

**AMENDMENT NUMBER ONE TO THE SUPPLEMENTAL LEASE AGREEMENT
BETWEEN THE CITY OF OKLAHOMA CITY
AND
TRUSTEES OF THE OKLAHOMA CITY PUBLIC PROPERTY AUTHORITY (OCPPA)**

29TH This Amendment No. 1 to the April 3, 1990 Supplemental Lease Agreement is made this day of ~~AUGUST~~ AUGUST 2023, between the City of Oklahoma City ("City"), as lessor, and the Trustees of the Oklahoma City Public Property Authority (OCPPA), as lessee.

WHEREAS, the Oklahoma City Public Property Authority is a public trust created and existing as the result of the Trust Indenture entered into pursuant to the provisions of Title 60, Section 176 et seq., of the Oklahoma Statutes, as amended, known as the Trusts for the Furtherance of Public Functions Act; and

WHEREAS, pursuant to the Trust Indenture, the OCPPA is empowered to hold and administer leased properties, subject to the rights and privileges of the trust for the use and benefit of its beneficiary, The City of Oklahoma City; and

WHEREAS, The City, as lessor, and the OCPPA, as Lessee, entered into a Lease Agreement on the 2nd day of November, 1961, by which the described property was leased to the OCPPA; and

WHEREAS, on April 3, 1990 the City and OCPPA entered into a Supplemental Lease Agreement for the purpose of extending the term of the Lease "to and including the 1st day of October, 2033, and so long thereafter as any indebtedness incurred by LESSEE shall remain unpaid, unless such term be terminated sooner, as hereinafter provided;" and

WHEREAS, Oklahoma Gas and Electric ("OG&E") seeks to purchase a tract of land on the Fairgrounds suitable for constructing and operating an electrical substation that will enable OG&E to provide a dependable and sufficient supply of electrical power to the Fairgrounds and the surrounding area in support of recreational and educational purposes for years to come; and

WHEREAS, as a part of the electrical substation purchase, OG&E requires a thirty-five (35) foot wide permanent easement ("Electrical Easement Agreement") along the west and south boundaries of the Substation Site, more particularly described in Attachment 4 to Amendment 1 Exhibit A, Electric Easement Agreement, to allow for the installation of underground distribution circuits, necessary for the distribution of electric current, associated with future customer load demands and service requirements; and

WHEREAS, this Amendment No. 1 is necessary to document the Lessee's consent to the Electrical Easement Agreement and the sale of a portion of the Fairgrounds to OG&E, which will now no longer be part of the Fairgrounds, thus no longer subject to the Supplemental Lease Agreement with OCPPA.

NOW THEREFORE, it is mutually agreed by the Parties to amend the April 3, 1990 Supplemental Lease Agreement as follows:

All terms and provisions of the April 3, 1990 Supplemental Lease Agreement between the City of Oklahoma City and the Oklahoma City Public Property Authority ("OCPPA"), shall remain the same and in full force and effect except for the following two amendments:

1. A new Article XV, SECTION 6, as follows:

Article XV, Section 6.

The OCPPA consents to a thirty-five (35) foot wide permanent Electrical Easement Agreement along the west and south boundaries of the substation site, more particularly described in Attachment 4 to Exhibit A, Electric Easement Agreement, to allow for the installation of underground distribution circuits, necessary for the distribution of electric current, associated with future customer load demands and service requirements.

2. An Amendment to the legal description of the Fairgrounds, at Article 1, Paragraph No. 1 of the Supplemental Lease Agreement, which shall be amended to exclude the tract of land being sold to OG&E by deletion of Article 1, Paragraph No. 1 and replacement with new Article 1, Paragraph No. 1 as follows:

All of the East Half (E/2) of Section 36, Township 12 North, Range 4 West, of the Indian Meridian, and all of the West Half (W/2) of Section Thirty-six (36), Township Twelve (12) North, Range Four (4) West of the Indian Meridian, lying East and South of the East and South right-of-way line of Interstate Highway 44 (I-44) and its interchange with Northwest 10th Street, Oklahoma County, Oklahoma, **less and except** the following:

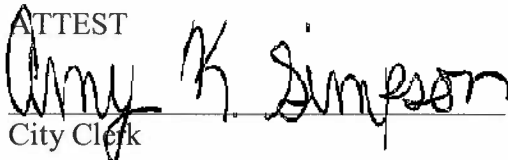
A part of the Southeast Quarter (SE/4) of Section Thirty-six (36), Township Twelve (12) North, Range Four (4) West of the Indian Meridian, Oklahoma County, Oklahoma, being more particularly described as follows: BEGINNING at a point 586.17 feet East and 142.00 feet North of the Southwest Corner of the Southeast Quarter (SE/4) of said Section Thirty-six (36); THENCE North 300.00 feet; THENCE East 227.00 feet; THENCE South 300.00 feet; THENCE West 227.00 feet to the POINT OF BEGINNING; and

A part of the Southeast Quarter (SE/4) of Section Thirty-six (36), Township Twelve (12) North, Range Four (4) West of the Indian Meridian, Oklahoma County, Oklahoma, being more particularly described as follows: BEGINNING at a point 153.17 feet East and 142.00 feet North of the Southwest Corner of the Southeast Quarter (SE/4) of said Section Thirty-six (36); THENCE North 00°06'26" West 300 feet; THENCE South 89°56'26" East 433.00 feet; THENCE South 300.00 feet; THENCE West 433.00 feet to the POINT OF BEGINNING; and

A part of the Northeast Quarter (NE/4) of Section Thirty-six


(36), Township Twelve (12) North, Range Four (4) West of the Indian Meridian, Oklahoma County, Oklahoma, being more particularly described as follows: COMMENCING at the Northwest corner of said Northeast Quarter (NE/4) of Section Thirty-Six (36), said point being a Cut X; Thence South 89°47'36" East on the North Line of said Northeast Quarter (NE/4) A distance of 786.81 Feet; THENCE South 00°12'24" West a distance of 89.00 Feet to the POINT OF BEGINNING, said point being a 5/8" Iron Pin with CA32 Cap; THENCE North 77°40'19" East a distance of 52.00 Feet to a 5/8" Iron Pin with CA32 Cap; THENCE North 81°21'26" East a distance of 125.00 Feet to a 5/8" Iron Pin with CA32 Cap; THENCE North 87°04'44" East a distance of 183.00 Feet to a 5/8" Iron Pin with CA32 Cap; THENCE South 00°12'24" West a distance of 286.30 Feet to a 5/8" Iron Pin with CA32 Cap; THENCE South 44°14'46" West a distance of 83.04 Feet to a 5/8" Iron Pin with CA32 Cap; THENCE North 89°47'36" West on a line parallel with and 394.50 Feet South of the North Line of said Northeast Quarter (NE/4) a distance of 299.27 Feet to a 5/8" Iron Pin with CA32 Cap; THENCE N 00°12'24" East a distance of 305.50 Feet to the POINT OF BEGINNING.

APPROVED BY the Mayor and City Council of the City of Oklahoma City this 29TH day of AUGUST, 2023.

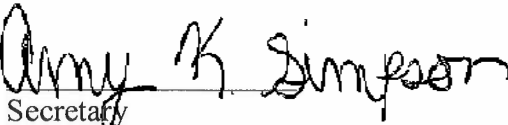
ATTEST

City Clerk



The City of Oklahoma City



Mayor

APPROVED BY the Oklahoma City Public Property Authority this 29TH day of AUGUST 2023.

ATTEST

Secretary



Oklahoma City Public Property Authority


Chairman

Reviewed as to form and legality.


Deputy Municipal Counselor