



## ***SALES AGREEMENT FOR SERVICES***

Deep South Fireworks LLC

This Sales Agreement for Services (this "Agreement") is made effective as of March 8, 2023, by and between Deep South Fireworks LLC, and The Town of Tyrone, GA.

**1. DESCRIPTION OF SERVICES.** On November 26, 2023, Deep South Fireworks LLC will provide The Town of Tyrone, GA the following services (collectively, the "Services"):

**2. Services:**

Firework Show with 1.4g and 1.4 Professional Product and will last for 9-10 minutes.

This will include: the product, insurance, set-up, and coordination of the show along with clean up.

The total for this show is \$9,600 and includes everything. Deep South Fireworks will cover all permit fees associated for this display.

The location for this show is Shamrock Park, Tyrone, GA

The time of the show is TBD by The Town of Tyrone, GA.

**3. PAYMENT.** The payment shall be made to Devin Vargas of Deep South Fireworks LLC. The initial deposit will be due by May 15, 2023, in the amount of \$4,800. The remaining balance will be due on or before November 26, 2023, in the amount of \$4,800. Payments are accepted by check, cash, bank transfer, cash app, Venmo, or PayPal. The address if using a check, the address is 47 Lake Susie Rd Hawkinsville GA 31036.

**4. WARRANTIES.** Deep South Fireworks LLC shall provide its services and meet its obligations under this Agreement in a timely and professional manner, using knowledge and recommendations for performing the services which meet generally acceptable standards in Deep South Fireworks LLC's community and region, and will provide a standard of care equal to, or superior to, care used by service providers like Deep South Fireworks LLC on similar projects.

**5. Cancellations.** If it is lighting or thundering the show may be delayed until it will be safe to fire, but the show will be shot if it is raining. The employees of Deep South Fireworks have the right to cancel or delay a show for any reason or unsafe conditions. In the event of bad weather, the show can be set for another day within 30 days at no additional cost to the customer aside from travel and permit fees. The reschedule date will be determined by availability of Deep South Fireworks. If the customer The Town of Tyrone, GA decides to cancel the show for any reason and wants to credit the deposit or full payment of next year's show that will be accepted.

**6. REMEDIES ON DEFAULT.** In addition to all other rights a party may have available according to law, if a party defaults by failing to substantially perform any provision, term, or condition of this Agreement (including without limitation the failure to make a monetary payment when due), the other party may terminate the Agreement by providing written notice to the defaulting party. This notice shall describe with sufficient detail the nature of the default. The party receiving such notice shall have 30 days from the effective date of such notice to cure the default(s). Unless waived by a party providing notice, the failure to cure the default(s) within such time shall result in the automatic termination of this Agreement.

**7. ENTIRE AGREEMENT.** This agreement contains the entire agreement of the parties regarding the subject matter of this Agreement, and there are no other promises or conditions in any other agreement whether oral or written. This Agreement supersedes any prior written or oral agreements between the parties.

**8. AMENDMENT.** This Agreement may be modified or amended if the amendment is made in writing and signed by both parties.

**9. WAIVER OF CONTRACTUAL RIGHT.** The failure of either party to enforce any provision of this Agreement shall not be construed as a waiver or limitation of that party's right to subsequently enforce and compel strict compliance with every provision of this Agreement.

**10. APPLICABLE LAW.** This Agreement shall be governed by and construed according to the laws of the State in which the event is taking place in.

I understand & agree this is a legal representation of my signature.

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**Customer:** The Town of Tyrone, GA

*Devin Vargas*

3/8/2023

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**Devin Vargas**  
**Owner Deep South Fireworks LLC**