

AGREEMENT REGARDING LIABILITY TO THIRD PARTIES

This Agreement Regarding Liability to Third Parties is entered into by and between Roosevelt County, Roosevelt County employees (hereinafter "COUNTY") and _____ hereinafter "Event Holder".

In using the Roosevelt County Fairgrounds, Event Holder, is legally prohibited from indemnifying third parties such as the County pursuant to Article XII, Section 11 of the New Mexico Constitution.

However, EVENT HOLDER agrees County shall not be responsible for liability incurred as a result of the Event Holder's acts or omissions in connection with the contracted Roosevelt County Fair on the Roosevelt County Fairgrounds, and any early arrival to the grounds. Any liability incurred in connection with this agreement shall be subject to the immunities and limitations of and for state entities, unless waived by the New Mexico State Court Claims Act.

EVENT HOLDER will agree to follow any guidelines regarding the property rented or leased from COUNTY, including but not limited to the sales and serving of alcoholic beverages and or illegal activity.

This agreement is to be construed under the laws of the state of New Mexico and venue for this agreement will lie in the Ninth Judicial District Court in Roosevelt County.

Both parties hereby acknowledge that each has the authority to agree to this agreement and bind their respective organizations or entity to this agreement. Additionally, EVENT HOLDER acknowledges that the person entering in this agreement is 18 years of age or older and has agreed to the terms as set forth in this agreement freely and without duress and there are no additional agreements outside of this agreement.

DATED this _____ day of _____, 20_____.

COUNTY:

By:

Its:_____

EVENT HOLDER:

By:_____

Its:_____

ACKNOWLEDGMENT

SUBSCRIBED AND SWORN TO before me on this ____ day of _____, 20____, by _____, Event Holder.

(SEAL)

NOTARY PUBLIC

My Commission Expires: