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EXTENSIONS LEGAL

**FIRST AMENDMENT TO THE
INTERAGENCY TRANSFER AGREEMENT
75RCCJPA-2**

BETWEEN

**THE STATE OF CALIFORNIA
DEPARTMENT OF TRANSPORTATION**

AND THE

**CAPITOL CORRIDOR
JOINT POWERS AUTHORITY**

This Amendment (Amendment) to the Interagency Transfer Agreement entered into between the parties as of July 7, 1998 (Agreement) is made and entered into effective November 10, 2003, in the State of California by and between the Capitol Corridor Joint Powers Authority (Authority), a joint exercise of powers authority organized under the provisions of Government Code Sections 6500 et seq. and the State of California (State), acting by and through its Department of Transportation.

WHEREAS, the Agreement executed by and between the Authority and the State presently, among other things, (1) establishes the term of the Authority, (2) sets forth route miles for connecting feeder bus routes, and (3) identifies certain requirements for the annual Business Plan Update; and

WHEREAS, the Agreement allows for this Amendment to be made; and

WHEREAS, pursuant to the enactment of Assembly Bill No. 1717 on September 24, 2003 (Chapter 525), the following revisions are made to the Agreement.

NOW THEREFORE, in consideration of the mutual covenants herein contained, the parties agree as follows:

1. Delete the phrase "for each of the initial five years of the transfer" in Section 1.6 of the Agreement.
2. At the end of Section 3.2 of the Agreement, add the following sentence:

"If such option is properly exercised on a timely basis, and the Authority has met or exceeded Performance Standards as required hereby and is not otherwise in material breach of any term, condition, or other obligation under this Agreement during such three-year renewal term, then the Term of this Agreement shall continue on and after such sixth anniversary date until terminated as set forth in Article 17 below."
3. Delete the first paragraph of Section 9.3 in its entirety, and replace it with the following:

"The Authority may change schedules of Corridor trains and may, in accordance with the provisions of Government Code Section 14035.2, reduce the number of feeder bus route miles, discontinue individual bus trips, and change schedules of the connecting bus routes administered by the Authority as listed in Section 9.1 above. Such rail or bus schedule changes may break or eliminate existing Corridor feeder bus connections with the following San Joaquin Corridor feeder bus routes (or with San Joaquin Corridor train service) administered by the State or its successor:"

4. Delete subdivision a. of Section 10.7 in its entirety, and replace it with the following:


"A report on recent as well as historical performance of the Service (including a comparison of actual performance to Performance Standards), an overall operating plan including proposed service enhancements to increase ridership and provide for increased traveler demands in the Corridor for the upcoming year, short term and long term capital improvement programs, funding requirements for the upcoming fiscal year, and an action plan with specific performance goals and objectives."

In Witness whereof, the parties have signed this Agreement of the date set forth above.

CAPITOL CORRIDOR JOINT POWERS
AUTHORITY

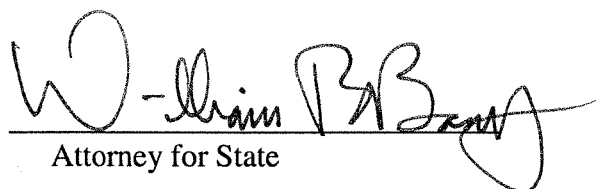
By: 
Kathy Sands, Chair

Approved as to Form and Procedure:

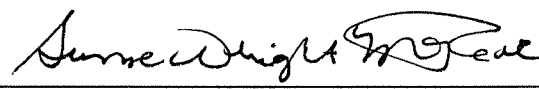
By: 
Attorney for Authority

STATE OF CALIFORNIA
DEPARTMENT OF TRANSPORTATION

By: 
Director

By: 
Attorney for State

BUSINESS, TRANSPORTATION AND HOUSING AGENCY

By: 
Secretary