

Spartanburg Water System
Lake Blalock Indemnity and Hold Harmless Agreement Related to
Electric Wiring

Dated this _____ day of _____.

The commissioner of Public Works of the City of Spartanburg, S.C., doing business as the Spartanburg Water System (“SWS”), owns Lake Blalock and the buffer land surrounding it.

The undersigned person (the “Landowner”) seeks permission to install and maintain electric wires within or crossing SWS property.

In consideration of the mutual promises contained herein, and for other good and valuable consideration, the receipt and sufficiency of which the parties hereby acknowledge and agree to, the undersigned Landowner covenants and agrees as follows:

As a condition of SWS granting authorization for the undersigned Landowner to install and maintain electrical wiring on or through SWS property, the Landowner agrees to indemnify and hold SWS harmless for all claims and liabilities arising out of the installation and maintenance of electrical wiring on or through SWS property, including reasonable attorney’s fees and costs related to such claims.

The Landowner agrees that by granting permits SWS is not undertaking any duty to Landowner or to the public to inspect, approve or monitor the safety of any of Landowner’s activities on SWS property, including without limitation the structures placed on SWS property. The Landowner remains solely responsible for complying with all applicable safety and engineering codes, and conducting all activities and maintaining all construction in a safe manner.

This indemnity and hold harmless agreement a) creates no rights in third parties, b) is to be interpreted under the laws of South Carolina, c) represents the entire agreement related to such indemnity and hold-harmless, d) may only be amended by writing signed by both parties, and e) shall remain in force until all claims that might be subject to it have been extinguished. It shall bind the successors and assigns of the parties.

SWS may revoke permission to maintain electrical wiring at any time.

Witness

Signature of Landowner

Witness

Name