

Town of Benson, VT  
Highway Department

AGREEMENT FOR ENTRY POLICY

Agreement for Entry: Limited Release

**This agreement**, made and entered into this \_\_\_\_\_ day of \_\_\_\_\_, 200\_\_ by and between the Town of Benson, VT, acting through its Highway Department and Selectboard, located at xxx Stage Road, Benson, VT (hereinafter “Town of Benson”) and \_\_\_\_\_, of \_\_\_\_\_ (hereinafter “owner”).

**WHEREAS**, the Owner owns certain land and premises in the Town of \_\_\_\_\_, which adjoins \_\_\_\_\_, a Town Highway maintained by the Town of Benson;

**WHEREAS**, the Town of Benson desires, at its own expense, to perform certain work on or for the benefit of the Town Highway (described more particularly below), (hereinafter “the work”), which Work will also be of benefit to the Owner’s property; and

**WHEREAS**, performance of the Work may require the Town of Benson, with its own forces or those of contractors, to enter upon the Owner’s property, in areas outside the existing Town Highway Right-of-Way;

**NOW, THEREFORE**, the parties, intending to be legally bound, hereby agree as follows:

1. **Description of the Work.** The Work will consist of the following:
  
  
  
  
  
  
  
  
  
  
2. **Right of Entry: Limited Release.** The Owner hereby grants the Town of Benson, with its own forces or those of contractors, the right to enter upon the Owner’s Property, with workers and equipment, for the purpose of undertaking the Work, and hereby waives, releases and discharges any claims, whether styled as trespass or otherwise, that may arise from such entry.
  
  
  
  
  
  
  
  
  
  
3. **Retention of Certain Other Rights.** Notwithstanding paragraph 2 of this agreement, the Owner retains the right to assert against the Town of Benson, its contractors, or Other parties any claims that may arise from negligence or omissions during Performance of the Work.

**REQUIRED SIGNATURES ON BACK OF THIS PAGE**

IN PRESENCE OF:

Town of Benson, Vermont  
Highway Department and Selectboard

\_\_\_\_\_  
Witness

BY: \_\_\_\_\_  
Road Foreman

\_\_\_\_\_  
Witness

BY: \_\_\_\_\_  
Chair, Selectboard

IN PRESENCE OF:

\_\_\_\_\_  
Owner

\_\_\_\_\_  
Witness (as to all)

\_\_\_\_\_

Adopted 12/27/07