

CONCESSION AGREEMENT – AMENDMENT #2

(Gilchrist Blue Springs State Park now known as
Ruth B. Kirby Gilchrist Blue Springs State Park)

THIS AMENDMENT #2 TO CONCESSION AGREEMENT (“Amendment #2”) is entered into between the State of Florida Department of Environmental Protection (“Department”), an agency of the State of Florida, by and through its Division of Recreation and Parks (“Division”), and Anderson’s Outdoor Adventures, LLC (“Concessionaire”).

RECITALS

WHEREAS, effective October 7, 2017, the Department and Concessionaire entered into a Concession Agreement (DEP Agreement No. CA-1517) (the “Original Concession Agreement”).

WHEREAS, pursuant to the Original Concession Agreement, the Concessionaire agreed to provide certain goods and services at Ruth B. Kirby Gilchrist Blue Springs State Park (the “Park”), which are more particularly described in the Original Concession Agreement.

WHEREAS, the Original Concession Agreement was modified by Amendment #1 on or about September 28, 2018, which changed the expiration date from midnight Eastern-time on September 30, 2018 to midnight Eastern-time on September 30, 2019 (the “Amendment #1”)

WHEREAS, the Original Concession Agreement as modified by Amendment #1, and all exhibits/attachments referenced therein (collectively, the “Agreement”), are incorporated in this Amendment #2 by reference.

WHEREAS, the parties wish to exercise the extension discretion afforded within the terms of the Agreement as more fully described within the SPECIAL CONDITIONS, Paragraph A of the Agreement.

WHEREAS, pursuant to the amended expiration date stated within Amendment #1, regarding SPECIAL CONDITIONS, Paragraph A of the Agreement, the Term of the Agreement expires at midnight Eastern-time on September 30, 2019 and the parties hereby wish to additionally extend the expiration date as set forth in this Amendment #2.

NOW, THEREFORE, the parties mutually agree as follows:

1. Recitals:

The Recitals are true and correct and are incorporated herein by reference.

2. The terms within the "SPECIAL CONDITIONS. A. Dates and extension or renewal discretion." are modified as follows:

This Agreement is hereby amended to change the expiration date from midnight Eastern-time on September 30, 2019, to midnight Eastern-time on September 30, 2020.

In all other respects the terms stated within "SPECIAL CONDITIONS. A. Dates and extension or renewal discretion." remain as stated within the Agreement.

3. Ratification:

Except as modified by this Amendment #2, the Agreement remains in full force and effect and is hereby ratified and confirmed. This Amendment #2 shall be attached to and incorporated into the Agreement. In the event of a conflict between the Agreement and this Amendment #2, this Amendment #2 shall control. Henceforth, the term "Agreement" shall mean the Agreement as further amended by this Amendment #2.

4. Execution in Counterparts:

This Amendment #2 may be executed in two identical counterparts, each of which shall be deemed an original. The two, executed, identical counterparts shall constitute this Amendment #2. If any signature is delivered by facsimile transmission or by e-mail delivery of a ".pdf" format data file, such signature shall create a valid and binding obligation of the party executing (or on whose behalf such signature is executed) with the same force and effect as if such facsimile or ".pdf" signature page were an original thereof. Any party transmitting an electronic signature shall provide the inked original thereof to the receiving party, at the receiving party's request.

WHEREFORE, the parties hereto have caused this Amendment #2 to be executed as of the day and year last set forth below.

ANDERSON'S OUTDOOR ADVENTURES, LLC
By: Paul Spillers
Managing Member or Authorized Signatory

STATE OF FLORIDA DEPARTMENT OF ENVIRONMENTAL PROTECTION
By: [Signature]
Secretary's signature or designee

Printed Name: Paul O Spillers
Title: owner

Printed Name: Cliff Maxwell
Title: Bureau Chief

Date: 09/17/19

Date: 9/18/19