

FIRST AMENDMENT TO ENVIRONMENTAL IMPACT REPORT
FUNDING AGREEMENT

This first amendment (this "First Amendment") to the Environmental Impact Report Funding Agreement dated April 17, 2007 (the "Agreement"), by and between the City of Redlands, a municipal corporation (hereinafter "City"), and Wal-Mart Stores, Inc., (hereinafter "Applicant"), is made and entered into this 5th day of August, 2008.

RECITALS

WHEREAS, it is the desire of City and Applicant to amend Section 1 of their Agreement, entitled "Funding Obligation,"

NOW THEREFORE, the Agreement between City and Applicant is hereby amended to read as follows:

"Section 1. Funding Obligation. Within ten (10) days of the date of written request of City, Applicant shall deposit the sum of One Hundred Ninety-Three Thousand Seven Hundred Sixty Dollars (\$193,760.00) (the "Deposit") with City to engage the consultant who will commence work on the EIR. The estimated cost of the EIR is Four Hundred Fifty-Three Thousand Dollars (\$453,000.00) which includes the sum of Three Hundred Seventy-Seven Thousand Five Hundred Dollars (\$377,500.00) as the estimated fee for the consultant's work and the sum of Seventy-Five Thousand Five Hundred Dollars (\$75,500.00) as the estimated administrative costs which will be incurred by City. The Deposit will be applied towards the total cost of the EIR. Applicant shall thereafter make payments to City for the balance of all other costs and expenses for preparation of the EIR within ten (10) days of the date City submits written invoices to Applicant."

Section 2. All other provisions of the Agreement shall remain in full force and effect.

IN WITNESS WHEREOF, the Parties hereto have executed this First Amendment, to be effective as of August 5, 2008.

CITY OF REDLANDS

By: 
Jon Harrison, Mayor

Date August 5, 2008

ATTEST:


Lorrie Poyzer, City Clerk

Date August 5, 2008

WALMART STORES, INC.

By: 
Name

Date 8/1/08

Title: Regional Vice President

ATTEST:

By: 
Secretary

Date 8/1/08