

DATA DISCLAIMERS

SANDAG

While the data have been tested for accuracy and are properly functioning, SANDAG disclaims any responsibility for the accuracy or correctness of the data.

THE FOREGOING WARRANTY IS EXCLUSIVE AND IN LIEU OF ALL OTHER WARRANTIES OR MERCHANTABILITY, FITNESS FOR PARTICULAR PURPOSE AND/OR ANY OTHER TYPE WHETHER EXPRESSED OR IMPLIED.

In no event shall SANDAG become liable to users of these data, or any other party, for any loss or damages, consequential or otherwise, including but not limited to time, money, or goodwill, arising from the use, operation or modification of the data. In using these data, users further agree to indemnify, defend, and hold harmless SANDAG for any and all liability of any nature arising out of or resulting from the lack of accuracy or correctness of the data, or the use of the data.

To assist SANDAG in the maintenance of the data, users should provide SANDAG, at the address shown below, information concerning errors or discrepancies found in using the data.

SANDAG
Attn: GIS Project Manager
401 "B" Street, Suite 800
San Diego, CA 92101

gismaster@sandag.org

In using the data, users should be aware that these data are generalized and not parcel based, and were created for use in regional planning projects.

Please acknowledge SANDAG as a source when SANDAG data are used in the preparation of reports, papers, publications, maps, and other products.

To ensure that appropriate documentation and data limitations are provided, these databases should not be redistributed to any other parties.

SANGIS

Legal Notice

SanGIS GIS Data End User Use Agreement
and Disclaimer for Data Released to the Public

READ THESE TERMS CAREFULLY BEFORE USING THIS DIGITAL DATA!

Use of the data specifically acknowledges the end user's acceptance of the below terms of use and disclaimer.

A. Definitions

The following words, phrases, or terms shall have the following meaning:

1. "End User" means, without limitation, any natural person, firm, corporation, partnership, business entity of any kind, or local, state, or federal public entity in possession of the data.
2. "The data" or "data" mean the contents of a package of GIS information specifically designed for released to the public

B. General Disclaimer

The data provided are collected from various sources and will change over time without notice. In using the data, users should be aware that some of these data are generalized and were created for use in regional projects. While SanGIS believes the data is accurate and properly functioning, SanGIS disclaims any responsibility for the accuracy or correctness of the data. The data is provided on an "AS IS", "AS AVAILABLE" and "WITH ALL FAULTS" basis. SanGIS makes no warranties, express or implied, including but not limited to any warranties of merchantability or fitness for a particular purpose, nor shall the distribution of this information constitute any warranty.

In no event shall SanGIS become liable to users of these data, or any other party, for any loss or damages, consequential or otherwise, including but not limited to time, money, or goodwill, arising from the use, operation or modification of the data. In using these data, you further agree to indemnify, defend, and hold harmless and release SanGIS for any and all liability of any nature arising out of or resulting from the lack of accuracy or correctness of the data, or the use of the data.

In making this release the user of the data intends to release SanGIS and its agents from any liability of any nature whatsoever for any claim or injury or for damages or equitable or declaratory relief of any kind, whether the claim or any facts on such claim might be based, is known or unknown to the party possessing the claim. The user of the data expressly waives all rights under Section 1542 of the Civil Code of the State of California, which provides:

A general release does not extend to claims which the creditor does not know or suspect to exist in his or her favor at the time of executing the release, which if known by him or her must have materially affected his or her settlement with the debtor.

To facilitate that appropriate documentation and data use limitations are communicated, SanGIS discourages, but does not prohibit, the re-distribution of this data. Although not required by law, it is considered a best practice to properly acknowledge SanGIS as a reference source when SanGIS data are used in the preparation of reports, papers, publications, maps, and other products (as defined in the scope of use in Sections D and E).

