree to defend, pay on behalf of, and hold Mercer County SWCD, NRCS, its supervisors, employees or agents, harmless from all claims of whatsoever nature or kind arising out of any act, or failure to act, whether or not negligent, in connection with my use of the root plow, and my performance of the terms of this rental agreement.

If legal services of any kind are needed in the collection of a rental bill, the renter will be charged for all fees associated with the collection and payment must be made by either cashiers check or money order.

By signing this rental agreement, I accept all liability for the equipment and any damages to it or others while in my possession.

Agreed to by _____ Date _____ Phone _____

Estimated date/s of use

of days

For Office Use:			
_____ Damage Deposit/Ck. #	_____ Date Received	_____ Received by	_____ Date deposit returned

Remarks-			

Rental Rate: \$10.00/day

Rental Fee: _____

Estimated Damages: _____

Minus Deposit: _____

Balance Due: _____