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AMENDMENT TO AGREEMENT

THIS AMENDMENT TO AGREEMENT, made and entered into this 20<sup>th</sup> day of July, 1976, between the CITY OF OAKLAND, a municipal corporation (hereinafter referred to as "CITY") and EAST BAY BOTANICAL AND ZOOLOGICAL SOCIETY, a nonprofit corporation, formerly known as the Alameda County Zoological Society (hereinafter referred to as "SOCIETY"),

WHEREAS, the current Amendment to Agreement between the City and Society with respect to Knowland State Park and the Oakland Zoo will expire June 30, 1976; and,

WHEREAS, the Society, in accordance with said Amendment, has developed a preliminary plan for the development of the Oakland Zoo consisting of drawings, a narrative description of work to be performed and financing proposals therefor, and has presented said report to the City through the Parks and Recreation Advisory Commission; and,

WHEREAS, the Society is developing a Master Plan for zoo development; and,

WHEREAS, the City and the Society are currently negotiating a new Agreement for zoo operation pursuant to said Master Plan; and,

WHEREAS, said new Agreement will not be entered into until after December 31, 1976; and,

WHEREAS, the City and the Society desire the original Agreement to continue in effect until such time as a new Agreement can be entered into;

NOW, THEREFORE, the City and the Society agree as follows:

1. The Agreement between the City and the Society as set forth in the "Agreement and Sublease" dated December 1,

1949, as modified by the "Quitclaim and Surrender" dated July 16, 1956, and as further modified by "Amendment No. 1 to Quitclaim and Surrender" dated February 7, 1973, shall be continued and extended to December 31, 1976, or until such earlier date as the parties hereto may agree.

IN WITNESS WHEREOF, the parties hereto have executed this Amendment to Agreement the day and year first above written.

CITY OF OAKLAND, a municipal corporation,

By \_\_\_\_\_  
City Manager

EAST BAY BOTANICAL AND ZOOLOGICAL SOCIETY, a nonprofit corporation,

By \_\_\_\_\_  
President, Board of Directors

APPROVED as to form and legality:

*S/ "Ralph R. Kuebler"*  
~~ASSISTANT~~ Deputy City Attorney

Accounting Office No. 109325

~~(Required if title not transferred pursuant to Chapter 753, Laws of 1973)~~

~~APPROVED:~~

~~Date: \_\_\_\_\_~~

~~STATE OF CALIFORNIA  
DEPARTMENT OF PARKS AND RECREATION~~

~~By \_\_\_\_\_~~

~~Title \_\_\_\_\_~~

*Rev. # 55683 (City of Oakland)*