

**AMENDMENT TO AGREEMENT FOR FIRE PREVENTION,
PROTECTION AND EMERGENCY MEDICAL CARE – CITY OF
NORTH BEND/KING COUNTY FIRE PROTECTION DISTRICT NO. 10**

THIS AMENDMENT is executed and entered into effective September 16, 1997, by and between **KING COUNTY FIRE PROTECTION DISTRICT NO. 10** ("District") and the **CITY OF NORTH BEND** ("City"), both municipal corporations of the State of Washington.

RECITALS

A. The District and the City entered into an "Agreement for Fire Prevention, Protection and Emergency Medical Care--City of North Bend/King County Fire Protection District 10" dated January 4, 1994 ("Agreement").

B. The District and the City disagree regarding the manner of computing the amount that the City shall pay to the District for services pursuant to the Agreement.

C. To resolve the dispute without litigation in a manner that is fair and reasonable to both the District and the City, the parties desire to amend the Agreement to clarify the rights and obligations of both parties under the Agreement.

NOW, THEREFORE, in consideration of the mutual covenants and conditions contained in this Amendment and the Agreement, the parties agree as follows:

1. Amendment of First Sentence of Paragraph 5 of the Agreement. The first sentence of paragraph 5 of the Agreement is amended as follows:

For the provision of fire services, the City shall pay to the District an amount equal to the taxes that would be raised in the City through real property tax levies at the following rates per thousand dollars of assessed valuation:

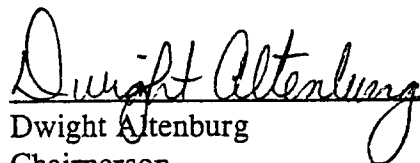
- A. For the years 1994 and 1995, at the District's levy rate. The parties agree that this subparagraph A has been fully satisfied and performed.
- B. For the year 1996 at the rate of \$1.2551, and for the year 1997 at the rate of \$1.25224. Any outstanding amount due for 1996 and the first half of 1997 on the date of execution of this Amendment shall be due on or before September 30, 1997. The amount due for the second half of 1997 shall be due on or before December 31, 1997.
- C. For the year 1998, at the District's levy rate.

D. Not later than December 31, 1998, the District shall pay \$27,500 to the City, which sum reflects the proceeds of the sale of the City's former fire truck.

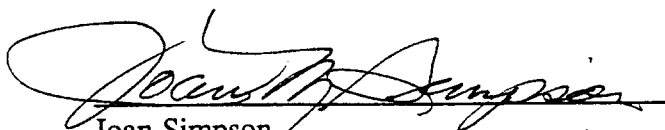
2. Deletion of Second Sentence of Paragraph 12 C of the Agreement. The second sentence of paragraph 12 C of the Agreement is deleted.

IN WITNESS WHEREOF, the parties have executed this Agreement.

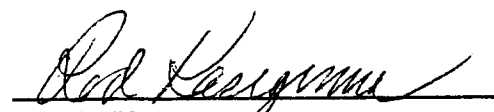
KING COUNTY FIRE PROTECTION
DISTRICT NO. 10


Dwight Altenburg
Chairperson

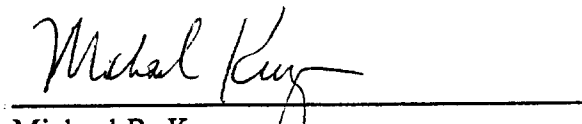
CITY OF NORTH BEND


Joan Simpson
Mayor

Approved as to form:


Rod P. Kaseguma
General Counsel

Approved as to form:


Michael R. Kenyon
City Attorney