

AGREEMENT TO AMEND STIPULATION FOR SETTLEMENT

THIS AGREEMENT to amend the Stipulation for Settlement between the parties dated July 15, 2015 ("Agreement") is made by and between the Eagle Urban Renewal Agency, an independent public body corporate and politic, organized and existing under the laws of the State of Idaho as the Urban Renewal Agency of the City of Eagle, Idaho ("EURA"), and Richard Lee and Sandy Jo Smith, husband and wife (referred to herein as "Smiths"). The above noted parties may be referred to individually as "Party" or jointly as "Parties."


WHEREAS, EURA and Smiths entered into the Stipulation for Settlement in Case CV OC 1505221 on July 15, 2015 ("Stipulation");

WHEREAS, a copy of the Stipulation is attached hereto as Exhibit A and incorporated by reference herein;

WHEREAS, the first half of the settlement amount has been paid to Smiths and the Parties desire to amend the Stipulation to remove certain conditions required of the Smiths before the EURA is required to make the second half settlement payment;

NOW THEREFORE, for good and valuable consideration, the receipt and sufficiency of which is hereby acknowledged, the Parties agree to amend the Stipulation as follows:

1. Paragraph 7 of the Stipulation shall be deleted entirely.
2. Paragraph 10 shall be deleted and entirely replaced with the following new Paragraph 10:
 10. EURA to pay an administrative settlement to Smiths of \$67,500. Half that amount, \$33,750, shall be paid within twenty (20) days after demolition referenced in paragraph two (2) herein is complete and inspected by EURA. The remaining half shall be paid within ten (10) days of the execution of this Agreement by both Parties.

 3. This Agreement shall be effective December 6, 2016. The above noted recitals are incorporated into this Agreement as if set forth fully herein. The Stipulation as amended by this Agreement shall expire by its terms upon the payment by the EURA to the Smiths of the second half of the administrative settlement referenced in Paragraph 10.

Plaintiff

Eagle Urban Renewal Agency



Jeff Kunz, Board Chairman

Attest: 

Lindsey Pretty Weasel, Secretary

Defendants



Sandy Jo Smith



Richard Lee Smith