

AMENDMENT NUMBER 01
2014 FUND EXCHANGE AGREEMENT
NW Reeder Road at Dairy Creek – Culvert Replacement
Multnomah County

This is Amendment number 01 to the Agreement between the **State of Oregon**, acting by and through its Department of Transportation, hereinafter referred to as “State,” and **Multnomah County**, acting by and through its elected officials, hereinafter referred to as “Agency,” both herein referred to individually as a “Party” and collectively as the “Parties.” The Parties entered into the Agreement on July 9, 2014.

The Parties have now determined that the Agreement referenced above shall be amended to extend the life of the Agreement by three (3) additional years by Reinstating the Agreement.

1. **Effective Date.** This Amendment shall become effective on the date it is fully executed and approved as required by applicable law.
2. **Amendment to Agreement.**

TERMS OF AGREEMENT, Paragraph 5, Page 2, which reads:

5. The term of this Agreement will begin upon execution and will terminate two (2) years from the date that all required signatures are obtained unless extended by an executed amendment.

Shall be deleted in its entirety and replaced with the following:

5. The term of this Agreement will begin upon execution and will terminate five (5) years from the date that all required signatures are obtained unless extended by an executed amendment.
3. **Counterparts.** This Amendment may be executed in two or more counterparts (by facsimile or otherwise) each of which is an original and all of which when taken together are deemed one agreement binding on all Parties, notwithstanding that all Parties are not signatories to the same counterpart.
4. **Original Agreement.** Except as expressly amended above, all other terms and conditions of the original Agreement are still in full force and effect. Recipient certifies that the representations, warranties and certifications in the original Agreement are true and correct as of the effective date of this Amendment and with the same effect as though made at the time of this Amendment.

Signature Page to Follow

THE PARTIES, by execution of this Agreement, hereby acknowledge that their signing representatives have read this Agreement, understand it, and agree to be bound by its terms and conditions.

The funding for this Fund Exchange program was approved by the Oregon Transportation Commission on March 21, 2012, as a part of the 2012-2015 Statewide Transportation Improvement Program.

MULTNOMAH COUNTY, by and through its elected officials

By _____

Date _____

By _____

Date _____

APPROVED AS TO LEGAL SUFFICIENCY

By _____
Agency Counsel

Date _____

Agency Contact:

Riad Alharithi
Capital Improvement Project Manager
1620 SE 190th Avenue
Portland, OR 97233
(503) 988-0181
Riad.alharithi@multco.us

STATE OF OREGON, by and through its Department of Transportation

By _____
Region 1 Manager

Date _____

APPROVAL RECOMMENDED

By _____
Region 1 Project Services Manager

Date _____

APPROVED AS TO LEGAL SUFFICIENCY

By _____
Assistant Attorney General

Date: _____

State Contact:

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Project Development Liaison
123 NW Flanders Street
Portland, OR 97209
(503) 731-8486
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