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From: Kelley Kalchthaler
Sent: Tuesday, January 10, 2023 4:49 PM
To: Elizabeth Elleson <cityattorney@johnsoncitytx.org>
Cc: Rick Schroder <rschroder@johnsoncitytx.org>; Angi Williamson
Subject: JCISD/ Donation Agreement / Easements - JCISD authorized no title company; draft of amendment

Good afternoon, all,

The Johnson City ISD Board authorized the Superintendent to not go through a title company for the donation. In order to make things clean, I drafted a very short amendment to the agreement to delete the section on the transfer process that required a title company. If you have any revisions, please let me know.

After that, we can get the Deed filed.

Best,



WALSH GALLEGOS
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AMENDMENT TO REAL ESTATE DONATION AGREEMENT

THIS AMENDMENT TO REAL ESTATE DONATION AGREEMENT (this "*Amendment*") is made and entered into to be effective as of August 19, 2022, by and between the **CITY OF JOHNSON CITY, TEXAS**, a type A General Law Municipality of the State of Texas ("Donor"), and **JOHNSON CITY INDEPENDENT SCHOOL DISTRICT**, a political subdivision of the State of Texas ("Recipient" or "District").

RECITALS:

Donor and Recipient previously entered into a Real Estate Donation Agreement dated November 8, 2022 (the "Agreement"), for the donation of land located in Blanco County, Texas, as more particularly described in the Agreement. Donor and Recipient now desire to amend the Agreement as provided herein.

AGREEMENT:

NOW, THEREFORE, in consideration of the foregoing and other good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged, Donor and Recipient agree as follows:

The following dates are changes as set out below:

1. Paragraph 7 is deleted in its entirety and replaced with the following:

7. Transfer Process:

The parties agree that no title company is required for this transaction. Donor will execute the Donation Deed attached hereto. Recipient will ensure that the Donation Deed is records and provide a copy of the Donation Deed to the City upon filing.

2. The bottom section of Page 4 of 9 with the Title Company acknowledgment is deleted in its entirety.

Defined Terms. All capitalized terms that are used but not defined in this Amendment will have the meaning given to them in the Agreement.

Effect of Amendment. Except as specifically provided in this Amendment, the terms of the Agreement continue to govern the rights and obligations of the parties, and the terms of the Agreement remain in full force and effect. If there is any conflict or inconsistency between this Amendment and the Agreement, this Amendment will control and modify the Agreement.

Execution. This Amendment may be executed in multiple counterparts, each of which will be deemed an original and all of which together will constitute one and the same instrument. An electronic signature, a facsimile or other electronic copy of an original signature, and a counterpart transmitted electronically (e.g., by fax, email, text, or similar means), will be deemed to be, and will have the same force and effect as, an original signature for all purposes.

[Signature Page(s) to Follow]

IN WITNESS WHEREOF, the parties have executed this Amendment to be effective as of the date first written above.

DONOR:

CITY OF JOHNSON CITY, TEXAS

By: _____

Printed Name: Rhonda Stell

Title: Mayor

Date: _____

Attest:

By: _____

Printed Name: Whitnet Walston

Title: City Secretary

Date: _____

RECIPIENT:

JOHNSON CITY INDEPENDENT SCHOOL DISTRICT

By: _____

Name: Richard Kolek

Title: Superintendent

Date: _____