AMENDMENT NO. 3

TO THE PURCHASE AND SALE AGREEMENT FOR REAL PROPERTY LOCATED IN THE INCORPORATED COUNTY OF LOS ALAMOS COMMONLY REFERRED TO AS A-13-2 AND A-12 SITES

This Amendment No. 3 ("Third Amendment") is entered into effective as of April 24, 2020 by and between the Incorporated County of Los Alamos ("County" or "Seller"), and LAH Investors, LLC, a New Mexico limited liability company ("Purchaser"), and collectively the "Parties" for purposes of amending that certain Purchase and Sale Agreement ("Agreement"), dated January 8, 2018, as amended by letter amendment ("First Amendment") between the Parties, and as further amended by that Amendment No. 2 to the Purchase and Sale Agreement for Real Property Located in the Incorporated County of Los Alamos commonly referred to as A-13-2 and A-12 Sites ("Second Amendment"). The Agreement, as amended by the First Amendment and Second Amendment, is referred to herein collectively as the "Agreement." The Agreement is hereby amended as follows:

- 1. Regarding Article I, Section 1.1(g), the Due Diligence Period is hereby extended by 90 days to July 22, 2020. No additional Earnest Money shall be required for this extension beyond the additional non-refundable Earnest Money payment made pursuant to the Second Amendment, which payment has heretofore been received by the Escrow Officer. All other remaining terms and condition of Article I, Section 1.1(g) remain unchanged and in full force and effect
- 2. Regarding Article I, Section 1.1(h), the Closing Date shall be extended by 90 days to October 23, 2020, provided, however, that the Parties may elect to close at any time prior to October 23, 2020.
- 3. Regarding Article IX, Section 9.5, the above change in the Closing Date does not change the Project Completion Date which remains April 27, 2023,
- 4. Except as modified by this Third Amendment, the terms and conditions of the Agreement shall remain unchanged and in full force and effect.

NAOMI D. MAESTAS **COUNTY CLERK**

Approved as to form:

/s/ J. Alvin Leaphart J. ALVIN LEAPHART **COUNTY ATTORNEY**

INCORPORATED COUNTY OF LOS ALAMOS

/s/ Harry Burgess

HARRY BURGESS COUNTY MANAGER

LAH INVESTORS, LLC

BY: SANTA FE PROPERTIES REAL ESTATE CO., INC.

ITS: MANAGING MEMBER

BY: JEREMY GINNETT ITS: TREASURER



