

DONATION AGREEMENT
for
BARGE FOR ARTIFICIAL REEF

THIS DONATION AGREEMENT (the "Agreement") is made and entered into as of this 28th day of January, 2019 (the "Effective Date"), by and between **Manatee County**, a political subdivision of the State of Florida (the "County"), and **Coastal Marine Construction Incorporated**, a Corporation with its principle place of business in Florida ("Donor").

WITNESSETH:

WHEREAS, Donor owns a large steel hulled barge as more particularly described in Section II of this Agreement (as further defined herein, the "Donated Property"); and

WHEREAS, Donor desires to donate the Donated Property for the creation of an artificial reef in Manatee County, Florida; and

WHEREAS, County desires to accept such donation for the creation of an artificial reef in order to encourage biological diversity and productivity by providing hard-bottom substrates and communities which may not otherwise be available; and

WHEREAS, it is in the best interest of the health, safety and welfare of the County, and serves a valid public purpose, for the County and the Donor to enter into this Agreement with the intent to accept the Donated Property from the Donor.

NOW, THEREFORE, for and in consideration of the premises, mutual covenants, agreements, representations and warranties set forth herein, the receipt and sufficiency of which are hereby acknowledged, the parties agree as follows:

I. EXHIBITS INCORPORATED.

This Agreement shall consist of this Agreement and the following attached Exhibits:

Exhibit A: Scope of Work (the "Scope of Work")

Exhibit B: The Department of Army Corps of Engineers Permit SAJ-2016-00590 (the "Permit")

Exhibit C: Notification of Acceptance

Exhibit D: Insurance Requirements

Exhibit E: Notice Contact

Attachment 1-3: Artificial Reef Maps

These Exhibits are attached hereto and are incorporated into this Agreement. In the event

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A Loxley



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