

**IN THE COMMISSIONERS COURT
OF MCCULLOCH COUNTY, TEXAS**

**AGREEMENT FOR DONATION OF
MATERIALS FOR ROADS IN MCCULLOCH COUNTY, TEXAS
AND RELEASE OF LIABILITY**

BE IT REMEMBERED, that on the ____ day of _____, 2____, came on to be considered the donation of Road Building Materials To McCulloch County, Texas, by _____, the owner thereof, hereinafter referred to as the Donor. After careful consideration, the Commissioners Court of McCulloch County, Texas, has determined that the donation, described as follows: _____

_____ is suitable to aid road building or maintenance and that the application of said donation to the benefit of county roads would improve the all-weather capabilities of said roads, and thereby serve a public benefit.

BE IT THEREFORE ORDERED, ADJUDGED and DECREED, that the donated item has a reasonable cash market value of \$ _____. **(Donations valued at more than \$500.00 will be reported by _____ County to the IRS on form 8282. Donors should report such donations on IRS form 1040, Schedule A, or IRS Form 8283.)**

In return for the donation of materials by the Donor named above, McCulloch County, Texas, acting by and through its Commissioners Court and its officers and employees, has determined that such materials shall be utilized to conduct repairs and to perform maintenance upon County Road _____. In this regard, the donation of material shall constitute satisfactory consideration sufficient to support a donation pursuant to both §252.214, and §251.019 of the Texas Transportation Code, *V.A.C.S.* To this end, the County also releases the Donor of liability arising from the donation of materials for the performance of repairs and maintenance upon the identified County road.

Executed this ____ day of _____, 2_____.

APPROVED BY DONOR:

ACCEPTED BY COUNTY:

Donor

County Judge

V.T.C.A., Transportation Code § 251.019

§ 251.019. Donations

Effective: September 1, 2013

Currentness

(a) A commissioners court may accept donations of labor, money, or other property to aid in the building or maintaining of roads, culverts, or bridges in the county.

(b) A county operating under the county road department system on September 1, 2013, may use the authority granted under this section without holding a new election under Section 252.301.

(c) A county that accepts donations under this section must execute a release of liability in favor of the entity donating the labor, money, or other property.