

RUSSELL COUNTY
REQUEST FOR ACCESS TO GIS DATA

Name of Requesting Party: _____

Address: _____ Zip: _____
(Street) (City) (State)

Phone Number where you can be reached during business hours (opt) _____

K.S.A. 45-220:

“... (b) A public agency may require a written request for inspection of public records but shall not otherwise require a request to be made in any particular form. Except as otherwise provided by subsection (c), a public agency shall not require that a request contain more information than the requester’s name and address and the information necessary to ascertain the records to which the requester desires access and the requester’s right of access to the records. A public agency may require proof of identity of any person requesting access to a public record. No request shall be returned, delayed or denied because of any technicality unless it is impossible to determine the records to which the requester desires access. (c) If access to public records of an agency or the purpose for which the records may be used is limited pursuant to K.S.A. 21-3914 or 45-221, and amendments thereto, the agency may require a person requesting the records or information therein to provide written certification that: (1) The requester has a right of access to the records and the basis of that right; or (2) the requester does not intend to, and will not: (A) Use any list of names or addresses contained in ***or derived*** from the records or information **for the purpose of selling or offering for sale** any property or service to any person listed or to any person who resides at any address listed; or (B) sell, give or otherwise make available to any person any list of names or addresses contained in ***or derived*** from the records or information **for the purpose of allowing that person to sell or offer for sale** any property or service to any person listed or to any person who resides at any address listed...”

Detailed description of the GIS data requested (include list of all attributes to be included):

Form in which you wish to receive records (i.e. digital, photocopies): _____

Method of delivery desired (mail, e-mail, FTP) _____

DISCLAIMER AND LIMIT OF LIABILITY

The GIS data were compiled for Russell County's own internal purposes from records, information and data from various city, county and state offices and other sources, and should be used for reference only. The data is neither a legally recorded map nor a survey, and it is not intended to be used as one. Russell County does not represent that the GIS data can be used for navigational, tracking or any other purpose requiring exact measurement of distance, direction, or precision in the depiction of geographic features. **No representation is made that features presented accurately reflect true location. Neither Russell County nor any other entity from whom data was obtained assumes liability for any errors or omissions herein.**

Because the GIS data is inherently complex and may not be completely free of errors, the undersigned is hereby advised to verify the accuracy, currency and other qualities of any product produced from or in connection with the GIS data (including all maps, reports, displays, and analyses). The undersigned assumes all risks as to the results and performance of the GIS data. The undersigned shall have no remedy against Russell County if the data provided is defective in any way, including but not limited to the recovery of consequential, incidental or indirect damages, punitive damages, or any other damages claimed to be suffered by the user or any third party as a result of use of or inability to use the GIS data, even if advised of the possibility of such damages. Specifically, Russell County is not responsible for any costs including, but not limited to those incurred as a result of lost profits or revenue, loss of use of data, the costs of recovering such programs or data, the cost of any substitute program, claims by third parties, or for other similar costs.

Russell County gives no expressed or implied warranties, representations or conditions of any kind with respect to the GIS data, the GIS data's content, accuracy, currency or completeness, or concerning the results to be obtained from queries or use of the GIS data, including without limitation, implied warranties of merchantability, quality, and fitness for a particular purpose. All GIS data is expressly provided "as is" and with all faults.

The undersigned hereby releases Russell County from all liability, damage, claims, injuries or suits arising from any error, inaccuracy or problem. Furthermore, the undersigned agrees to indemnify and hold harmless Russell County, and its officials and employees, from any and all claims, liability, damages, injuries, and suits, including court costs and reasonable attorney's fees, arising from the use of Russell County GIS Data by the undersigned's employees or assignees, or customers of it.

CERTIFICATION OF USE OF PUBLIC RECORDS OBTAINED FROM RUSSELL COUNTY

(Authorized by K.S.A. 45-220)

I, _____, DO HEREBY CERTIFY THAT I DO NOT INTEND TO, AND WILL NOT; (A) USE ANY LIST OF NAMES OR ADDRESSES CONTAINED IN OR DERIVED FROM PUBLIC RECORDS OF OR INFORMATION FROM RUSSELL COUNTY FOR THE PURPOSE OF SELLING OR OFFERING FOR SALE ANY PROPERTY OR SERVICES TO ANY PERSON LISTED OR ANY PERSON WHO RESIDES AT ANY ADDRESS LISTED; OR (B) SELL, GIVE OR OTHERWISE MAKE AVAILABLE TO ANY PERSON ANY LIST OF NAMES OR ADDRESSES CONTAINED IN OR DERIVED FROM THE RECORDS OF OR INFORMATION FROM RUSSELL COUNTY FOR THE PURPOSE OF ALLOWING THAT PERSON TO SELL OR OFFER FOR SALE ANY PROPERTY OR SERVICE TO ANY PERSON LISTED OR TO ANY PERSON WHO RESIDES AT ANY ADDRESS LISTED, OR (C) VIOLATE IN ANY OTHER WAY THE ABOVE LISTED STATUTE.

SIGNED: _____ DATE: _____

TITLE: (if applicable) _____

COMPANY NAME: (if applicable) _____

Violation of this certification may result in a Class C misdemeanor.

