

Re: RECON data

Dear

Per your request, I have checked with our legal staff and administration regarding release of data generated by RECON (River, Estuary and Coastal Observing Network) for the period of _____ to _____. While it is our policy to provide public access to plotting capabilities of these data, it is the Sanibel-Captiva Conservation Foundation's policy not to authorize the release of these or other data that SCCF (Sanibel-Captiva Conservation Foundation) has not quality reviewed. However, we recognize the value of these data to the management objectives of _____. Therefore, SCCF is willing to share the data with _____ under the following conditions.

- A. Release of the data are for the sole use of _____ and its staff. The imagery and associated data are not to be re-distributed to other entities without the express written permission of SCCF.
- B. Any use of these data in publications, reports, presentations requires co-authorship by SCCF scientists to be determined by the Director of SCCF's Marine Laboratory. In addition, said reporting should be cited as follows, "RECON data provided by SCCF." The RECON data is preliminary in nature and has not been reviewed by the SCCF with respect to accuracy, quality, or completeness.
- C. In accepting these preliminary RECON data, SCCF hereby acknowledges the limitations of these data:
 - I. The RECON data being collected for SCCF as part of a coastal observing system is in preliminary form, subject to change. While we make every effort to provide correct and complete data in the graphs and image summaries, SCCF provides no warranty, expressed or implied, as to the accuracy, reliability or completeness of these preliminary public data. Users are strongly cautioned to consider the provisional nature of the data before using them for decisions that concern personal or public safety or the conduct of business that involves monetary or operational impacts.

Any user accepts and assumes all responsibility of the use of data, with all faults and agrees to hold the SCCF harmless from and against any damage, loss, or liability arising from the use of RECON data provided.

- II. When such information is used the following disclaimer and waiver of liability shall be included and displayed prominently so as to alert any person viewing or using this information:

NOTICE: It is understood that, while the SCCF (Sanibel-Captiva Conservation Foundation) and its suppliers of information have no indication or reason to believe that there are inaccuracies of defects in data collected by RECON, the SCCF and its suppliers make NO REPRESENTATIONS OF ANY KIND, INCLUDING BUT NOT LIMITED TO WARRANTIES OF MERCHANTABILITY OR FITNESS FOR A PARTICULAR USE, NOR ARE ANY SUCH WARRANTIES TO BE IMPLIED, WITH RESPECT TO THE INFORMATION OR DATA, FURNISHED HEREIN.

- III. Any use, display or incorporation of this data shall include the date on which such information was provided.

ACCEPTANCE: I hereby certify that the above stipulations are understood and accepted, and I declare that I am authorized to execute this statement on behalf of the Agency or Company identified below:

Name:

Signature: _____

Agency:

Address:

Telephone:

Date:

Assuming these conditions are acceptable to you , please sign this letter and return the original to me for our files. I am glad that we can assist the _____ on your data needs and hope it is useful to you and your staff.

Sincerely,

Eric Milbrandt, Director
Marine Laboratory, SCCF