

FIRST ADDENDUM TO AGREEMENT

This First Addendum is entered into this _____ day of November, 2009, by and between the City of Lawrence, Kansas, a municipal corporation, hereinafter referred to as "OWNER" and Pine Family Farms Ptn., a Kansas general partnership, hereinafter referred to as "OPERATOR."

Whereas, the OWNER and OPERATOR entered into an Agreement dated April 23, 2003, in which OWNER leased certain premises to OPERATOR, to occupy and use solely for agricultural purposes upon the terms and conditions stated in the Lease Agreement; and

Whereas, the OWNER wishes to reduce the total number of acres OWNER LEASES TO OPERATOR, and OPERATOR agrees to the reduction in total number of acres and agrees to the location of the acres removed from the Lease Agreement;

NOW THEREFORE, the OWNER and OPERATOR agree to modify the April 23, 2003 Lease Agreement as follows:

1. Paragraph numbered 1 shall read as follows:

1. The OWNER hereby leases to the OPERATOR, to occupy and use solely for agricultural purposes, a tract of land in the City of Lawrence, Douglas County, Kansas located in the Southwest Quarter of Section 20, Township 12 South, Range 20 East of the 6th Principal Meridian and comprising approximately 43.59 acres, more particularly described as follows:

16.69 ACRES AND 1.20 ACRES WEST OF AIRPORT ROAD; 9.35 ACRES EAST OF AIRPORT ROAD AND 16.35 ACRES NORTH OF THE TERMINAL BUILDING (SEE ATTACHED MAP MARKED AS EXHIBIT A TO THIS FIRST ADDENDUM TO LEASE AGREEMENT FOR REFERENCE) ALL IN DOUGLAS COUNTY, KANSAS

of which approximately 43.59 acres are tillable for agricultural purposes.

2. A map of the leased property showing the reduction in acres is attached hereto as Exhibit A and incorporated by reference as if fully set forth herein.
 3. Paragraph 13.G. concerning payment of all lime treatment for soil treatment is hereby deleted in its entirety.
 4. Except as set forth above, all other terms and provisions of the Lease Agreement dated April 23, 2003, shall remain in full force and effect.

IN WITNESS WHEREOF, the parties have hereunto set their hands this _____ day of November, 2009.


CITY OF LAWRENCE, KANSAS
A Municipal Corporation
OWNER

By: _____
David L. Corliss, City Manager

ATTEST:

Jonathan M. Douglass, City Clerk

PINE FAMILY FARMS PARTNERSHIP

By: 
Roger Pine

STATE OF KANSAS)
COUNTY OF DOUGLAS)

BE IT REMEMBERED, that on this _____ day of _____, 2009, before me, the undersigned, a Notary Public in and for the County and State aforesaid, came Roger Pine, on behalf of Pine Family Farms Partnership, who is personally known to me to be the same person who executed the within and foregoing instrument of writing and duly acknowledged the execution of the same.

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed my official seal the day and year last above written.

Seal:

Notary Public

