

WPI No. 2128033  
Job No. 74000-3603-912  
Fed No. BRO-0002-(83)

### MAINTENANCE AGREEMENT

THIS AGREEMENT, made and entered into this 27<sup>th</sup> day of May, 1997, by and between the STATE OF FLORIDA DEPARTMENT OF TRANSPORTATION, hereinafter called the "DEPARTMENT" and Nassau County, Florida, hereinafter called the "AGENCY".

### WITNESSETH

WHEREAS, the DEPARTMENT is preparing to undertake a project which is known as replacement of low level bridge on Murrhee Road at Little St. Marys River, 2 miles east of US-301, north of Hilliard, Bridge No. 744301, located in Nassau County, WPI No. 2128033, State Project No. 74000-3603-912, which will be of benefit to the AGENCY; and

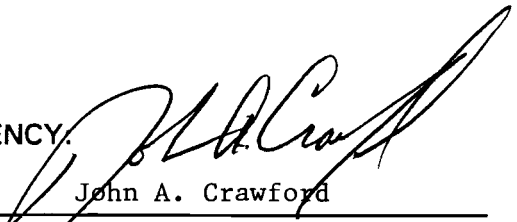

WHEREAS, approval of Federal Aid necessary to the project requires agreement by the AGENCY to maintain the project.



NOW, THEREFORE, in consideration of the premises, the parties agree:

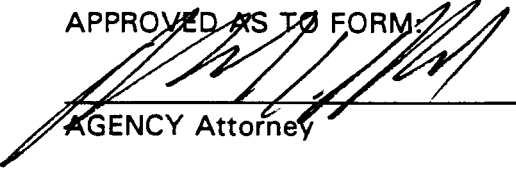
1. The DEPARTMENT will undertake the project and obtain approval for federal participation.
2. Upon completion and acceptance the AGENCY will assume responsibilities for maintenance in accordance with the federally approved state standards.
3. To the extent permitted by law, the AGENCY shall indemnify, defend, save and hold harmless the DEPARTMENT and all its officers, agents, or employees from all suits, actions, claims, demands, liability of any nature whatsoever arising out of, because, or due to breach of this agreement by the AGENCY, its subcontractor, agents or employees, or due to any negligent act, or occurrence of omission or commission of the AGENCY, its subcontractors, agents or employees. Neither the AGENCY nor any of its agents will be liable under this section for damages arising out of injury or damages to persons or property directly caused or resulting from the sole negligence of the DEPARTMENT or any of its officers, agents, or employees. The parties agree that this clause shall not waive the provisions of Section 768.28, F.S. or any similar provision of law.

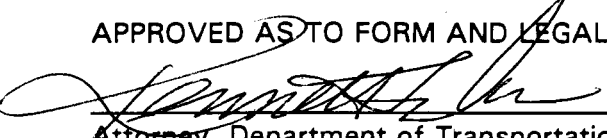
IN WITNESS WHEREOF, the parties hereto have set their hands and affixed their seals on the day and year first above written.

WPI No. 2128033  
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AGREEMENT DATE 5/27/97

AGENCY:   
BY: John A. Crawford  
TITLE: Chairman  
DATE: 4/28/97  
ATTEST:   
TITLE: Ex-Officio Clerk (Seal)

STATE OF FLORIDA  
DEPARTMENT OF TRANSPORTATION  
BY:   
District Secretary  
District Two  
DATE: 5/27/97  
ATTEST:   
Executive Secretary (Seal)

APPROVED AS TO FORM:  
  
AGENCY Attorney  
DATE: 4/28/97

APPROVED AS TO FORM AND LEGALITY:  
  
Attorney, Department of Transportation  
DATE: 5-22-97

RESOLUTION NO. 97-126

**A RESOLUTION AUTHORIZING THE EXECUTION OF AN AGREEMENT BETWEEN THE FLORIDA DEPARTMENT OF TRANSPORTATION AND NASSAU COUNTY, FLORIDA, REGARDING THE REPLACEMENT OF LOW LEVEL BRIDGE ON MURRHEE ROAD AT LITTLE ST. MARYS RIVER**

WHEREAS, The Department of Transportation is preparing to undertake a project which is known as the replacement of low level bridge on Murrhee Road at Little St. Marys River, two miles east of US 301, north of Hilliard, located in Nassau County, Florida, which will be of benefit to the county; and

WHEREAS, upon completion and acceptance, Nassau County will assume responsibility for the maintenance in accordance with federally approved state standards.

NOW, THEREFORE, BE IT RESOLVED this 28th day of April, 1997, by the Board of County Commissioners of Nassau County, Florida, as follows:

1. Nassau County agrees, after completion and acceptance, to assume the responsibility for maintenance of the low level bridge on Murrhee Road in accordance with federally approved state standards.
2. This Resolution will take effect upon completion and acceptance of the project.

