

**Second Amendment to the
County of Humboldt Headwaters Revolving Loan Fund
Master Participation Agreement Between the County of Humboldt and
Redwood Regional Economic Development Commission (RREDC)**

This Second Amendment to the Master Loan Participation Agreement (Agreement) previously entered into April 8, 2014, by and between the County of Humboldt (Participant) and the Redwood Region Economic Development Commission (Lender) (the Parties), is effective on this ____ day of _____, 2022.

RECITALS

- C. WHEREAS, the Parties entered into the Agreement to establish terms and conditions for Lender's participation in the Participant's Headwaters Fund Revolving Loan Fund Program (Loan Fund) as defined and described in The Headwaters Fund Revolving Loan Fund Lender Manual (Lender Manual), as amended from time to time;
- D. WHEREAS, the Parties adopted a First Amendment to the Agreement to incorporate specific changes in response to the COVID-19 pandemic in April 2020;
- E. WHEREAS, the Parties now wish to revise certain terms of the Agreement and the First Amendment in order to provide greater flexibility and ease of lending for the Parties.

AGREEMENT

NOW, THEREFORE, in consideration of the mutual representations, covenants and agreements contained herein and other good and valuable consideration, receipt and sufficiency of which is hereby acknowledged, the Parties hereto agree as follows:

1. Section 16, Amounts Payable to Lender, is hereby amended as follows:

16. Amounts Payable to Lender. As stated in Section 2, Participant's purchase of the Participating Interest entails the right to receive specified funds paid in connection with the Participation Loan. Accordingly, Lender will be entitled to retain the following except as otherwise set forth in the applicable Participation Certificate:

- A. ~~If the total loan is less than \$300,000, thirty five percent (35%)~~ **Forty percent (40%)** of interest collected on the Participating Interest, ~~as a Service Fee. As of the date of this contract, new loans underwritten in the amount of \$300,000 or less cannot exceed 25% of the total Participant's portfolio, unless with prior consent of Participant.~~
- B. ~~If the total loan is greater than \$300,000, one percent (1%) will be collected on the unpaid balance as a Service Fee.~~

