

CITY AND COUNTY OF DENVER

DEPARTMENT OF PARKS AND RECREATION

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FOURTH AMENDMENT OF CONCESSION LICENSE

The City and County of Denver, hereinafter referred to as the “City”, acting by and through its Manager of Parks and Recreation, hereinafter referred to as the “Manager,” pursuant to the authority granted in Section 2.4.4(C) of the Charter of the City and County of Denver, and pursuant to the manner, terms and conditions fixed by the Mayor’s Cabinet, hereby amends the October 3, 2006, Concession License (Clerk Filing # 06-873), as amended October 9, 2007, September 22, 2009, and March 8, 2013 (PARKS-RC67001) with Concessionaire **Pahaska Tepee Concessions, LLC, by H. W. Stewart, Inc.**, for the Pahaska Tepee at Buffalo Bill Gravesite in Jefferson County, Colorado (“Concession License”), as specified below. Concessionaire, by execution of this Amendment of Concession License, has accepted all of the terms and conditions thereof and agrees to comply with the same.

1. That Sub-section J.1. of Section IV. of the Concession License shall be amended to now read as follows:

“IV. CONCESSIONARE’S RESPONSIBILITIES:

* * * *

J. Capital Improvements & Repairs:

1.a. Concessionaire Contributions for City-Made Improvements: Upon the Third Amendment becoming effective, Concessionaire shall promptly tender the amount of Seventeen Thousand Five Hundred Dollars (\$17,500.00) to the City for future capital improvements to be made by the City to Pahaska Tepee. The improvements selected and made by the City shall be at the sole discretion of the Manager, and work on the improvements will be managed and directed by the City.

1.b. Concessionaire Contributions for City-Made Improvements: Upon the Fourth Amendment becoming effective, Concessionaire shall promptly tender the amount of Twenty-Five Thousand Dollars (\$25,000.00) to the City for future capital improvements to be made by the City to Pahaska Tepee. The improvements selected and made by the City shall be at the sole discretion of the Manager, and work on the improvements will be managed and directed by the City.”

2. That Section VI of the Concession License shall be amended to now read as follows:

“VI. TERM: EFFECTIVE DATE: EXPIRATION DATE:

October 1, 2006

December 31, 2017

Unless revoked in accordance with Section 7 of the Terms and Conditions (Section XI below).”

3. As herein amended, the Concession License is hereby ratified and reaffirmed in all particulars, and all provisions not otherwise modified by express language above, including all bonding and insurance requirements, shall remain in full force and effect. This Fourth Amendment shall be effective upon the date that the Fourth Amendment is fully executed by the City.

**[REMAINDER OF PAGE DELIBERATELY LEFT BLANK.
SIGNATURE BLOCKS START ON THE NEXT PAGE.]**

Contract Control Number:

IN WITNESS WHEREOF, the parties have set their hands and affixed their seals at Denver, Colorado as of

SEAL

CITY AND COUNTY OF DENVER

ATTEST:

By _____

APPROVED AS TO FORM:

REGISTERED AND COUNTERSIGNED:

By _____

By _____

By _____



Contract Control Number: PARKS-RC67001-04

Contractor Name: Pahaska Teepee Concessions, LLC

By William S. Carle

Name William S. Carle
(please print)

Title C.E.O. H.W. STEWART INC.
(please print)

ATTEST: [if required]

By _____

Name _____
(please print)

Title _____
(please print)

