



HARNEY COUNTY
GIS/Planning Department

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GIS PROJECT
DATA REQUEST FORM 2007

Today's Date _____ Pick Up Date _____
Name: _____
Organization: _____
Address: _____
City, State, Zip: _____
Phone Number: _____

DATA REQUEST: Attach the **Available Data List** with requested datasets checked (✓).
Select the most compatible format for your system.

DATA FORMAT

Shapefile Geodatabase Paper Map Data Table

TRANSFER METHOD

CD-ROM Paper FTP Site e-mail _____

HARNEY COUNTY GIS DATA LICENSING AGREEMENT (TERMS AND CONDITIONS)

This agreement is a license and is made and entered into by and between the LICENSED USER, hereinafter called "USER", and Harney County.

WHEREAS, Harney County is the designer and developer of product(s) specified in the agreement (hereinafter referred to as "PRODUCT") with the right to license and distribute the PRODUCT; and

WHEREAS, the USER is an individual, an organization, a corporation, a government entity or a member of a joint venture who will make lawful use of the PRODUCT in its business activity; and

WHEREAS, the USER desires a license to use the PRODUCT and Harney County desired to grant such a license to the USER for the sole purpose of permitting the USER to use the PRODUCT in its business activity and for no other purpose whatsoever;

NOW, THEREFORE, in consideration of the mutual terms, covenants, and conditions set forth herein, the parties hereto agree as follows:

1. PRODUCT

1.1 Licensed PRODUCT(s). This license applies to the PRODUCT(s) as listed on the reverse side hereof.

1.2 Grant of License. For and in consideration of the USER's covenant to make payments under Section 5 and the performance of the other covenants and obligations of the USER hereunder, Harney County hereby conveys to USER a non-exclusive license to the PRODUCT.

2. USE

2.1 Permitted Use. This license is granted for the sole purpose of permitting the USER to use the PRODUCT in its lawful business activity and for no other purpose whatsoever.

2.2 Restrictions on Use.

(a) Unauthorized Use. USER shall not use the PRODUCT on behalf of any other person or organization (including, but not limited to, networks, timesharing, or multiple CPU arrangements) unless authorized in writing by Harney County.

(b) Copies. USER shall not duplicate the PRODUCT except for the following:

1. USER may make copies of the PRODUCT for protection purposes as long as the USER agrees not to use the backup copy for any purpose other than to replace original data if lost or damaged.

2. USER may translate the PRODUCT into other formats and/or media. These "reformats" shall be subject to the same restrictions as the PRODUCT under this agreement.

2.3 Reserved Rights. Harney County shall retain all rights, title and interest in the PRODUCT, including the right to license the PRODUCT's covered by this license to other USERS.

3. MAINTENANCE OF DIGITAL DATA

3.1 Annual Update. Harney County agrees to supply a data update service for digital data for an additional fee. The data shall consist of one annual update of licensed digital data unless otherwise specified. Harney County will provide updates in its then current format.

3.2 Periodic Update. Harney County agrees to supply updates of the licensed digital data in addition to the annual updates for an additional fee.

3.3 Cancellation. The USER agrees that if the update option is canceled by the USER the update option cannot be resumed.

4. TERM

4.1 The term of this agreement shall not be restricted as to time, except as set forth in 4.2 below, and shall commence the date the agreement is executed.

4.2 The term of the license shall expire at such time as the USER discontinues use of the PRODUCT, unless the USER fails to comply with any of the terms and conditions provided herein at which time the license shall be revoked. The license shall be revoked by Harney County giving written notice of such revocation to the USER.

5. PAYMENT

5.1 Time for Payment. Initial payment of fees shall be made at the time the license is granted or as set forth in 5.2 or 5.3.

5.2 Annual Update Option. The fees for the annual update option are set by Harney County in its published fee schedule. The fees are due and payable annually on the anniversary date of the contract. Harney County will notify USER at least 30 days in advance of the anniversary date of any change in fees for the following year.

