

STATE OF GEORGIA
COUNTY OF FULTON

**INTERGOVERNMENTAL
CONCESSION AGREEMENT**

This Intergovernmental Concession Agreement (the "AGREEMENT") is hereby established by and between the DEPARTMENT OF NATURAL RESOURCES, AN AGENCY OF THE STATE OF GEORGIA, whose address is c/o Parks and Historic Sites Division, 2610 Hwy 155 SW, Suite C, Stockbridge, Ga 30281(the "DEPARTMENT") and the IRWIN COUNTY BOARD OF COMMISSIONERS, whose address is 225 East Fourth Street, Ocilla, Georgia 31774 (the "CONCESSIONAIRE").

WHEREAS, On May 10, 1865, Union troops ended the War Between the States with the Capture of Jefferson Davis, President of the Confederate States, on this site, and it is an important cultural resource for the State of Georgia and the nation; and

WHEREAS, the DEPARTMENT is responsible for the management of the Jefferson Davis State Historic Site, a property owned by the State of Georgia; and

WHEREAS, the CONCESSIONAIRE is a political subdivision of the State of Georgia empowered to provide recreational opportunities for its citizens and the public in general as well as preserve the history and culture of Irwin County, Georgia; and

WHEREAS, the DEPARTMENT is authorized by O.C.G.A. § 12-3-5(c) and (e) to enter into contracts with any local government for any of the services, purposes, duties, responsibilities or functions vested in the DEPARTMENT; and

WHEREAS, the DEPARTMENT and the CONCESSIONAIRE are authorized by O.C.G.A. § 12-3-32(a)(6) to enter into contracts to protect, restore, preserve, mark, maintain or operate any historic site, structure, building, object or other property for public use; and

WHEREAS, the DEPARTMENT and the CONCESSIONAIRE are authorized by Art. IX, § III, Para. I of the 1983 Constitution of the State of Georgia to enter into contracts for the joint or separate use of facilities or equipment, provided such contracts deal with activities, services, or facilities which the contracting parties are authorized by law to undertake or provide; and