

**AMENDMENT TO ECONOMIC REDEVELOPMENT AND HISTORIC PROPERTY
PRESERVATION AGREEMENT BETWEEN CONCORD HOSPITALITY
ENTERPRISES COMPANY AND THE CITY OF DURHAM**

This contract amendment (“Amendment”) is made, dated and entered into as of the _____ day of _____, 2015, by and between the City of Durham (the “City”), a North Carolina municipal corporation and Concord Hospitality Enterprises Company (“Concord” or “Company”), a corporation organized and existing under the laws of North Carolina. The City and Company are also referred to individually as “Party” and collectively as “Parties.”

The City and Company entered into a contract titled “Economic Redevelopment and Historic Property Preservation Agreement Between Concord Hospitality Enterprises Company and The City of Durham”, dated October 14, 2013. That contract is referred to as the “Original Agreement.” The Parties, intending to be legally bound, agree to amend the Original Agreement as follows:

1. Delete Section 3.1.1 of the Original Agreement in its entirety and replace it with the following:

3.1.1 Commencement and Completion of Construction. The Company shall begin Construction Activities no later than January 1, 2014 (“Commencement Date”) and secure a final Certificate of Compliance by August 27, 2015 (hereinafter, “Completion Date”).

2. Counterparts. This Amendment may be executed in two or more counterparts, each of which shall be deemed an original and which together shall constitute one and the same instrument.

(Signature page follows)

IN WITNESS WHEREOF, the City and the Company have caused this amendment to be executed under seal themselves or by their respective duly authorized agents or officers.

Pre Audit Certificate, if required:

ATTEST:

CITY OF DURHAM

By: _____

CONCORD HOSPITALITY ENTERPRISES COMPANY

Title of Officer: _____

By: _____ (Seal)

State of _____

ACKNOWLEDGEMENT BY
CONCORD HOSPITALITY
ENTERPRISES COMPANY

County of _____

I, a notary public in and for the aforesaid county and state, certify that

_____ personally appeared before me this day and stated that he or she is (strike through the inapplicable:) chairperson/ president/ chief executive officer/ vice-president/ assistant vice-president/ treasurer/ chief financial officer of CONCORD HOSPITALITY ENTERPRISES COMPANY, a corporation, and that by authority duly given and as the act of the corporation, he or she signed, under seal, the foregoing contract or agreement with the City of Durham. This the _____ day of _____, 20____.

My commission expires: _____

Notary Public