

# Summer Driveway Grading Waiver Agreement

**BETWEEN:** Clear Hills County, a Municipal Corporation  
(hereinafter referred to as the "County")  
OF THE FIRST PART  
-and-

Name: \_\_\_\_\_

Address: \_\_\_\_\_

Phone: \_\_\_\_\_

(hereinafter referred to as the "Resident(s)")  
OF THE SECOND PART

WHEREAS, the "Resident(s)" is the owner, purchaser, or lessee of the following lands:

\_\_\_\_\_

WHEREAS, the Resident(s) desires the County to grade his/her private driveway when County operations permit, at no charge once per summer season and is 65 years of age or older.

NOW, THEREFORE, the County and the Resident(s) agree as follows:

1. The County agrees to grade the private driveway of the Resident(s), however it shall be understood that such grading shall only be undertaken at the discretion of the County and only after the public roads have been graded to the satisfaction of the County.
2. Either party may terminate this waiver by serving Notice of Intent to terminate. Five (5) days notice will be required.
3. The Resident(s) hereby covenants and agrees that he will at all times indemnify and save harmless the County, his servants, contractors, and employees from and against all loss, damage or injury however caused, which may at any time during the continuance of this Waiver occur to any person or the property of any person including the Resident(s).
4. The Resident(s) shall not assign or transfer his interest under this Waiver without first obtaining the written consent of the County.
5. The County shall have the right to refuse to grade any private driveway that in the opinion of the grader contractor, operator or County representative will be hazardous or difficult to grade.

IN WITNESS WHEREOF, this Waiver has been duly executed by the parties hereto on:

\_\_\_\_\_ A.D., 20\_\_\_\_.

SIGNED in the presence of:

\_\_\_\_\_  
WITNESS

\_\_\_\_\_  
OWNER

\_\_\_\_\_  
WITNESS

\_\_\_\_\_  
LEESEE

CLEAR HILLS COUNTY

\_\_\_\_\_  
COUNTY REPRESENTATIVE

Proof of Age: \_\_\_\_\_

Other Comments: \_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_