C. Specific Disclaimer Against Certain Types of Activities

Without limiting the scope of the above section *B. General Disclaimer*, the following specific disclaimers are set forth as follows:

The data is not fault-tolerant and are not designed, manufactured, or intended for use or resale for use for insurance underwriting, insurance settlements, or insurance adjustment payments nor is it to be used with critical health and safety or online control equipment in hazardous environments that require fail-safe performance, such as in the operation of nuclear facilities, aircraft navigation or communication systems, air traffic control, search and rescue, emergency response, terrorism prevention or response, fire fighting, life support, or weapons systems ("High Risk Activities"). SANGIS SPECIFICALLY DISCLAIMS ANY EXPRESS OR IMPLIED WARRANTY OF FITNESS FOR HIGH RISK ACTIVITIES.

The end user agrees to indemnify, defend, and hold SanGIS, its officers, directors, employees, agents, subcontractors, licensors, successors, and assigns harmless from and against any and all liability, losses, claims, expenses (including attorneys' fees), demands, or damages of any kind, including direct, indirect, special, punitive, incidental, or consequential damages, arising out of or in any way connected with end user or permitting the use by others of Deliverables for High Risk Activities. Delivery of Deliverables does not constitute a waiver of the rights and obligations set forth in this disclaimer.

D. Additional Limitations On Use of the Data

End users should be aware that the data does not meet National Map Accuracy Standards at scales finer than 1:24,000. Any attempt to represent the data at finer scales will introduce positional error. SanGIS shall not be attributed as the source of the data when representing the data at scales below 1:24,000 absolute scale. An exemption to the attribution prohibition is provided to the end user if the GIS data released to them from SanGIS is specifically identified as capable of performing at absolute scales below 1:24,000. UNDER NO CIRCUMSTANCES SHALL THE END USER MODIFY OR ALTER THE SANGIS SOURCE DATA IN ANY WAY AND REDISTRIBUTE IT AS AN ORIGINAL SANGIS PRODUCT. IF THE SANGIS SOURCE DATA IS ALTERED SANGIS MAY BE CITED AS A REFERENCE BUT SHALL NOT BE IDENTIFIED AS THE SOLE DATA SOURCE. Suitable map citation language may include phrases such as, "GIS data derived, modified, reduced, and/or processed from SanGIS downloadable data -

www.sangis.org Copyright SanGIS 2009"

E. Conventions on the Citation of SanGIS Data

End users are encouraged to cite SanGIS with the following Modern Language Association (MLA) 2008 accepted citation format for websites and website content when it is included in reports, papers, publications, and presentations:

<Name of Dataset Author>. "Name of Dataset as downloaded" Name of Organization associated with Author

SanGIS Data Warehouse. <Date the Dataset was Created>. **San Diego Geographic Information Source - JPA**.

<Date Downloaded> <http://www.sangis.org/Download_GIS_Data.htm>.

When unaltered SanGIS data is included in map publications the use of the following disclaimer is also highly encouraged for members of the public and required use by SanGIS staff and SanGIS JPA members:

THIS MAP/DATA IS PROVIDED WITHOUT WARRANTY OF ANY KIND, EITHER EXPRESS OR IMPLIED, INCLUDING BUT NOT LIMITED TO, THE IMPLIED WARRANTIES OF MERCHANTABILITY AND FITNESS FOR A PARTICULAR PURPOSE. Note: This product may contain information from the SANDAG Regional Information System which cannot be reproduced without the written permission of SANDAG. This product may contain information reproduced with permission granted by RAND MCNALLY & COMPANY® to SanGIS. This map is copyrighted by RAND MCNALLY & COMPANY®. It is unlawful to copy or reproduce all or any part thereof, whether for personal use or resale, without the prior, written permission of RAND MCNALLY & COMPANY®.

Copyright SanGIS 2009 - All Rights Reserved.

Full text of this legal notice can be found at: http://www.sangis.org/Legal_Notice.htm

This Agreement shall be construed in accordance with the laws of the United States and the State of California. In any litigation brought to enforce or interpret this Agreement, venue shall rest solely in the County of San Diego, State of California.

