

WATAUGA SOIL AND WATER CONSERVATION DISTRICT
USER AGREEMENT
KMC CHRISTMAS TREE SPECIAL SUBSOILER
DENNY NORRIS, CHAIR

This prototype subsoiler is provided for demonstration, research, and educational uses in the county by the Watauga Soil and Water District Board. The machine is offered for rental use in Watauga and surrounding counties. The subsoiler, while designed for mountain county Christmas tree growers, may also have benefits for tobacco and produce growers. The machine is designed for use by tractors with either Category I or II hook-up.

The Watauga SWCD agrees to....

1. schedule the use and movement of the machine to make it available to as many landowners as possible
2. coordinate field days and demonstrations to make the public aware of potential benefits of the machine
3. replace parts and make equipment modifications necessary
4. keep records and document benefits and problems related to use of the machine
5. work with KMC and/or other companies on redesigning of this machine and/or companion equipment

The user agrees to the following terms by signing this agreement...

1. The user agrees to assume all liability for injury to himself/herself and/or others when examining, transporting, and using the subsoiler. By signing of this agreement, the Watauga SWCD and its cooperators are hereby released of any liability for any injury/damage to others examining, transporting, or using the subsoiler.
2. User hereby certifies that he has automobile insurance on the towing vehicle to cover any damage/injury caused by the machine during transport.
3. User agrees to use properly the provided towing equipment when transporting the machine.
4. User agrees not to use/transport the machine in a careless or reckless manner.
5. User agrees to use the gauge wheels for safety and proper depth control of the subsoiler and not to turn with the subsoiler shank in the ground.

6. User agrees to use only Grade 5 shear bolts as shear pins. The Watauga SWCD will attempt to provide extras to each user.
7. User agrees to pay \$25.00 per day for use of the machine as well as to pay for damaged parts at the following rates...
 - Shear bolts \$2.00
 - Roll pins .50
 - Transport tongue 250.00
 - Transport wheels 250.00
 - Subsoiler foot 350.00
8. User will grease the fittings (3) before use in the field
9. User will assist the Watauga SWCD in performing necessary repairs and/or maintenance necessary after they have used the machine.
10. User will remove all soil from the machine before it leaves his/her farm and thoroughly wash the parts of the machine that contact the soil with a 9:1 ratio mixture of water to bleach.
11. User will provide his/her own row marker.
12. User will pick up the machine at its last scheduled location or the District office.

I hereby agree to all the above provisions.