

**Modification Two to SAA2-402531**

**REIMBURSABLE SPACE ACT AGREEMENT  
BETWEEN  
THE NATIONAL AERONAUTICS AND SPACE ADMINISTRATION  
AMES RESEARCH CENTER  
AND  
THE CITY OF SAN JOSE  
FOR  
UTILIZATION OF MOFFETT FEDERAL AIRFIELD FOR  
ENFORCEMENT AND EMERGENCY RESPONSE CAPABILITIES**

The City of San Jose (hereinafter referred to as "Partner") and the National Aeronautics and Space Administration (hereinafter referred to as "NASA") executed a Reimbursable Space Act Agreement on October 15, 2009, as amended by Modification One, effective October 15, 2010 (collectively the "Original Agreement") for the purpose of Utilization of Moffett Federal Airfield for Enforcement and Emergency Response Capabilities by the San Jose Police Department. Each capitalized term used in this Modification, but not defined herein, shall have the meaning ascribed to it in the Original Agreement.

The Parties desire to extend further the term of the Original Agreement. Effective as of the date of the last signature below, the Parties desire to amend the Original Agreement by deleting Article 12 of the Original Agreement and restating in its entirety as follows:

"This Agreement becomes effective upon the date of the last signature below and shall remain in effect until the completion of all obligations of both parties hereto, or September 30, 2013, whichever comes first."

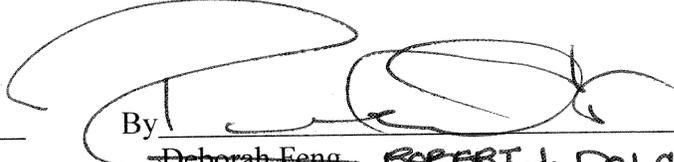
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Except as set forth in this Modification, the provisions of the Original Agreement remain in full force. If the provisions of this Modification conflict with the provisions of the Original Agreement, then the provisions of this Modification shall prevail.

**CITY OF SAN JOSE**

**NATIONAL AERONAUTICS AND  
SPACE ADMINISTRATION**

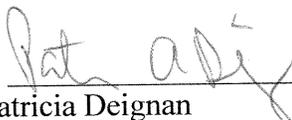
By   
\_\_\_\_\_  
Edward K. Shikada  
Assistant City Manager

By   
\_\_\_\_\_  
~~Deborah Feng~~ **ROBERT J. DOLCI**  
Director of Center Operations (ACTING)

Date: 9/29/11

Date: 9/29/11

Approved as to Form:

By   
\_\_\_\_\_  
Patricia Deignan  
Chief Deputy City Attorney