

- 1.02 The District shall be responsible to pick up the weight equipment from its current location and shall deliver the equipment to the District site.
- 1.03 The District shall accept the weight equipment described in Exhibit “A”, attached hereto and made a part hereof for all purposes, as is, in its current condition.
- 1.04 To the extent permitted by law, the District agrees to hold harmless and release the ABLC and the City of Angleton, their agents, officers, directors, employees, assigns and successors, from any and all loss, damage, suits, judgments, attorneys fees, causes of action of any nature or kind, for loss or damage to property or for injury or death to persons, arising out of, caused by or occurring in any manner from the use of the donated equipment.

II.

This interlocal agreement constitutes the entire agreement between the ABLC and the District. Any oral representations or modifications concerning this agreement shall be of no force or effect except a subsequent modification in writing signed by the ABLC and the District.

III.

Nothing in this Agreement may be construed as creating any personal liability on the part of any officer, director, employee or agent of any public body that may be a party to this Agreement and the parties expressly agree that the execution of this Agreement does not create any personal liability on the part of any officer, director, employee or agent of the ABLC or the City of Angleton.

IV.

The validity, interpretation, and performance of this Agreement shall be governed by the laws of the State of Texas. This Agreement is fully performable and enforceable in Brazoria

County, Texas, wherein venue hereunder shall lie.

IN WITNESS WHEREOF, this instrument has been executed on behalf of ABLC by a duly authorized representative of ABLC and on behalf of the Angleton Independent School District, by a duly authorized representative of the Angleton Independent School District.

ANGLETON BETTER LIVING CORPORATION

BY: _____

J. Patrick Henry, Chairman

Date Signed: _____

ANGLETON INDEPENDENT SCHOOL DISTRICT

BY: _____

Print Name: _____

Date Signed: _____

EXHIBIT "A"

Leg Press

Shoulder Press

Ab / Back Machine

Multipurpose with: Leg Extension / Curl

Butterfly

Chest Press

Lat Pull Down

Seated Row

Tricep Extension

Rowing

Incline Bench

Bench Press

Curl Bench

Assorted Dumbbells

Assorted Plate Weights