

Amendment to Property Use and Development Agreement

<i>When Recorded, Return to:</i>	
THE CITY CLERK 600 Fourth Avenue, Floor 3 PO Box 94728 Seattle, Washington 98124-4728	

AMENDMENT TO PROPERTY USE AND DEVELOPMENT AGREEMENT

Grantor(s):	(1)	5201 Rainier LLC, a Washington limited liability company	(2)	n/a
<input type="checkbox"/> Additional grantors on page <u>n/a</u>				
Grantee:	(1)	The City of Seattle		
<input type="checkbox"/> Additional on page <u>n/a</u>				
Legal Description <i>(abbreviated if necessary):</i>	All of Tract 31 and the north 50 feet of Tract 32 of Morningside Acre Tracts, as per plat recorded in Volume 9 of Plats, Page 64, record of King County Auditor; Except that portion which lies north of a line drawn perpendicular to the east line of 39th Ave South from a point thereon which is 30 feet south of the most northerly point of said Tract 31; Situate in the City of Seattle, County of King, State of Washington.			
<input type="checkbox"/> Additional legal description on page <u>n/a</u> :				
Assessor's Tax Parcel ID #:	5649600378 and 5649600385			
Reference Nos. of Documents Released or Assigned:				

THIS AMENDMENT (the “Amendment”) to the PROPERTY USE AND DEVELOPMENT AGREEMENT recorded under King County Recording Number 20180831001969 (the "PUDA") is executed this _____ day of _____, 2026, in favor of the CITY OF SEATTLE (the "City"), a Washington municipal corporation, by 5201 Rainier LLC, a Washington limited liability company (the "Owner").

All terms not defined herein shall have the same meaning as in the PUDA.

1. Section 3 of the PUDA is amended to read as follows:

Section 3. The new zoning designation shall expire according to SMC 23.76.060.C and SMC 23.76.060.E, or if the rezone is revoked pursuant to SMC 23.34.004.

2. Section 4 of the PUDA is amended to read as follows:

Section 4. The conditions listed in Section 1 of this Agreement shall expire according to SMC 23.76.060.C and SMC 23.76.060.E, or if the rezone is revoked pursuant to SMC 23.34.004.

3. No Other Changes. Except as set forth herein, the PUDA shall remain in full force and effect.

[Signature Pages Follow]

SIGNED this ____ day of ____, 2026.

5201 Rainier LLC,
a Washington limited liability company

By: MS Ventures LLC,
a Washington limited liability company

Its: Manager

By: Scott E. Shapiro

Its: Manager

On this day personally appeared before me Scott E. Shapiro, to me known to be the Manager of MS Ventures LLC, a Washington limited liability company that executed the foregoing instrument, and acknowledged such instrument to be the free and voluntary act and deed of such limited liability company, for the uses and purposes therein mentioned, and on oath stated that he was duly authorized to execute such instrument.

GIVEN UNDER MY HAND AND OFFICIAL SEAL this ____ day of ____, 2026.

		Printed Name _____
		NOTARY PUBLIC in and for the State of Washington, residing at _____
		My Commission Expires _____
STATE OF WASHINGTON COUNTY OF KING	}	ss.