

Friends of Upshur County Library

Window to a World of Information



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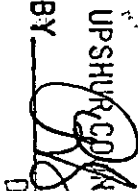
DONATION AGREEMENT

CASH DONATION

BY JAMES AND EMILY HARTNETT

TO

FRIENDS OF UPSHUR COUNTY LIBRARY

FILED
TERRI ROSS
COUNTY CLERK
2019 OCT 15 AM 10:08
UPSHUR COUNTY, TX.
BY  DEPUTY

Friends of Upshur County Library, hereinafter referred to as "Donee," agrees to accept and James and Emily Hartnett, hereinafter referred to as "Donor," agrees to convey the sum of \$50,000 as a cash donation, hereinafter referred to as "Donation," upon the following terms and conditions.

- 1.) Donee will deposit Donation into revenue fund and said funds will be earmarked for the sole use to create and establish the "Donna Owen Spencer Teen Room".
- 2.) Donor hereby authorize the librarian of Upshur County Library to have the exclusive discretion concerning the application and use of these donated funds toward the Donna Owen Spencer Teen Room, as approved by the Upshur County Commissioners Court.
- 3.) Donee will provide Donor with all copies of invoices and packing slips, with proof of Delivery.
- 4.) In the event that funds remain after completing the Donna Owen Spencer Teen Room, those funds will be used to support and operate the Donna Owen Spencer Teen Room. If the project is cancelled or does not begin within 18 months of the donation, any remaining funds will be refunded to James and Emily Hartnett.
- 5.) The Donna Owen Spencer Teen Room will include a plaque or another form of sign, prominently displayed, identifying the room as the Donna Owen Spencer Teen Room.
- 6.) In the event the Donna Owen Spencer Teen Room is eliminated at some point in the future, the Upshur County Library will place a new plaque in another public space in the library with the words, "In Memory of Donna Owen Spencer".

Parties. This contract shall be binding upon and shall inure to the benefit of the parties, i.e., Donee and Donor.

Execution. This offer shall become a binding contract when signed by both Donee and Donor as indicated below. Parties represent that they have taken all steps required by law or otherwise necessary to enter into this transaction and that the individuals executing this agreement and such other documents as may be necessary to effectuate any transactions contemplated by this agreement, have been granted full authority to do so by their respective organizations, and that his or her signature is fully sufficient to bind their respective organization. This contract is executed in signed multiple originals, all of which together constitute one and the same instrument, with a signed original being retained by each party.

Relationship of the Parties. Notwithstanding any provision to the contrary in this Donation Agreement, the parties agree that their relationship with respect to the gift contemplated herein is one of Donor and Donee only, and no provision of this Donation Agreement shall be constructed to create any other type of status or relationship between the parties with respect to such gift.


SIGNED this _____ day of October 2019.

This agreement is ratified and confirmed by James and Emily Hartnett on this _____ day of October, 2019.

Mary L Kirby – President Friends of Upshur County Library



Cynthia E. King, MLIS – Library Director




Todd Tefteller – County Judge

This agreement is ratified and confirmed by James and Emily Hartnett on this ____ day of October, 2019.

James Hartnett Sr.

Emily Hartnett

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