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The University of Montana Athletic Contest Agreement

This agreement is made and entered into this 2 day of July by and between The University of Montana ("UM"), a member of the Montana University System, an agency of the State of Montana, and Drake University (_____), in the sport of Football who mutually agree that an intercollegiate athletic contest between their respective teams shall be held in accordance with the following conditions:

1. Date: Sept. 5, 2026 Time: TBD Site: Missoula, MT (WGS)
 Return Date: N/A Time: _____ Site: _____

2. Definitions: "Home Team" as used in this agreement shall be the university whose court/field the game is being played on. "Visiting Team" as used in this agreement shall be the visiting team of the university.

3. The contest shall be governed in all respects, including the eligibility of the participants and the number of participants, by the rules and regulations of the National Collegiate Athletic Association ("NCAA") and the Big Sky Conference ("Conference") or any conference or association to which either or both parties are members.

4. Officials shall be assigned by and paid for by University of Montana
 All officials shall be regularly assigned to Conference regular season games.

5. The financial guarantee to the Visiting Team is \$ 285,000. The Visiting Team will receive a maximum of 200 complimentary tickets and shall be permitted to purchase any additional tickets, if available. Additionally, the following travel and lodging accommodations have been agreed upon:

Special Provisions: SR both schools mutually agree to reduce breach of contract amount from \$600,000 to \$400,000 R JB

6. Radio and/or television rights and income shall be retained by the Home Team, unless otherwise agreed upon in writing; or unless the game is televised as part of the NCAA TV Plan, in which case, the income shall be divided equally between the teams. Live television coverage is prohibited without the written permission of the Home Team.

7. Neither party will be responsible to the other for losses resulting from failure to perform any term or provision of this agreement, if the party's failure to perform is attributable to acts of war, riot, strike, civil disorder, or other work stoppage, fire, flood, acts of God, pandemic, other public health outbreaks, strikes, travel restrictions, any act, law, regulation, rule, restraint, or order of any government or public or private authority, or any other causes similar or dissimilar, beyond the control of the parties which make performance impossible. For the avoidance of doubt, the cancellation of scheduled contest, whether by either team, conferences, or NCAA, because of any governmental action in response to COVID-19 or similar outbreak shall be considered a Force Majeure Event under this section.


The parties agree that the actual damages that might be sustained by reason of a material breach by one of the parties is uncertain and would be difficult to ascertain, and it is further agreed that the sum of \$ 600,000 would be reasonable compensation for such breach, and the breaching party hereby agrees to pay such sum to the non-breaching party as liquidated damages, and not as a penalty, in the event of such material breach.

8. This document constitutes the sole and entire agreement between the parties. This document supersedes all oral and written previous and contemporary understandings or agreements relating to matters contained herein. This agreement may not be amended or otherwise altered except by mutual agreement in writing. This agreement is not assignable without express written agreement of both parties.

please send signed contract to:

Stacey Richards, Business Manager
 stacey.richards@mso.umt.edu
 Contact Phone: 406-243-5404
 Fax: 406-243-2264

Reviewed and Recommended:

 University of Montana, Head Coach Signature
 DocuSigned by:

 4AB7B76026C9474...

University of Montana AD or Designee Signatre

Attention: Jay Brummel, Associate AD
jay.brummel@drake.edu drake.edu

Contact Number: 515-271-2138 Fax Number: _____

 Visiting Team Head Coach Signature

 Visiting Team Athletics Administrator Signature

Approval	Signature & Date
Business Office	<u>R</u> DS
Internal Operations	<u>CM</u> DS
Adams Center	<u>Bk</u> DS
Sports Supervisor	<u>KH</u> DS
VP Admin. & Finance	<u>Paul B. Lasiter</u> DS