

## AMENDMENT NO. 1 TO LEASE

**THIS AMENDMENT NO. 1 TO LEASE** (“Amendment No. 1”) made as of June 7, 2022, is by and between the City of Saint Paul, a home rule charter city under the laws of the State of Minnesota (“City”), and the Board of Water Commissioners of the City of Saint Paul, a Minnesota municipal corporation (“Board”).

### RECITALS

- A. The City and the Board entered into a Lease Agreement dated March 9, 2021 (the “Lease”) whereby the Board granted to the City permission to enter upon certain portions of Board property situated in the southwest corner of 750 Snelling Avenue South in the City of Saint Paul, County of Ramsey, State of Minnesota, commonly referred to as Highland Reservoir No. 1 following demolition of the reservoir by the Board.
- B. The Board has completed the demolition of Highland Reservoir No. 1, thereby making it possible for the City to construct, maintain, and operate recreational facilities through its Department of Parks and Recreation.
- C. The City and the Board desire to amend the Lease to more accurately describe and depict the Lease Premises as agreed in Section 1 of the Lease.

**NOW, THEREFORE**, in consideration of the foregoing Recitals, which are incorporated in their agreement, the County and Board agree to amend the Lease as follows:

1) Section 1. is hereby amended as follows. Deleted language is indicated by strikethrough and new language is indicated by underline:

1. Leased Premises

The Board does hereby lease to the City, and the City does hereby lease from the Board, that certain tract of land situated in the City of Saint Paul, County of Ramsey, as more fully described in Exhibit “B-Amend 1” and depicted in Exhibit “~~BC~~-Amend 1” (the “Leased Premises”).

2) Exhibit B is hereby replaced in its entirety by Exhibit B-Amend1 and Exhibit C-Amend 1, attached hereto, and incorporated herein.

3) Except as modified in this Amendment No. 1, the terms of the Lease will remain in full force and effect.

*[the remainder of this page left intentionally blank]*

**IN WITNESS WHEREOF**, the parties have executed this Amendment No. 2 to be effective as of the date first written above.

**APPROVED:**

**BOARD OF WATER COMMISSIONERS  
OF THE CITY OF SAINT PAUL**

\_\_\_\_\_  
Patrick Shea, General Manager  
Saint Paul Regional Water Services

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Mara Humphrey, President

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Lisa Veith, Assistant City Attorney

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Mollie Gagnelius, Secretary

**APPROVED:**

**CITY OF SAINT PAUL**

\_\_\_\_\_  
Assistant City Attorney

\_\_\_\_\_  
Jaime Tincher, Deputy Mayor

\_\_\_\_\_  
Andy Rodriguez, Director  
Department of Parks and Recreation

\_\_\_\_\_  
Shari Moore, City Clerk

\_\_\_\_\_  
John McCarthy, Director  
Office of Financial Services