BOARD OF COUNTY COMMISSIONERS  
NASSAU COUNTY, FLORIDA

**A CERTIFIED TRUE COPY**

*J. M. ...*  
EX-OFFICIO, Clerk to the Board of County Comm.  
Nassau County, Florida

*Deputy Clerk*

*John A. Crawford*  
JOHN A. CRAWFORD  
Its: Chairman

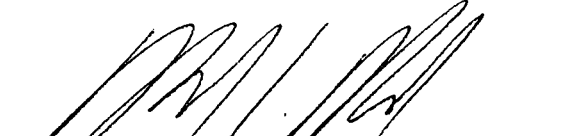
ATTEST:



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J. M. "CHIP" O'LEARY, JR.  
Its: Ex-Officio Clerk

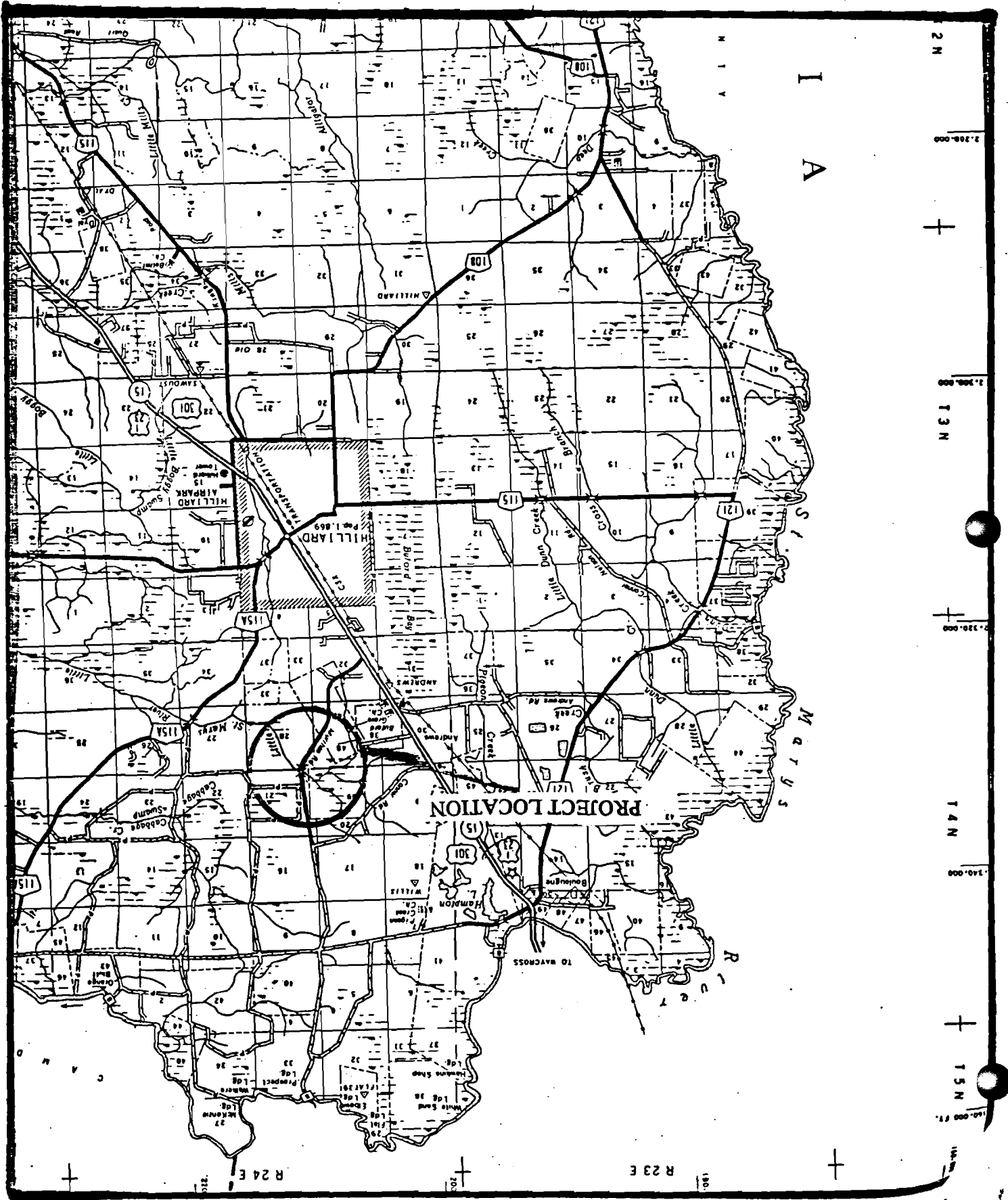
Approved as to form by the  
Nassau County Attorney:



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MICHAEL S. MULLIN

# VICINITY MAP NASSAU COUNTY



22 N  
2,200,000  
+  
2,300,000  
23 N  
+  
2,400,000  
24 N  
+  
2,500,000  
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