5.3 Periodic Update Option. The fees for the periodic update option are due and payable upon receipt of the PRODUCT.

5.4 Unpaid Fees. Any fees remaining unpaid more than 30 days after the date they are due shall be subject to an interest charge of 1% per month until paid.

6. DELIVERY

Harney County shall deliver the PRODUCT to USER pursuant to the following conditions:

(a) Harney County shall package, ship and deliver the PRODUCT to the USER at the address specified in the agreement or a designated alternate address.

(b) Harney County shall not assume any liability for shipment of the PRODUCT.

(c) The carrier shall not be considered an agent of Harney County.

(d) Harney County shall choose the method of delivery in the absence of prior shipping instructions.

(e) Dates specified for delivery of the PRODUCT shall be postponed automatically if Harney County is prevented from meeting those dates by any causes beyond its reasonable control.

7. WARRANTY

7.1 Limited Warranty

(a) Harney County shall use its best efforts to ensure that the PRODUCT is delivered free of physical defect.

(b) Harney County shall have the sole authority to determine whether the PRODUCT, at the time of delivery, was free of physical defect.

(c) Harney County disclaims any other warranties, express or implied, respecting this agreement or the PRODUCT.

7.2 Remedy

(a) USER's sole and exclusive remedy for breach of this limited warranty will be to return the PRODUCT within 60 days of receipt.

(b) Harney County shall, at its discretion, retain the returned PRODUCT and refund the fee for the license, or replace the PRODUCT, or repair the PRODUCT and return it to the USER.

8. ASSIGNMENT AND TRANSFER

USER shall not disclose, lease, sell, distribute, make, transfer or assign the PRODUCT or engage in any other transaction, which has the effect of transferring the right of use or part of the PRODUCT without prior written consent of Harney County.

9. LIABILITY

Harney County shall not be liable for any activity involving the PRODUCT with respect to the following:

(a) Lost profits, lost savings or any other consequential damages.

(b) The fitness of the PRODUCT for a particular purpose.

(c) The installation of the PRODUCT, its use or the results obtained.

(d) Any foreseeable or unforeseeable damages.

10. TERMINATION

10.1 USER Rights. Upon the expiration or revocation of this license, the rights of the USER shall cease.

10.2 Return of the PRODUCT and Copies. The PRODUCT and any copies of the PRODUCT shall be returned to Harney County within 30 days from the date this license expires or immediately if revoked.

11. MISCELLANEOUS

11.1 Applicable Law: Venue. This license shall be constructed and interpreted under and pursuant to the laws of the state of Oregon. The parties agree that venue for any action or claim arising out of or in connection with this license shall be in the Circuit Court for Harney County, Oregon.

11.2 Invalidity. If any term or provision of this license or the application thereof to any person or circumstance shall to any extent be invalid or unenforceable, the remainder of this license shall be valid and enforced as written to the fullest extent permitted by law.

11.3 Entire Agreement. This license contains the entire agreement of the parties hereto with respect to the matters covered hereby, and no other agreement or promise made by any party hereto, which is not contained herein, shall be binding or valid.

11.4 Authority. Persons whose signatures appear as "LICENSED USER" on the reverse represent that they are authorized to do so and represent and warrant that this licensing agreement is a legal, valid and binding obligation and is enforceable in accordance with its terms.

Harney County GIS Data License Agreement

License Number: _____	Date: _____
Contact Person: _____	Phone: _____
Company/Agency: _____	Email: _____
Address: _____	

Product Description	Product Fee
Total:	

This data license agreement is subject to the terms and conditions on page three of this document. In witness whereof, this license is executed on the data set forth under the parties named. The anniversary date of the license shall be the latter of the dates set forth below.

Harney County

Licensed User

GIS Coordinator, Bryce Mertz Date

Name

**Bryce Mertz
 Harney County GIS
 450 N. Buena Vista
 Burns, Or 97720
 (541) 573-8195
 harneygis@co.harney.or.us**

Title

X _____
Signature

Date

CUSTOM REQUESTS

The Harney County GIS Department can take requests for custom maps, data sets, etc. Below please specify the request and be as specific as possible. Please note that upon review of the request, the department reserves the right to deny any or all parts of this request for any reason.

