Contract Number CM1219-A3 Bid/Proposal Number NC07-021

AMENDMENT NUMBER 3/ THIRD EXTENSION TO THE AGREEMENT FOR ASPHALT - SUPERPAVE

17th this THIS ADDENDUM entered into day of August , 2011 by and between the BOARD OF COUNTY COMMISSIONERS OF NASSAU COUNTY, FLORIDA, a political subdivision of the State of Florida, (hereinafter referred to as "County") and OLDCASTLE SOUTHERN GROUP, INC., a Georgia corporation formerly known as APAC - SOUTHEAST, INC., 11482 Columbia Park Drive W., Suite 3, Jacksonville, Florida 32258, (hereinafter referred to as "Vendor").

WHEREAS, the parties entered into an Agreement dated October 22, 2007 for Asphalt-Super Pave; and

WHEREAS, the original agreement provided for an initial term beginning October 22, 2007 and ending September 30, 2009, with an option to extend upon mutual contract between the vendor and the County; any extension of performance period under this provision shall be in one (1) year increments; and

WHEREAS, the parties agreed to extend the agreement for the period beginning October 1, 2009 and ending September 30, 2010, and for the period beginning October 1, 2010 and ending September 30, 2011; and

WHEREAS, effective December 31, 2010, APAC-Southeast, Inc. changed its legal name to Oldcastle Southern Group, Inc.; and

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WHEREAS, the parties desire to amend and extend said Agreement entered into October 22, 2007.

NOW, THEREFORE, FOR AND IN CONSIDERATION of the mutual covenants and agreements herein contained, the parties hereto agree as follows:

- Name Change. This amendment is an administrative change to the agreement which both parties acknowledge that, effective December 31, 2010, APAC-Southeast, Inc. changed its name to Oldcastle Southern Group, Inc., but will not change any other corporate formalities.
- 2. In accordance with Section 20 of the Agreement dated October 22, 2007, the performance period is hereby extended for an additional one (1) year beginning October 1, 2011 and ending September 30, 2012.
- 3. All other provisions of said Agreement not in conflict with this Addendum shall remain in full force and effect.
- 4. Time is of the essence.

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Contract Number CM1219-A3 Bid/Proposal Number NC07-021

BOARD OF COUNTY COMMISSIONERS NASSAU, COUNTY, FLORIDA

WALTER J. BOAT ÍGHT

Its: Chair

Attest to Authenticity of Chair's Signature CRAWFORD JOHNA J. BK Ex-Officio Clerk Its: 811 "¹⁹¹8 مل

Approved as to form and legality by the Nassau County Attonney:

DAVID A. HALLMAN

[SIGNATURES CONTINUE ON NEXT PAGE]

OLDCASTLE SOUTHERN GROUP, INC.

STATE OF	FLOREDA
COUNTY OF	Duval

Before me personally appeared, **bonn W.Taylor**, who is personally known or produced as identification, known to be the person described in and who executed the foregoing instrument, and acknowledged to and before me that he/she executed said instrument for the purposes therein expressed.

WITNESS my hand and official seal, this 6th day of July _____, 2011. Melinda Lewis My commission # DD 981094 EXPIRES: August 10, 2014 Bonded Thru Notary Public Underwriters

Notary-Public-State of My Commission expires:

