

**AMENDMENT NO. 4
TO THE PROFESSIONAL SERVICES AGREEMENT
WITH MONTGOMERY & ANDREWS, P.A.
FOR LEGAL SERVICES**

THIS AMENDMENT is made and entered into as of this ___ day of _____, 2011, by and between **Santa Fe County**, a political subdivision of the State of New Mexico (hereinafter referred to as "the County") and Montgomery & Andrews, P.A., a California professional association providing legal services with its principal place of business located at 325 Paseo de Peralta, Santa Fe, NM, 87501, (hereinafter referred to as "the Contractor").

WHEREAS, pursuant to NMSA 1978, Section 13-1-112, the County issued Request for Proposal No. 29-0039-LG/JC for procurement of the Professional Services;

WHEREAS, the County and the Contractor entered into a Professional Services Agreement on March 30, 2009, in the amount of \$95,000.00; and

WHEREAS, Article 18, "NO ORAL MODIFICATIONS; WRITTEN AMENDMENTS REQUIRED," of the Agreement allows the parties to amend the Agreement by an instrument in writing executed by the parties; and

WHEREAS, Amendment No. 1 increased compensation in the amount of \$105,000.00; and

WHEREAS, Amendment No. 2 to increased compensation in the amount of \$100,000.00 for a total contract amount of \$300,000.00; and

WHEREAS, Amendment No. 3 to increased compensation in the amount of \$35,000.00 for a total contract amount of \$335,000.00; and

WHEREAS, the parties desire to enter into this Amendment No. 4 to increase compensation in the amount of \$43,000.00 for a total contract amount of \$378,000.00

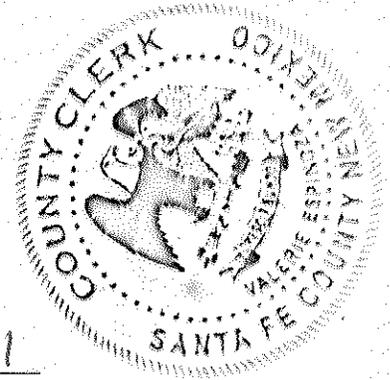
NOW, THEREFORE, IT IS AGREED AS FOLLOWS:

1. Paragraph 3, "COMPENSATION AND INVOICING," subsection A(1) of the Agreement is hereby amended by deleting the first sentence in its entirety and adding the following sentence:
 1. The total compensation to be paid under this Agreement shall not exceed \$378,000.00 exclusive of gross receipts tax.
2. All other provisions of the Agreement not amended, replaced, or superseded by Amendment No. 1, 2, 3 or by this Amendment No. 4 shall remain in full force and effect.

IN WITNESS WHEREOF, the parties have executed this Agreement as of the date first written above.

SANTA FE COUNTY


Virginia Vigil, Chair
Santa Fe Board of County Commissioners

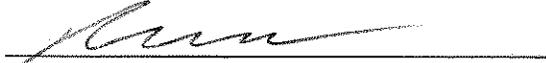


ATTEST TO:


Valerie Espinoza
Santa Fe County Clerk

2/9/2011
Date

APPROVED AS TO FORM:


Stephen C. Ross
Santa Fe County Attorney

1-4-11
Date

FINANCE DEPARTMENT APPROVAL:


Teresa C. Martinez
Santa Fe County Finance Director

1/12/11
Date

MONTGOMERY & ANDREWS, P.A.:

By: 
Stephen S. Hamilton

2/10/11
Date

FEDERAL ID NUMBER: 85-0262814