Custom Maps Requested

Title of Map:
Vicinity of Map:
What do you want the map to show?
What GIS layers would you like on the map? (see availability list; also custom layers can be made)
Are any data calculations required?

CUSTOM MAP REQUESTS, SIZE AND COST

Custom Maps

For personal map requests there will be an hourly rate of \$35/ hour with a minimum time of one hour for each request. Additional costs will be calculated for each printed map.

Map Type	Size	Quantity	Cost per Map
<input type="checkbox"/> 2005 Color Air Photo Map	36" x 48"		\$40
<input type="checkbox"/> 2005 Color Air Photo Map	24" x 36"		\$20
<input type="checkbox"/> 2005 Color Air Photo Map	11" x 17"		\$5
<input type="checkbox"/> Harney County, Custom Map	36" x 48"		\$10
<input type="checkbox"/> Harney County, Custom Map	24" x 36"		\$7
<input type="checkbox"/> Harney County, Custom Map	11" x 17"		\$2
<input type="checkbox"/> Harney County, Custom Map	8 ½" x 11"		\$1
<input type="checkbox"/> Property Locator Map	11" x 17"		\$10

AVAILABLE GIS DATA LIST

Themes listed below are available as a shapefile or a Geodatabase.
Mark the box that corresponds to the layer you would like:

Geodatabase Format Stateplane27 Feature Data Set

Data in StatePlane Oregon South, FIPS 3602, NAD 27

- Address**, Annotation FC, Annotation from Taxlot coverage ACSIS# <> 0, Text size 8. Scale 1:3600.
- Address_point**, Point Feature, Created using County Taxlot Layer. Last Edit data 5/13/2005. Joined with AS400 Data Base.
- Centerline**, Arc Feature, created from the Streets in Taxlot poly. Represents County and State Roads. Layer needs to be attributed.
- City_Building**, Point FC, Points of Private Buildings and other landmarks in Burns and Hines. Created from DOQ.
- Citylimits**, Polygon Feature, City limit boundary for the city of Burns and Hines. Created from Township Taxcodepoly. Selected City tax district 1-1 and 30-1.
- CityUGB**, Polygon Feature, Urban Growth Boundary for the city of Burns and Hines.
- Cntyland**, Polygon Feature, Created from Tax Lot coverage ACPCOD = 950, 951, 957. Land owned by Harney County.
- Countyroads**, Polygon Feature, Pulled Roads out of the County Tax Lot Layer.
- Entpzone**, Polygon Feature, Perimeter of Burns, Hines, and Airport District enterprise zone.
- Firehydrants**, Point FC, City of Burns and Hines fire hydrant locations.
- Harney_Parkandrec**, Polygon Feature, County High Desert Park and Recreation District. Attributes include SCHCODE = school code number, ELESCH = elementary school district name, HISCH = high school district name, ACRES = acres, DISTRICT = School District, RECDISTRICT = Recreation District. Created from av-harnco/taxlots. Joinitem taxlots.pat and as400.info download, account number common field. Dissolved on ACAACOD (PROPCODE)
- Harney_Schoolcode**, Polygon Feature, Countywide School Code Boundaries. Attributes include SCHCODE = school code number, ELESCH = elementary school district name, HISCH = high school district name, ACRES = acres, DISTRICT = School District. Created from av-harnco/taxlots. Joinitem taxlots.pat and as400.info download, account number common field. Dissolved on ACAACOD (PROPCODE)
- Harney_Split**, Polygon Feature, County Clerks Split boundaries. Attributes include SCHCODE = school code number, ELESCH = elementary school district name, HISCH = high school district name, ACRES = acres, SPLIT = Clerk Code, DISTRICT = School District, PRECINCT = Voting Precinct, RECDISTRICT = Recreation District, PRECINCTNUM = Precinct

number. Created from av-harnco/taxlots. Joinitem taxlots.pat and as400.info download, account number common field. Dissolved on ACAACOD (PROPCODE)

