

EXHIBIT E-1

SPRINGING PROVISIONS RELATED TO THE EXTENDED TERM CIP

If and upon the automatic extension of the Term of this Agreement pursuant to Section 2.2, “Extended Term,” the following provisions shall be effective and incorporated in this Agreement as a new Section 8.9:

Section 8.9 Approval of the Extended Term CIP.

(a) The Parties each hereby approve the cost and scope of the additional Capital Improvements set forth in **Exhibit E-2** (the “***Extended Term CIP***”), including the total projected Net Project Costs of such Extended Term CIP set forth in **Exhibit E-2** (the “***Extended Term CIP Cap***”). Such approval constitutes Airline’s MII approval of the Extended Term CIP for the purposes of this Article 8 and the City may proceed with the planning, design and construction for the Extended Term CIP without further MII consideration, and include such costs in the calculation of Airline rentals, fees and charges, provided that:

(i) If, at the time the City receives bids for construction, a Capital Improvement that is part of the Extended Term CIP will exceed the original estimate of Net Project Costs provided on **Exhibit E-2** for such Capital Improvement by more than ten percent (10%) (as calculated based on adjusting the original estimate for any increase in the CPI during the time between notifying Airline of such estimate and receiving bids), the City may not proceed unless:

(A) the Extended Term CIP Cap will not be exceeded by more than ten percent (10%);

(B) the City revises the Extended Term CIP such that the Extended Term CIP Cap is not exceeded by more than ten percent (10%) and provides a copy of the revised Extended Term CIP to Airline; or

(C) an MII approves the adjusted estimate for such Capital Improvement pursuant to the procedures in Section 8.7, “MII Approval and Deferral Process.” If an MII approves such Capital Improvement pursuant to this subsection, the adjusted estimate shall be incorporated into the Extended Term CIP and the Extended Term CIP Cap shall be adjusted accordingly.