Date: July 29, 2009

Resource Conservation District of Greater San Diego County

1. Resource Conservation District of Greater San Diego County (RCDGSDC) is the creator of maps and data using information created by its employees or agents. Data is also obtained and derived from various sources that have their own copyright considerations, requirements, and responsibilities. Copyrights belong to their respective holders.
2. THIS MAP/DATA IS PROVIDED WITHOUT WARRANTY OF ANY KIND, EITHER EXPRESSED OR IMPLIED, INCLUDING BUT NOT LIMITED TO, THE IMPLIED WARRANTIES OF MERCHANTABILITY AND FITNESS FOR A PARTICULAR PURPOSE.
3. Users of this map, data, or information agree to waive RCDGSDC of any liability, loss, or harm arising from the use of said maps.
4. Funding for Fire Safe Council activities and maps provided by National Fire Plan grants from the US Fish and Wildlife Service, US Forest Service and Bureau of Land Management through the California Fire Safe Council. Additional funding for Dead, Dying, and Diseased Tree Removal Program is made possible by the US Forest Service under the authority of the Cooperative Forestry Assistance Act of 1978. Geospatial technology provided by ESRI Conservation Program, American Red Cross, FEMA.
5. Users of any geospatial information provided by RCDGSDC agree to these and all conditions as specified by the respective creators of map data.

US Department of Agriculture

Abstract

This data set contains imagery from the National Agriculture Imagery Program (NAIP). The NAIP acquires digital ortho imagery during the agricultural growing seasons in the continental U.S.. A primary goal of the NAIP program is to enable availability of ortho imagery within one year of acquisition. The NAIP provides two main products: 1 meter ground sample distance (GSD) ortho imagery rectified to a horizontal accuracy within +/- 5 meters of reference digital ortho quarter quads (DOQQ's) from the National Digital Ortho Program (NDOP) or from the National Agriculture Imagery Program (NAIP); 1 meter GSD ortho imagery rectified within +/- 6 meters to true ground. The tiling format of NAIP imagery is based on a 3.75' x 3.75' quarter quadrangle with a 300 meter buffer on all four sides. The NAIP imagery is formatted to the UTM coordinate system using the North American Datum of 1983 (NAD83). The NAIP imagery may contain as much as 10% cloud cover per tile. This file was generated by compressing NAIP imagery that cover the county extent. Two types of compression may be used for NAIP imagery: MrSID and JPEG 2000. Target value for the compression ratio is (15:1).

Purpose

The NAIP imagery is available for distribution within 60 days of the end of a flying season and is intended to provide current information of agricultural conditions in support of USDA farm programs. For USDA Farm Service Agency, the 1 meter GSD product provides an ortho image base for Common Land Unit boundaries and other data sets. The NAIP imagery is generally acquired in projects covering full states in cooperation with state government and other federal agencies who use the imagery for a variety of purposes including land use planning and natural resource assessment. The NAIP is also used for disaster response often providing the most current pre-event imagery.

Data storage and access information

File name: ORTHOS_NAIP_2009_PROJECT_EXTENT

Type of data: Fgdb raster digital data

Location of the data:

- \\server\gis\RCD_GIS.gdb

Data processing environment: Lizardtech Geoexpress Command Line 7.0.0.2052.HEAD

Accessing the data

Data format: Compressed County Mosaic

Network location:

- None

Available media: CD-ROM

Available media: DVD-R

Available media: USB/Firewire/SATA External Hard Drive

Constraints on accessing and using the data

Access constraints: None

Use constraints:

None, **The USDA-FSA Aerial Photography Field Office asks to be credited in derived products.**

If defects are found in the NAIP imagery during the warranty period such as horizontal offsets, replacement imagery may be provided. Imagery containing defects that require the acquisition of new imagery, such as excessive cloud cover, specular reflectance, etc., will not be replaced within a NAIP project year.

Details about this document

Contents last updated: 20100420 at time 16314400

Who completed this document

USDA-FSA Aerial Photography Field Office

mailing and physical address:

2222 West 2300 South

Salt Lake City, Utah 84119-2020

USA

801-844-2922 (voice)

Standards used to create this document

Standard name: Content Standard for Digital Geospatial Metadata

Standard version: FGDC-STD-001-1998

Time convention used in this document: local time

Metadata profiles defining additional information

- ESRI Metadata Profile: <http://www.esri.com/metadata/esriprof80.html>