

**AMENDMENT NUMBER ONE TO THE OPTION AGREEMENT BETWEEN
THE METROPOLITAN GOVERNMENT OF NASHVILLE AND DAVIDSON COUNTY
AND
TENNESSEE WILDLIFE RESOURCES FOUNDATION, INC.
RELATING TO PROPERTY LOCATED AT: 2009 SEVIER STREET**

This Amendment shall become effective upon approval by the Metropolitan Council.

WITNESSETH:

WHEREAS, the Metropolitan Government of Nashville and Davidson County and Tennessee Wildlife Resources Foundation, Inc., desire to modify the terms and conditions of their original Option Agreement dated December 2015 and approved by Ordinance No. BL2015-34.

The parties hereby agree as set forth below:

I. The Option Agreement is hereby amended by deleting Section 2 in its entirety and substituting in lieu thereof the following:

“2. Option Period. The Option shall remain in effect for eight (8) years from the date of this original Agreement, unless otherwise extended by the parties or this Agreement. The Option shall be exercised upon sending a written notice to the Grantor of Grantee’s intention to exercise the Option (thereby obtaining the Conservation Easement) at Grantor’s address set forth above by (i) certified U.S. mail, return receipt requested or (ii) commercial courier (such as Federal Express). Alternatively, Option exercise may be signified by Grantor’s execution and delivery to Grantee of the Conservation Easement. Exercise shall be deemed timely if Grantee’s written notice is sent, or if the Conservation Easement is executed by Grantor, on or before the end of the Option period set forth in this paragraph; however, if Grantor has not received written notice from Grantee either expressing the Option or declining to exercise the Option by the end of the Option period herein, Grantor shall provide written notice to Grantee and shall give Grantee 120 days from receipt of such notice to exercise the Option.”

II. All terms set forth in the Option Agreement approved by Ordinance BL2015-34 shall remain in full force and effect, except to the extent such terms are superseded or modified by the provisions of this Amendment, in which case, this Amendment will prevail. This Amendment shall not be binding upon the parties until it is approved by the Metropolitan Council.

THE METROPOLITAN GOVERNMENT
OF NASHVILLE AND DAVIDSON
COUNTY

RECOMMENDED BY:

Monique N. Odum
Monique Odum, Director
Department of Parks and Recreation

Steve Berry
Steve Berry, Director
Public Property Administration

APPROVED AS TO AVAILABILITY OF
FUNDS:

Talia Lomax-O'dneal
Talia Lomax-O'dneal, Director
Department of Finance

APPROVED AS TO FORM AND
LEGALITY:

Marcy Huffines
Assistant Metropolitan Attorney

ATTEST:
FILED IN THE OFFICE OF THE
METROPOLITAN CLERK:

Date: _____

TENNESSEE WILDLIFE RESOURCES
FOUNDATION, INC.

BY: Joey Woodward
Joey Woodward, Executive Director

STATE OF TENNESSEE
COUNTY OF DAVIDSON

Sworn to and subscribed before me, a Notary
Public, this 10th day of May,
20 18.

William L. Stanley
Notary Public

My Commission Expires 01/03/2022

