

**Amendment Number 1**  
to  
**Contract Number DIR-TSO-4192**  
between  
**State of Texas, acting by and through the Department of Information Resources**  
and  
**NWN Corporation**

This Amendment Number 1 to **Contract** Number **DIR-TSO-4192** ("**Contract**") is between the Department of Information Resources ("**DIR**") and NWN Corporation ("**Vendor**"). DIR and Vendor agree to modify the terms and conditions of the **Contract** as follows:

1. **Contract, Section 1, Introduction, C. Order of Precedence**, is hereby restated in its entirety as follows:

**C. Order of Precedence**

For purchase transactions under this Contract, the order of precedence shall be as follows: this Contract; Appendix A, Standard Terms and Conditions For Products and Related Services Contracts; Appendix B, Vendor's Historically Underutilized Businesses Subcontracting Plan; Appendix C, Pricing Index; Appendix D, Master Lease Agreement; Appendix E, Master Operating Lease Agreement; Exhibit 1 RFO DIR-TSO-TMP-425, including all addenda; are incorporated by reference and constitute the entire agreement between DIR and Vendor governing purchase transactions.

For Lease transactions under this Contract the order of precedence shall be as follows: this Contract; Appendix D, Master Lease Agreement or Appendix E, Master Operating Lease Agreement, as applicable depending on the type of lease; Appendix A, Standard Terms and Conditions For Products and Related Services Contracts; Appendix B, Vendor's Historically Underutilized Businesses Subcontracting Plan; Appendix C, Pricing Index; Exhibit 1 RFO DIR-TSO-TMP-425, including all addenda; are incorporated by reference and constitute the entire agreement between DIR and Vendor governing lease transactions. In the event and to the extent any provisions contained in multiple documents address the same or substantially the same subject matter but do not actually conflict, the more recent provisions shall be deemed to have superseded earlier provisions.

2. **Appendix D, Master Lease Agreement**, is hereby added to the Contract.
3. **Appendix E, Master Operating Lease Agreement**, is hereby added to the Contract.

All other terms and conditions of the **Contract [as amended]**, not expressly amended

herein, shall remain in full force and effect. In the event of conflict among the provisions, the order of precedence shall be Amendment Number 1, and then the Contract.”

**IN WITNESS WHEREOF**, the parties hereby execute this amendment to be effective as of the date of the last signature.

**NWN Corporation**

**Authorized By:** Signature on file

**Name:** Steve Lonon

**Title:** Vice President of Sales

**Date:** 12/18/2019

**The State of Texas, acting by and through the Department of Information Resources**

**Authorized By:** Signature on file

**Name:** Hershel Becker

**Title:** Chief Procurement Officer

**Date:** 01/03/2020

**Office of General Counsel:** Signature on file 12/31/2019