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MARIPOSA COUNTY RESOLUTION NO. 82-273

BE IT HEREBY RESOLVED by the Board of Supervisors of Mariposa County, a political subdivision of the State of California, that the Board of Supervisors hereby approves the following document, and Chairman WILLIAM H. MOFFITT, is hereby authorized to sign same:

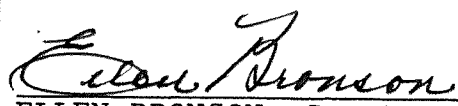
Preliminary Agreement consenting to the relocation of the State Mineral Exhibit with the State to provide access and cooperation to the County, commencing January 1, 1983.

PASSED AND ADOPTED by the Mariposa County Board of Supervisors this 28th day of December 1982, by the following vote:

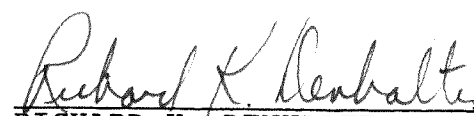
- AYES: Barrick, Erickson, Moffitt
- NOES: Dalton, Taber
- ABSENT: None
- ABSTAINED: None


WILLIAM H. MOFFITT, Chairman
Mariposa County Board of Supervisors

ATTEST:


ELLEN BRONSON, County Clerk
Ex Officio Clerk of the Board

APPROVED AS TO FORM AND LEGAL SUFFICIENCY:


RICHARD K. DENHALTER,
County Counsel

PRELIMINARY AGREEMENT

CONSENT TO RELOCATION OF STATE MINERAL EXHIBIT

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THIS AGREEMENT, made this _____ day of _____, 1983, by and between the Division of Mines and Geology of the Department of Conservation of the State of California hereafter described as "STATE" and the County of Mariposa hereafter described as "COUNTY" for the immediate relocation and custody of the State Mineral Exhibit, hereafter described as "EXHIBIT".

WHEREAS, pursuant to a proposal submitted by COUNTY, the STATE has granted COUNTY the right to house and manage the EXHIBIT subject to terms and conditions to be mutually agreed upon; and

WHEREAS, COUNTY has agreed to relocate the EXHIBIT from its present location in the Ferry Building in San Francisco to Mariposa County as soon as reasonably possible, in order to vacate said building and terminate the rental thereof.

NOW THEREFORE, in order to expedite the relocation of the EXHIBIT as soon as possible, the STATE and the COUNTY hereby agree as follows:

1. STATE consents to the removal of the EXHIBIT including mineral specimens, displays and display cases, stored specimens, storage cabinets, safes, charts, diagrams, and all other items identifiable as part of the EXHIBIT from the Ferry Building in San Francisco to Mariposa County.

2. COUNTY agrees to pay the expenses of moving the EXHIBIT and of relocating it in Mariposa County, and to provide supervision, manpower, transportation, packing and interim storage;

3. STATE agrees to provide access and cooperation to COUNTY, commencing January 1, 1983 until completion of removal

of the EXHIBIT, and to provide continuing security of those por-
tions of the EXHIBIT remaining within the Ferry Building until
completion of the relocation process upon notice from COUNTY.

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4 4. COUNTY agrees to assume the rent of the EXHIBIT portion
5 of the Ferry Building commencing January 1, 1983 at existing rates
6 until completion of the removal of the EXHIBIT, but in no event
7 longer than four (4) rental months, nor above a total rental ex-
8 pense of fourteen thousand dollars (\$14,000), subject to the fol-
9 lowing conditions:

10 a. Any substantial delay in the relocation process
11 resulting from acts or omission by STATE or its
12 agents, officers or employees shall cause the rent
13 for the period of the delay to become a STATE ex-
14 pense not chargeable against COUNTY;

15 b. Any delay caused by unavoidable circumstances,
16 weather, public unrest or other causes not the
17 fault of either party shall result in the exten-
18 sion of the four month maximum rental period at the
19 option of the COUNTY.

20 5. STATE agrees to assist COUNTY in obtaining any neces-
21 sary permits, parking and loading arrangements, or other consent
22 or permission necessary to the relocation process.

23 6. COUNTY provides herewith a proposed removal plan and
24 timetable, subject to modification as the removal process occurs,
25 and STATE agrees to cooperate fully in all planned and scheduled
26 procedures, subject to 24 hour advance notice of changes or modi-
27 fications in the plan and timetable.

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AGREEMENT
State Mineral Exhibit

7. County agrees to provide and maintain insurance at the estimated value of the EXHIBIT and to inventory the EXHIBIT collection while packing same for transfer to Mariposa County. Responsibility for items in the EXHIBIT collection shall commence upon removal of such items from the Ferry Building by COUNTY or its authorized agents.

THIS AGREEMENT is not intended to be the full and complete contract of the parties for the transfer of the EXHIBIT, but is intended to authorize and expedite the immediate removal of the EXHIBIT from the Ferry Building in San Francisco to Mariposa County. The parties hereto undertake these mutual covenants and obligations in consideration for the final transfer of custody, management and maintenance of the EXHIBIT to be specified in greater detail in a subsequent agreement document.

WHEREFORE the parties hereto have duly authorized and executed this agreement to become effective on the date last signed below:

Date: 12/28/82

W. H. Moffitt
WILLIAM H. MOFFITT, Chairman
Board of Supervisors
Mariposa County

ATTEST:

ELLEN BRONSON, County Clerk and
Ex Officio Clerk of the Board

Date: _____

JAN DENTON, Director of
Conservation
State of California