



- a. Ocean Marsh Road emergency vehicle access point adjacent to the Atlantic Ocean at lots 218 and 219, off Ocean Marsh Road and Governors drive. This emergency access point was granted pursuant to the South Carolina Coastal Council permit no. CC-93-056 on April 20, 1993.
- b. Eugenia Avenue emergency vehicular access point adjacent to the Atlantic Ocean between Lots 29 and 31, off Eugenia Avenue. This emergency access point was granted pursuant to the South Carolina Coastal Council permit no. CC-90-167 on July 25, 1990.
- c. Ghost Crab Run emergency vehicular access point adjacent to the Atlantic Ocean near and in front of the Ocean Course Club House. This emergency access point has been in continuous use for decades and did not require a South Carolina Coastal Council permit. This emergency vehicular access point more fully appears on an undated plat prepared for Kiawah Beach Company by Sea Pines Plantation Company Engineering Group, a copy of which is on file in Town Hall.

KICA also hereby grants the Town and its employees nonexclusive permission to enter and use vehicles upon its roadways to reach these emergency vehicular beach access points while such employees of the Town area acting in the course and scope of their duties with the Town in responding to emergencies and other ordinary governmental functions on the beach.

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**TWO:**        Duration.        The license granted herein by KRA shall continue for so long as the Town has in effect an ordinance granting vehicular use on the beach between the high tide and low tide marks to KICA for its security vehicles and to KRA for the use of vehicles for the purpose of inspecting, protecting, and maintaining its beachfront properties. If any of the three locations described in Section One ceases to be an approved emergency vehicular access point, then this license and permission shall terminate as to that location. This license and permission shall also terminate if KRA's and KICA's usage rights respecting the beach between mean high and low tides be lessened.

**THREE:**      Keys.        KRA and KICA agree to provide to the Town the keys necessary to unlock any gates or chains at the emergency vehicular beach access points listed in Section One above. The Town agrees that it shall not provide any of these keys to any person other than Town employees on official Town business. Upon termination of this license agreement, the Town shall immediately return to KRA and KICA the keys in its possession to these access points.

**FOUR:**        Hold Harmless.        The Town agrees to indemnify and hold harmless KRA and KICA against any and all liability arising out of the use by the Town, and its agents, servants and employees, of the beach access points.

**FIVE:**        No Rights Other Than License.        Nothing herein shall be construed as granting to the Town any ownership or other right in and to the vehicular beach access points other than such permission

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as is specifically set forth herein, save exercise of the Town's police power.

SIX: Merger/Integration. This written access/license agreement shall constitute the full and complete understanding among the parties. Any prior or contemporaneous conversations, agreements or representations are hereby deemed to be merged into this Agreement and of no legal effect.

WITNESSES:

TOWN OF KIAWAH ISLAND (seal)

[Signature]  
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BY [Signature]  
ITS [Signature]

KIAWAH ISLAND COMMUNITY ASSN., INC. (seal)

Elizabeth H. Stennette  
Anne Watson

BY [Signature]  
ITS President

KIAWAH RESORT ASSOCIATES, L.P. (seal)

By: D&W Investments, Inc.  
Its General Partner

Elizabeth H. Stennette  
Anne Watson

BY [Signature]  
ITS Charles S. Way, Jr. President

Elizabeth H. Stennette  
Anne Watson

BY Betty R. Crow  
ITS Betty R. Crow Secretary

[Signature]  
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