

PRESERVATION LETTER

To: _____

Re: _____

Dear Sir or Madam,

This Preservation Letter (the “Letter”) is issued by the undersigned party (“Preserving Party”) to confirm the intention to preserve and maintain certain property, rights, and interests as described below. This Letter is made pursuant to the laws of the United States of America and is intended to be legally binding and enforceable under such laws.

1. Identification of Property

The property subject to preservation under this Letter is described as follows (the “Property”):

Description: _____

Location: _____

2. Preservation Undertakings

The Preserving Party hereby agrees to the following obligations with respect to the Property:

- Take all reasonable and commercially diligent efforts to preserve, protect, and maintain the Property in its present condition.
- Refrain from any act or omission that would result in damage, deterioration, or loss of the Property.
- Notify the counterparty promptly in writing of any events or circumstances that may adversely affect the Property.
- Comply with all applicable laws, regulations, and contractual obligations relating to preservation and maintenance of the Property.

3. Term of Preservation

The obligations set forth in this Letter shall commence immediately upon execution and shall continue until the earlier of: (a) written release by the counterparty; (b) lawful termination in accordance with applicable law; or (c) fulfillment of the purpose for which this Letter was issued.

4. Representations and Warranties

The Preserving Party represents and warrants that it has full authority and capacity to enter into this Letter and perform its obligations hereunder. No other consents or approvals are required for the effectiveness of this Letter.

5. Governing Law and Jurisdiction

This Letter shall be governed by and construed in accordance with the laws of the United States of America and the State of _____, without regard to any conflict of laws principles. The parties hereby consent to the exclusive jurisdiction and venue of the courts located in _____ County, _____.

6. Entire Agreement

This Letter constitutes the entire agreement between the parties with respect to the subject matter hereof and supersedes all prior agreements and understandings, whether written or oral, relating thereto. No amendment or waiver shall be effective unless in writing and signed by both parties.

7. Notices

All notices, requests, consents, and other communications under this Letter shall be in writing and shall be deemed given when delivered personally, sent by nationally recognized overnight courier, or mailed by certified mail, return receipt requested, to the addresses set forth below or such other addresses as either party may designate in writing.

8. Counterparts and Execution

This Letter may be executed in one or more counterparts, each of which shall be deemed an original and all of which together shall constitute one and the same instrument. Signatures delivered by electronic means (e.g., PDF, fax) shall be deemed valid and binding for all purposes.

PRESERVING PARTY

Name:

Signature: _____

Title:

Date:

RECIPIENT

Name:

Signature: _____

Title:

Date:

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