

FIRST AMENDMENT TO LICENSE AGREEMENT

This First Amendment ("Amendment") to License Agreement is being made this 6th day of October, 2009, between MONTGOMERY COUNTY, MARYLAND, a body corporate and politic and a political subdivision of the State of Maryland (the "County") and The Clara Barton Day Care Center, Inc., a Maryland private non-profit corporation and a Child Care Provider (the "Licensee" or the "Provider"), (the County and the Licensee or Provider together the "Parties.").

WHEREAS, the Parties entered into a License Agreement dated February 18, 2008 (the "License") for the Licensed Premises described as containing approximately 2,905 licensable square feet located in Building located at 7425 MacArthur Boulevard, Cabin John, Maryland, 20818, in Montgomery County, Maryland (the "Licensed Premises"); and

WHEREAS, the License Agreement terminates on June 30, 2009; and

WHEREAS, the Licensee has an option to renew the term of the License for two (2) years, provided the Licensee has met all the terms and conditions of the License; and

WHEREAS, under the terms of the License the Licensee is required to obtain and maintain accreditation of its Program by the Maryland State Department of Education or the National Association for the Education of Young Children; and

WHEREAS, the Licensee is in the process of obtaining said accreditation and in lieu of the Licensee exercising the first option, the County has agreed to extend the term of the License for one (1) year to allow the Licensee to obtain such accreditation; and

WHEREAS, the County hereby elects to extend the License, subject to certain terms and conditions agreed upon by the Parties as follows:

NOW THEREFORE, for the mutual promises herein contained and for other valuable consideration, the receipt and sufficiency of which is hereby acknowledged, the Parties hereby agree as follows:

1. Unless otherwise set forth in this First Amendment to License, all capitalized terms shall have the same meanings as set forth in the License.
2. Extended Term: Under the terms and conditions of paragraph 2, the License Term expired on June 30, 2009. The County has agreed to extend the term of the License for one (1) additional year, so that the expiration date shall be June 30, 2010. The period from July 1, 2009 through June 30, 2010 is hereafter referred to as the "Extended Term".
- 3.. The Licensee is in good standing with the State of Maryland and has a current and valid License to operate a child Day Care Center.
4. The Licensee is in the process of obtaining accreditation with the Maryland State Department of Accreditation. The Licensee will keep the County informed of its progress towards obtaining accreditation.
5. This First Amendment to License Agreement is incorporated into the License Agreement and shall be deemed a part thereof. All terms and provisions of the License Agreement not expressly modified in this First Amendment shall remain the same and in full force and effect.

SIGNATURE PAGE FOLLOWS

IN WITNESS WHEREOF, the Parties hereto have caused this First Amendment to License Agreement to be properly executed.

WITNESS:

COUNTY:

MONTGOMERY COUNTY, MARYLAND

By: Julie White

By: Diane Schwartz Jones

Diane Schwartz Jones
Assistant Chief Administrative Officer

Date: 10/6/09

WITNESS:

LICENSEE:

CLARA BARTON DAY CARE CENTER, INC.

By: Paula Cuman

By: Linda M. Orr

Date: 9/21/09

APPROVED AS TO FORM & LEGALITY RECOMMENDED:
OFFICE OF THE COUNTY ATTORNEY

By: Alfred Mergerson

By: Cynthia L. Brenneman

Cynthia L. Brenneman, Director
Office of Real Estate

Date: 9/16/09

Date: 9/16/09