

90294

**AMENDMENT**

**TO**

**AGREEMENT**

THIS AMENDMENT TO AGREEMENT, made and entered into this 23<sup>rd</sup> day of January, 1974, between the CITY OF OAKLAND (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 Agreement between the City and Society with respect to Knowland State Park and the Oakland Zoo will expire December 1, 1974; and

WHEREAS, the City and the Society are currently negotiating a new Agreement; and

WHEREAS, said new Agreement will not be entered into until after December 1, 1974; and

WHEREAS, the City and the Society desire the current 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 current 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 1, 1975, or until such earlier date as the parties hereto may agree.

2. The Society further agrees to present to the City 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, for review by the City of Oakland on or before June 1, 1975 and a final plan on or before December 1, 1975, for approval by the City of Oakland.

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: *[Signature]*  
City Manager

EAST BAY BOTANICAL AND  
ZOOLOGICAL SOCIETY,  
a nonprofit corporation

By: *Le Roy J. Lubbock*

Approved as to  
form and legality:

*Kenneth R. Ogden*  
Deputy City Attorney

Accounting Office No.: 90294  
*Req # 54405*

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

APPROVED:

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

STATE OF CALIFORNIA  
DEPARTMENT OF PARKS AND RECREATION

By: \_\_\_\_\_