

# KENMURE PROPERTY OWNERS' ASSOCIATION (KPOA)

## COOPERATIVE AGREEMENT FOR ERADICATION OR CONTROL OF

### KUDZU

This AGREEMENT made and entered into this \_\_\_\_\_ day of \_\_\_\_\_, 20 \_\_\_\_ between the KPOA AND \_\_\_\_\_ PROPERTY OWNER, is for the purpose of cooperatively eradicating or satisfactorily controlling the growth of kudzu within highway/roadway right of way and on the property abutting highway/roadway right of way. The provisions of this AGREEMENT are as follows:

1. The KPOA or its representative, will meet with the PROPERTY OWNER prior to beginning any eradication or control operations to jointly determine the specific location and type of undesirable vegetation to be treated, the kind and rate of herbicide to be used, or the removal by mechanical means, and the special precautions to be taken as stated elsewhere in the AGREEMENT.
2. The KPOA will perform the work on highway/roadway right of way and the owner's property. The KPOA will be responsible for all costs associated with eradication or control within highway/roadway right of way and the owner's property.
3. The PROPERTY OWNER hereby authorizes the KPOA to perform the work upon his property and releases the KPOA from any and all damages to crops, grasses, trees, shrubs and ponds on his property resulting from the application of herbicides by the KPOA.
4. The PROPERTY OWNER shall not spray any vegetation on highway/roadway right of way; further, PROPERTY OWNER agrees to indemnify and save harmless the KPOA from any and all claims resulting from his application of the herbicide used under the terms of this AGREEMENT.
5. VEGETATION TO BE TREATED: Kudzu

LOCATION: \_\_\_\_\_

HERBICIDE TO BE USED BY THE KPOA: Transline      RATE: Not to exceed 21 oz per acre.

SPECIAL PRECAUTIONS: Avoid sprayed area until spray dries. Also, herbicide does not harm most plants, but does damage other plants in the legume, thistle, and composite weed categories.

6. The KPOA in its discretion shall terminate this AGREEMENT when the owner is determined to be in willful violation of the conditions specified in the AGREEMENT.

KENMURE PROPERTY OWNERS' ASSOCIATION (KPOA)

BY: \_\_\_\_\_

PROPERTY OWNER

WITNESS: \_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

ADDRESS

\_\_\_\_\_

CITY AND STATE

\_\_\_\_\_

PHONE NUMBER

Please return this to:

FRED JOHNSON

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