



Park City Municipal Corporation
445 Marsac Ave.
P.O. Box 1478
Park City, UT 84060

The Richard & Leona Martinez
Family Trust
9769 S. Mosiah Way
S. Jordan, Utah 84095
801-718-3813

Tuesday, September 30, 2021

Subject: Donation/Gift Agreement & Final Acceptance Form
Artists: Tom Martin, Luna Bronze Studio, Provo, Utah
Title: *Richard A. Martinez (Ol' Miner)*
Location: Treasure Hill Trailhead
Donated by the Martinez Family in memory of their father, Rich Martinez

Dear Martinez Family Trust,

This letter serves as notice of the Donation/Gift Agreement & Final Acceptance Form of the public art piece "Richard A. Martinez (Ol' Miner)" between the Martinez Family and Park City Municipal Corporation as approved by City Council.

You should consult your accountant or tax consultant as to the value and deductibility of your gift for tax purposes. No goods or services were provided to you in the receipt of this gift. Please retain this letter for your tax records, since it fulfills the substantiation requirements that must be met in order to deduct your contribution. Please reference the City's federal income tax number 87-6000260.

The work performed under this agreement has been inspected and found to be complete. The date of final acceptance of the work is the date of this letter. No payment is to be made to the family or the artist. At the date of this letter, the City accepts ownership and maintenance of the artwork.

The City thanks the Martinez Family, the Artist Tom Martin, and all those involved in the project for their dedication and hard work in bringing this project to fruition. This piece of art will beautify the City and contribute to Park City community's quality of life and community for years to come.

Sincerely,



Jenny Diersen, Staff Liaison to the Park City Public Art Advisory Board
Jenny.diersen@parkcity.org / (435) 640.5063

Exhibit A – Martinez Family Donation Proposal for Artwork to the City & Donation Form



ART DONATION AGREEMENT
PARK CITY MUNICIPAL CORPORATION

Offered by: The Richard & Leona Martinez Family Trust
9769 S. Mosiah Way
S. Jordan, Utah 84095

Donation/gift collections, bequests, and acquisitions can be a great benefit to a City, its citizens and visitors, and are sincerely appreciated by Park City Municipal Corporation.

Donations or gifts are defined as private sector contributions that are bestowed voluntarily and without expectation of any tangible compensation. To be consummated, a donation must be comprised of the offer and the acceptance. The City is legally obligated to adhere to the terms and conditions of every donation. Therefore, the person(s) soliciting or approached regarding donations should exercise utmost care in considering the terms of each donation to be certain they are feasible, do not hamper the usefulness and desirability of the donation, and are in conformity with municipal policy and IRS regulations.

Deanna Welch, Trustee, on behalf of the Richard & Leona Martinez Family Trust, desires to give as a donation to Park City Municipal Corporation the following piece of art:

Piece name: Richard A. Martinez (Ol' Miner) Statue
Medium: Bronze – Artist Tom Martin, Luna Bronze Studio, Provo Utah
Description: Bronze statue in memory of Rich Martinez and celebration of mining legacy.
Piece Completion Date: 2021
Valuation, if applicable: \$49,500
Terms, if applicable: City will take on all ownership and maintenance of the artwork and have the artwork recognized as part of the Park City Public Art Collection as approved by City Council.

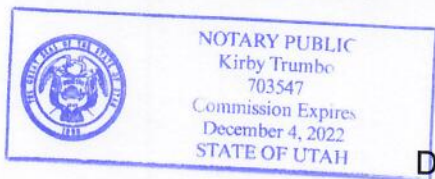
The Richard & Leona Martinez Family Trust agrees to release all claims to the above-noted piece of art and agree to allow Park City Municipal Corporation sole ownership and control to make any and all determinations in regard to placement, exhibition, maintenance and storage.

Dated this 12th day of November, 2021

Printed Name: Deanna L. Welch, Trustee

State of UTAH)
) SS
County of SALT LAKE)

On this 12th day of NOVEMBER 2021, before me, the undersigned notary public, personally appeared DEANNA WELCH, personally known to me/proved to me through identification documents allowed by law, to be the person whose name is signed on the preceding or attached document, and acknowledged that he/she signed it voluntarily for its stated purpose.



K Trumbc

Notary Public

DONATION APPROVAL AND ACCEPTANCE

Park City Municipal Corporation

DocuSigned by:
Matt Dias

City Manager

Attest:

DocuSigned by:
Michelle Kellogg

E5F905BB533F434...
City Recorder

Approved as to form:

DocuSigned by:
Margaret Plane

1B5B6E4ACF34C7...
City Attorney