- LANDFILL**, Polygon Feature, Location of landfill sites in Harney County. Future trench sites added.
- Meander**, Arc Feature, Meander and High Water line around Harney and Malheur Lakes. Selected Taxmaptypes arc 48 and 30.
- Reservation**, Polygon FC, Burns Paiute Tribe with parcels and lot numbers. Screen digitized from DOQ. Created 2003/04/09.
- Rurfirep**, Polygon FC, Perimeter of proposed County rural fire district.
- School_Grounds**, Polygon FC, Harney County School Grounds. Created from Harney Tax Lots.
- Streets**, Arc FC, Burns-Hines area streets. Queried on Tax-maps Taxmapsym = 8 (For public road r/w). Updated missing roads on Reservation and other areas from DOQ. Deleted Roads that are platted on the Tax Maps but do not exist.
- Streets_Harney**, Arc FC, Harney County Community streets. Queried on Tax-maps Taxmapsym = 8 (For public road r/w).
- Streets_Harneylabel**, Point FC, Harney County Community streets labels.
- Streets_Inside**, Annotation FC, Annotation inside streets.
- Streets_Outside**, Annotation FC, Annotation outside streets.
- Streets_Rightaway**, Annotation FC, Annotation platted existing and nonexistent right away.
- Streets_Rightaway**, Arc FC, Burns-Hines area streets. Queried on Tax-maps Taxmapsym = 8 (For public road r/w). Includes Platted existing and nonexistent right away.
- Sub_PP**, Polygon Feature, Harney County Partition Plats and Subdivisions. Incomplete, does not include all plats and subdivisions.
- TaxCode**, Polygon Feature, Countywide taxing code area and school district boundaries. Attributes include *propcode* = 'tax code', *taxdist* = 'taxing code area name', *schcode* = 'school code', *elesch* = 'elementary school district name', and *hisch* = 'high school district name'.
- Taxlots**, Polygon FC, County Taxlot Layer.
- Triballand**, Polygon FC, Tribal Land Allotments. Added allotment numbers.
- Waterline_Burns**, Arc FC, Burns Waterlines.
- Waterline_sym_Burns**, Arc FC, Burns Waterline Symbols.
- ZONING**, Polygon Feature, Land Use Zoning for Harney County, city of Burns, and city of Hines. Attributes include CODE -gives the zoning code, LOCATION- tells the agency, DEFINITION- describes what the code means, VICINITY- gives location name, Edits and Acres.

UTM27 Feature Data Set

Data in UTM meters, zone 11, NAD 27

- Anno_HWY**, Anno FC, 1:195,000 Scale
- Anno_Meadowland**, Anno FC, 1:195,000 Scale. Street Annotation from Meadowlands Font Size 4 with .5 Mask

- Anno_POICounty**, Anno FC, 1:195,000 Scale Annotation from av-burns/gnis. For use with 36x48 map.
- Anno_Road**, Anno FC, 1:195,000 Scale. Annotation from av-burns/rds. Font Size 4 with .5 Mask. For use with County Map.
- Anno_Road_1 Mile**, Anno FC, Road anno scale 1:63,360.
- Byway**, ArcFC, Harney County Byways.
- COMMUNITIES**, Point Feature, Communities in South Eastern Oregon Counties.
- Harnames**, Anno FC, 1:111,000 Scale. Annotation of points of interest in Harney County.
- POI**, Point FC, Location of public buildings and churches within cities of Burns and Hines.
- POICounty**, Anno Feature, Points from av-burns/gnis. Use AV-Burns for Master. For use with 36x48 County map.
- Huntunits**, Polygon FC, ODF&W Hunting Units. Original coverage from ODFW Website 09/28/2003. Changes made by Harney County. Changes done in Geodatabase Based on Av-Burns\RDS 24K Coverage.

