

THIRD AMENDMENT TO AGREEMENT NO. 47669

THIS THIRD AMENDMENT to Agreement No. 47699, entered into this 24<sup>th</sup> day of February, 2011, by and between CITY OF PHOENIX, a municipal corporation, hereinafter referred to as "City", and ROSSON HOUSE-HERITAGE SQUARE FOUNDATION AND GUILD, INC., an Arizona non-profit corporation, hereinafter referred to as "Foundation".

WHEREAS, City and Foundation entered into Agreement No. 47669 on November 10, 1987, and

WHEREAS, it is the desire of the parties to extend the operation of Agreement No. 47669 to an additional building;

NOW, THEREFORE, in consideration of the mutual covenants contained herein, the parties agree as follows:

1. That paragraph 2, page 2, shall be amended to read as follows:

"BOARD hereby grants to FOUNDATION a Master Use Permit to use the premises individually called:

- (a) Teeter Carriage House
- (b) Stevens House
- (c) Stevens-Haustgen House
- (d) Bouvier-Teeter House
- (e) Burgess Carriage House
- (f) Silva House, and
- (g) Lath House Pavilion.

This Agreement shall extend to the Baird Machine Shop (Ponder Sign Shop), the Thomas House, and other structures moved or constructed on the north one-third of Block 15. Any portion of Heritage Square, including common areas and

gardens, not specifically mentioned in this paragraph shall not be subject to this Agreement and shall remain under the BOARD.”

2. All other terms and conditions of Agreement No. 47669, as amended, shall remain the same.

WHEREFORE, the parties hereto have executed this third amendment to Agreement No. 47669 on the day and month hereinabove written.

CITY OF PHOENIX PARKS AND RECREATION BOARD

By: *Laura R. Bell*  
Name (printed): Laura R. Bell  
Title: Chair

ATTEST:

*Robin B. Pagan*  
DEPUTY City Clerk



APPROVED AS TO FORM:

*Margaret Wilson*  
Acting City Attorney

ROSSON HOUSE-HERITAGE SQUARE FOUNDATION AND GUILD, INC.

By: *Monica Heizer*  
Name (printed): Monica Heizer  
Title: Board, President

ATTEST:

*[Signature]*