

SUPPLEMENTAL AGREEMENT

DOTS 746972G & 978415L ,
San Bernardino Avenue & Napa Street
MP 527.223 & 526.267, Alhambra Subdivision
Fontana, California

THIS SUPPLEMENTAL AGREEMENT (the "Supplement") is made as of _____, by and between UNION PACIFIC RAILROAD COMPANY, a Delaware corporation ("**Railroad**") and the COUNTY OF SAN BERNARDINO, CALIFORNIA ("**Agency**"), to be addressed at 825 East Third Street, San Bernardino, CA 92415

RECITALS

By instrument dated September 21st, 2022 Union Pacific Railroad Company and the Agency entered into an agreement for engineering services identified by the UPRR Project number above (the "**Agreement**").

The Agency has requested a Supplemental Agreement to include an addendum for additional funding for engineering services as shown on the Exhibit Addendum attached hereto.

AGREEMENT

NOW, THEREFORE, IT IS MUTUALLY AGREED BY AND BETWEEN THE PARTIES HERETO AS FOLLOWS:

SECTION 1 - AMENDMENT OF THE AGREEMENT

Railroad amends the Agreement to include the attached Exhibit A.

The Agreement is amended to include the updated Exhibit A "Project Description and Location" with the additional location: Napa Street, DOT 978415L, Alhambra Sub, MP 526.267, as shown on the amended Exhibit A, attached hereto and hereby made a part thereof to the Agreement, which shall be, and hereby is amended to include the additional location.

SECTION 2 - EFFECTIVE DATE

This Supplemental Agreement shall be effective as of the instrument date above.

SECTION 3 - **AGREEMENT SUPPLEMENTAL**

This agreement is supplemental to the Agreement, as herein amended, and nothing herein contained shall be construed as amending or modifying the same except as herein specifically provided.

IN WITNESS WHEREOF, the parties hereto have caused this Supplement to be executed in duplicate as of the date first herein written.

[Signature Page Follows]

SAN BERNARDINO COUNTY

Signature

Dawn Rowe

Printed Name

Chair, Board of Supervisors

Title

Date

**UNION PACIFIC RAILROAD COMPANY,
a Delaware Corporation**

Signature

Kenneth Tom

Printed Name

Manager I, Industry & Public Projects

Title

Date

Exhibit A

Project Description and Location

Project Description

San Bernardino County, CA, proposes to upgrade the crossings at the locations referred to below in connection with adjacent development.

Location

Alhambra Subdivision

DOT	Crossing Type	Milepost	Street Name
746972G	Public	527.223	San Bernardino Avenue
978415L	Private	526.267	Napa Street