

NAT-17006-AIRPLSRVY
FIXED-WING AERIAL SURVEYS
Between The State of Delaware
and
Chorman Spraying, LLC

Amendment 1

THIS AMENDMENT #1 is an amendment to Contract NAT-17006-AIRPLSRVY between Chorman Spraying, LLC and the State of Delaware effective May 5, 2017. The terms, words, and phrases used on this Amendment #1 shall have the same meaning as set forth under the Contract, unless expressly stated otherwise. If there is a direct conflict between a term of this Amendment #1 and the terms of the Contract with respect to the subject matter of this Amendment #1, the terms of this Amendment #1 shall prevail.

WHEREAS, Delaware desires to obtain FIXED-WING AERIAL SURVEYS;

WHEREAS, Chorman Spraying, LLC desires to provide FIXED-WING AERIAL SURVEYS to Delaware in the terms set below;

WHEREAS, Delaware and Chorman Spraying, LLC represent and warrant that each party has full right, power and authority to enter into and perform under this Contract;

FOR AND IN CONSIDERATION OF the premises and mutual agreements herein, Delaware and Chorman Spraying, LLC agree as the Contract may be amended as follows:

The contract period shall be extended for one year, effective through April 30, 2019. With the extension of the contract, timelines associated with services provided has been adjusted as mutually agreed and outlined below. All other terms and conditions remain the same.

It is mutually agreed that the phrase, "It is anticipated that 16 to 24 hours of flight time will be necessary to complete the survey objectives", referenced in Appendix B and pertaining to the Bald Eagle Nest Monitoring Surveys, will read "It is anticipated that 16 to 24 hours of flight time may be necessary to complete the survey objectives."

It is mutually agreed that the phrase, "for twice monthly surveys from October 2017 through September 2018", referenced in Appendix B and pertaining to the Waterfowl Surveys, is stricken.

No clause in this Amendment #1 shall be considered a waiver of any portion of the Contract as previously executed between Chorman Spraying, LLC and the State of Delaware.

This Amendment #1 was drafted with the joint participation of the undersigned parties and shall be construed neither against nor in favor of either, but rather in accordance with the fair meaning thereof.

[This space intentionally blank – signature page immediately follows]