

# Friends of Upshur County Library

Window to a World of Information

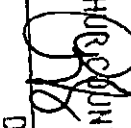


702 W. Tyler Street • Gilmer, Texas 75644 • 903.843.5001

## DONATION AGREEMENT

CASH DONATION

BY JAMES AND EMILY HARTNETT

FILED  
TERRI ROSS  
COUNTY CLERK  
2019 SEP 30 AM 11:10  
UPSHUR COUNTY, TX.  
BY  DEPUTY

TO

FRIENDS OF UPSHUR COUNTY LIBRARY 

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.
- 3.) In the event that funds remain after completing the Donna Owen Spencer Teen Room, proceeds will be refunded to James and Emily Hartnett.

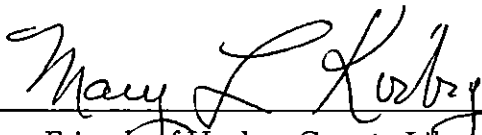
**Parties.** This contract shall be binding upon and shall inure to the benefit of the parties, i.e., Donee and Donor.

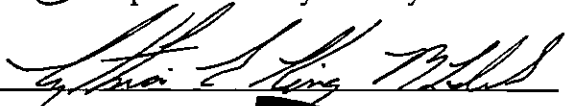
**Execution.** This offer shall become a binding contract when signed by both Donee and Donor as indicated below. Parties represent that they have taken all steps required by law or otherwise necessary to enter into this transaction and that the individuals executing this agreement and such other documents 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 30 day of September 2019.

  
\_\_\_\_\_  
Mary L Kirby – Friends of Upshur County Library President

  
\_\_\_\_\_  
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 \_\_\_\_\_ 2019.

\_\_\_\_\_  
James Hartnett  
\_\_\_\_\_  
Emily Hartnett  
BY \_\_\_\_\_  
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