

SUPPLEMENTAL AGREEMENT

THIS SUPPLEMENTAL AGREEMENT is entered into on the ____ day of _____, 20____, between **UNION PACIFIC RAILROAD COMPANY** ("Licensor") and **SANTA BARBARA COUNTY**, whose address is 123 E. Anapamu St., 2nd Floor, Santa Barbara, California 93101 ("Licensee").

RECITALS:

By instrument dated 6/2/1986, Licensor and Licensee, or their predecessors in interest, entered into an agreement ("Basic Agreement"), identified as Audit No. S205657, at SUDDEN, CALIFORNIA.

AGREEMENT:

NOW, THEREFORE, IT IS AGREED by and between the parties hereto as follows:

Article 1. ADDITION OF PRINT.

The print dated March 11, 2019, attached hereto as Exhibit 'A', shall be and hereby is added to the Basic Agreement, and from and after the effective date herein whenever the term Pipeline is used in the Basic Agreement, or any amendment or supplement thereto (if any), such reference shall be deemed to refer to the Pipeline as shown on Exhibit 'A', hereto attached.

Article 2. CONSENT TO WORK.

This Supplemental Agreement will serve as notification that the Railroad Company approves of your intentions to relocate the 2 inch HDPE above ground pipeline encroachment in accordance with the approved engineering plans submitted by Licensor and dated February 2019.

Article 3. NOTICE OF COMMENCEMENT OF WORK / RAILROAD REPRESENTATIVE / SUPERVISION / FLAGGING / SAFETY.

If an emergency should arise requiring immediate attention, the Licensee shall provide as much notice as practicable to Railroad, by calling the Response Management Communication Center at (888) 877-7267 before commencing any work. In all other situations, the Licensee shall notify the Railroad at least ten (10) days (or such other time as the Railroad may allow) in advance of the commencement of any work upon property of the Railroad in connection with the construction, maintenance, repair, renewal, modification, reconstruction, relocation or removal of the Waterline. All such work shall be prosecuted diligently to completion. The Licensee will coordinate its initial and any subsequent work with the following employee of Railroad or his or her duly authorized representative (hereinafter "Railroad Representative" or "Railroad Representative"):

Javier R. Sanchez
Manger of Track Maintenance
Work Phone: 402-233-1711
Cell Phone: 805-249-0959
Email address: jrsanche@up.com

Maikel I. Younan
Manager Signal Maintenance
Work Phone: (402-216-2342
Email: miyounan@up.com

Article 4. EFFECTIVE DATE.

This Supplemental Agreement shall be effective as of March 12, 2019.

Article 5. AGREEMENT SUPPLEMENT.

Nothing in this Supplemental Agreement shall be construed as amending or modifying the Basic Agreement unless specifically provided herein.

Article 6. ADMINISTRATIVE HANDLING CHARGE.

Upon execution and delivery of this Supplemental Agreement, the Licensee shall pay to the Licensor an administrative handling charge of **One Thousand DOLLARS (\$1,000.00)**.

IN WITNESS WHEREOF, the parties have executed this Supplemental Agreement as of the day and year first written.

UNION PACIFIC RAILROAD COMPANY

SANTA BARBARA COUNTY

By: _____
Valerie Harrill
Real Estate Manager

By: _____
STEVE LAVAGNINO, CHAIR
BOARD OF SUPERVISORS

ATTEST:
MONA MIYASATO
COUNTY EXECUTIVE OFFICER
CLERK OF THE BOARD

By: _____

RECOMMENDED FOR APPROVAL:

Community Services Department

By: _____
George Chapjian, Director

APPROVED AS TO FORM:

MICHAEL C. GHIZZONI
COUNTY COUNSEL

By: _____
Deputy County Counsel

APPROVED AS TO ACCOUNTING FORM:

BETSY M. SCHAFFER, CPA
AUDITOR-CONTROLLER

By: _____
Deputy

APPROVED AS TO FORM:

RAY AROMATORIO, ARM, AIC
RISK MANAGER

By: _____
Risk Manager



2,260 FEET +/- OF 2 INCH DIAMETER HDPE ABOVE GROUND WATER PIPELINE ENCROACHMENT AND CROSSING WITH ATTACHMENT TO RAILROAD BRIDGE

178

12.5

JALAMA BEACH RD

LEGEND:

PIPELINE ENCROACHMENT - - - - -

PIPELINE CROSSING = = = = =

UPRRCO. R/W OUTLINED - - - - -

NOTE: BEFORE YOU BEGIN ANY WORK, SEE AGREEMENT FOR FIBER OPTIC PROVISIONS.

EXHIBIT "A"

UNION PACIFIC RAILROAD COMPANY

SUDDEN, SANTA BARBARA COUNTY, CALIFORNIA

M.P. 316.6 TO 317 - SANTA BARBARA SUB.

MAP SP V-67 / 19

SCALE: 1" = 200'

OFFICE OF REAL ESTATE
OMAHA, NEBRASKA DATE: 3-11-2019

PJB FILE: 0144272

CADD FILENAME	0144272
SCAN FILENAME	CAV67019-144272.TIF