

AGREEMENT OF INDEMNITY AND HOLD HARMLESS

THIS AGREEMENT OF INDEMNITY AND HOLD HARMLESS is given this ___ day of March, 2005, by AMELIA ISLAND CONCOURS D'ELEGANCE FOUNDATION, INC., a Florida corporation (the "Foundation"), and NASSAU COUNTY, FLORIDA, which term shall include its commissioners, employees and agents (the "County").

WHEREAS, the Foundation organizes and conducts that certain event known as the Amelia Island Concours d'Elegance (the "Event") over the weekend of March 12 and March 13, 2005; and,

WHEREAS, the Foundation has requested and the County has agreed to permit temporary ingress and egress of motor vehicles over lands owned by the City of Fernandina Beach, Florida, and operated as part of the City Airport, to Amelia Island Parkway, a County road, during the Event as depicted on the drawing attached hereto and made a part hereof; and,

WHEREAS, the County has agreed to permit the Foundation such use, provided the Foundation indemnifies and holds the County harmless from loss, damages or liability, including reasonable attorneys' fees and costs, by reason of the Foundation's use of the access (the "Access") during the Event.

NOW, THEREFORE, in consideration of the foregoing and other good and valuable consideration, the receipt and sufficiency of which is hereby acknowledged, the Foundation agrees to save, indemnify and hold the aforementioned party free and harmless from any loss, damage or liability (including reasonable attorneys' fees and costs of court through appeal) that it may sustain in and about the Access by reason of the Foundation's use of the Access in connection with the Event, provided, however, the Foundation's obligations under this Agreement shall not apply to loss, damage or liability resulting from the negligence of the Board of County Commissioners' employees.

AMELIA ISLAND CONCOURS D'ELEGANCE
FOUNDATION, INC., a Florida non-profit corporation

By: 
Its:

05 MAR 10 PM 12:55

COUNTY OF NASSAU
OFFICE