Coverage Format

Data in UTM meters, zone 11, NAD 27 unless otherwise noted.

- ASA**, Polygon Feature, Harney County Ambulance Service Area. Designed for use in conjunction with POLICE and FIRE911 coverages for the State Emergency Management Network map project.
- BNSWATERVALVE**, Point Feature, City of Burns water-valve locations. Points Collected by Chris Raider with a Geo Explorer Two. Dates collected 01/30/03 to 04/16/03.
- BRIDGES**, Point Feature, Locations of bridges (coordinate data from ODOT) in Harney County. ODOT data table (bridgedata.dbf) joins to bridges layer using *bridgenum* field.
- CITYCONT10FT**, Arc Feature, Burns-Hines area 10-foot city contour intervals.
- CITYCONT1M**, Arc Feature, Burns-Hines area 1-meter city contour intervals.
- DAIRY**, Point Feature, Potential dairy locations. Intersect avharnco/taxlots and avharnco/dairy to create dairy locations with tax-lot data. Joinitem new dairy coverage with AS-400 Transfers.
- DAIRYSOIL**, Polygon Feature,
- ESSITES**, Point Feature, Location of emergency service providers, includes fire, ambulance and police. Designed for use with the State Emergency Management Network map project.
- FIRE911**, Polygon Feature, Fire protection area responsibilities in Harney County covering cities of Burns and Hines, Rural Fire Protection Associations, and BICC (Burns Interagency Communication Center). Designed for use in conjunction with POLICE and ASA coverages for the State Emergency Management Network map project. To a large extent fire coverage responsibilities are based on land ownership so coverage needs updating with the BLM ownership layer periodically.

- HCPITS**, Polygon Feature, Road Department pits and piles sites. Subj_mms has the name of the site, e.g. ANDERSON VALLEY M.S.' or MAT.S' if it has no name. Sites with an 'OR' number are ODOT sites. Mat is a code for the type of site: SG' = sand & gravel, DS' = decorative stone, R' = rock, ROW' = right of way site, C' = closed.
- HOTSPR**, Point Feature, Hot springs in Harney County originally located by generating a point layer from DOGAMI longitude/latitude data then locations corrected to 1:24,000 scale accuracy through the use of USGS topo image. Attributes include name, temperature, on-site confirmation status.
- POLICE**, Polygon Feature, Police protection Areas in Harney County covering cities of Burns and Hines, County Sheriff, State Police, BLM, Forest Service, Tribes, and Malheur Wildlife Refuge. Designed for use in conjunction with FIRE911 and ASA coverages for the State Emergency Management Network map project. Some police coverage responsibilities are based on land ownership so layer needs updating with the BLM ownership layer periodically.
- POROUTE**, Arc Feature, Rural postal delivery routes for the Burns, Hines, and Princeton Post Offices. Includes rural route number and field for line (travel) direction.
- RRBED**, Arc Feature, Abandoned railroad that ran from Seneca to Hines then SE through Venator and into Malheur County. Screen digitized from USGS topo drg image.
- RWAY**, Polygon Feature, Created from Av-Harnco/taxlots. Selected rightaways (roads) in Burns and Hines.
- SEWERLIN**, Arc Feature, City of Burns waste water system with each line identified as to pipe diameter (inches) and the kind of pipe. Includes clean out locations. Point layer of manhole covers and waste water pump stations within the City.

**Additional data for Harney County is available from the
Burns District BLM GIS office.**

Contact Pam Keller (541) 573-4486

**Bureau of Land Management GIS Data Library,
<http://www.blm.gov/or/gis/index.htm>**

TOTAL COST FOR THIS REQUEST

Section	Cost	Total
<input type="checkbox"/> Custom Requests		
Number of Hours:	_____ @ \$35	
Number of Maps:	_____ @ \$__	
<input type="checkbox"/> Preprinted Maps		
Number of Maps:	_____ @ \$__	
<input type="checkbox"/> Digital Data		
Number of Hours:	_____ @ \$35	
*****	*****	*****
Totals:		

