

**LEASE AMENDMENT NO. 2**

**CITY OF VALDEZ**

**AND**

**PETER PAN SEAFOODS, INC.**

THIS LEASE AMENDMENT NO. 2 is made between the City of Valdez, P.O. Box 307, Valdez, Alaska 99686, a municipal corporation organized under the laws of the State of Alaska, hereinafter referred to as LESSOR, and, **Peter Pan Seafoods, Inc., 2200 6<sup>th</sup> Ave., Seattle, WA 98121-1820** hereinafter referred to as LESSEE.

WHEREAS, the City of Valdez entered into a lease\* of 39,376 square feet, a Portion of USS 495 Tidelands, with Peter Pan Seafoods, Inc. on October 1, 2002 for twelve (12) years, commencing on December 1, 2001 and ending the last day of November, 2013 with an additional six, five-year renewal options; and

WHEREAS, a Memorandum of Lease for Recordation was executed on January 28, 2004, Document No. 2004-000-100-0 of the Valdez Recording District; and

WHEREAS, Lease Amendment No. 1, dated September 18, 2012, was signed and recorded amending language in Section 3.02 Adjustment of Rent; and

NOW, THEREFORE, LESSOR and LESSEE agree as follows:

1) The current lease for Peter Pan Seafoods will expire the last day of November 2013 with six (6) five (5) year options to renew. Peter Pan Seafoods is choosing to exercise their first of six five-year options to renew for the period commencing December 1, 2013 and ending the last day of November 2018.

2) All other terms, covenants, and conditions of said lease shall remain in full force and effect.

IN WITNESS WHEREOF the parties hereto have set their hands and seals as of this 20th day of NOVEMBER, 2013.

**LESSOR:**

CITY OF VALDEZ  
An Alaskan Municipal Corporation

By: David C Cobb

David C. Cobb, Mayor

**LESSEE:**

PETER PAN SEAFOODS, INC.

By: Barry D Collier

Barry D. Collier, President/CEO

\*Original lease was not recorded

City of Valdez

Lease Amendment No. 2 – Peter Pan Seafoods, Inc.-.39,376 sq. ft. Ptn. USS 495-SBH Dock

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Attest: *Sheri L. Pierce*  
Sheri Pierce, MMC, City Clerk



APPROVED AS TO FORM:

WALKER & RICHARDS, LLC  
Attorneys for City of Valdez

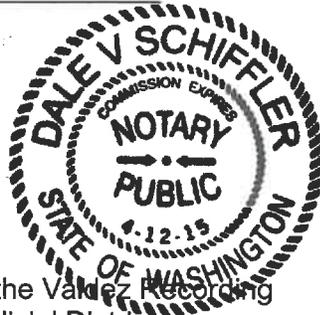
By: *William M. Walker*  
William M. Walker

STATE OF WASHINGTON )  
 ) ss.  
 )

I, DALE V. SCHIFFLER, hereby certify that I know or have satisfactory evidence that BARRY D. COLLIER is the person who appeared before me, and said person acknowledged that he signed this Amendment No. 2, on oath stated that he was authorized to execute the instrument and acknowledged it as the Chief Executive Officer of **Peter Pan Seafoods, Inc.** to be the free and voluntary act of such party for the uses and purposes mentioned in the instrument.

DATED: 11-20-13

*Dale V. Schiffler*



Print Name: DALE V. SCHIFFLER  
NOTARY PUBLIC in and for the State of  
Washington, residing at: LAKE FOREST PARK  
My appointment expires: 4-12-15

For recording in the Valdez Recording  
District, Third Judicial District,  
State of Alaska

Upon recording return to:  
City of Valdez  
P.O. Box 307  
Valdez, AK 99686