

**MONTANA BOARD OF HORSE RACING
RACETRACK AWARD
CONTRACT AMENDMENT #25-78-MBOHR-01B**

This Contract amendment is entered into by and between the Montana Board of Horse Racing (“Board”) and Great Falls Turf Club, Inc. (“Grantee”).

The Grantee and the Board mutually agree to amend Contract #25-78-MBOHR-01, executed by them on January 3, 2025, and as amended by Contract #25-78-MBOHR-01A (the “Contract”) as follows:

1. Section 4. EFFECTIVE DATE AND TIME OF PERFORMANCE is amended to read as follows:

Section 4. EFFECTIVE DATE AND TIME OF PERFORMANCE

- (a) This Contract shall take effect on December 1, 2024 and will terminate on January 31, 2027, unless otherwise terminated in accordance with this Contract.
- (b) The Board may grant an extension to this Contract upon request by the Grantee if the Board determines, in its sole discretion, that the Grantee has demonstrated progress toward completion of the scope of work, has engaged in a good faith effort to comply with the duties, terms, and conditions of this Contract, or the failure to comply with any of those services, duties, terms, or conditions resulted from circumstances beyond the Grantee's control. A written request for an extension must be submitted at least sixty (60) days prior to the Contract termination date.

2. Section 5, SCOPE OF WORK is amended to read as follows:

Section 5, SCOPE OF WORK

- (a) The Grantee shall use all of the awarded funds under this Contract for the following activities associated at the Grantee’s horse racetrack located in Great Falls, MT (“Racetrack”):
 - i. Racetrack General Award for capital improvements and operations of the Racetrack (“Racetrack General Award”); and
 - ii. Purse distributions for horse races at the Racetrack (“Purse Distributions Awards”).
- (b) Purse Distributions Awards are for horse races at the Racetrack occurring on:
 - 1. July 12-13, 2025; July 19-20, 2025; and July 26-27, 2025 (“2025 Event”), and
 - 2. July 11-12, 2026; July 18-19, 2026; and July 25-26, 2026 (“2026 Event”).
- (b) Upon completion of the activities, the Grantee shall provide the Board with reports that include the following information on an annual basis:
 - i. A financial report corresponding with the Racetrack General Award in the format required by the Board that includes an itemized list of all contractors’ names and

addresses that were paid for purchases, rentals, and services and corresponding receipts or proof of payment for each.

- ii. A report following the last race day, detailing the dates on which horse races occurred and any dates which horse races were cancelled. The report shall include the reason for the cancellation, if applicable.
- (c) The Grantee must place the Board's logo and name on site during construction as follows, "Made possible in part by the Montana Board of Horse Racing."

3. Section 6. BUDGET is amended to read as follows:

Section 6. BUDGET

- (a) The total amount to be awarded to the Grantee under this Contract shall not exceed \$207,500.
- (b) The Board grants the following Racetrack General Awards:
 - i. For distribution in December 2024: \$47,500.
 - ii. For distribution in December 2025: \$40,000.
- (c) The Board will distribute Purse Distribution Awards prior to and during the horse races. The Board grants the following Purse Distributions Awards:
 - i. The purse distribution for the **2025 Event** shall not exceed \$60,000, allocated for six (6) race days. Each race day shall account for \$10,000 of the purse distribution for the 2025 Event. In the event that any scheduled race day does not occur, the Grantee may be required to repay to the Board the purse distribution allocated to such race day(s). The repayment amount shall be due within thirty (30) days of the cancellation or non-occurrence of the race day.
 - ii. The purse distribution for the **2026 Event** shall not exceed \$60,000, allocated for six (6) race days. Each race day shall account for \$10,000 of the purse distribution for the 2026 Event. In the event that any scheduled race day does not occur, the Grantee may be required to repay to the Board the purse distribution allocated to such race day(s). The repayment amount shall be due within thirty (30) days of the cancellation or non-occurrence of the race day.
- (d) Any authorized funds not expended under this grant or otherwise accounted for in accordance with the provisions of this Section will revert to the Board.
- (e) As set forth in Section 14, Termination of Contract, if the Grantee fails to or is unable to comply with any of the terms and conditions of this Contract, any costs incurred will be the Grantee's sole responsibility.

4. All other provisions of the Contract remain in full force and effect.

GRANTEE:

Signed by:

Warren "Sparky" Kottke

12/1/2025

Warren "Sparky" Kottke, Club President
Great Falls Turf Club, Inc.

Date

BOARD:

Signed by:

Gary Koeplin

12/2/2025

Gary Koeplin, Executive Secretary
Montana Board of Horse Racing

Date

MONTANA DEPARTMENT OF COMMERCE:

DocuSigned by:

Mandy Rambo

12/2/2025

Mandy Rambo, Deputy Director

Date

APPROVED AS TO FORM:

Signed by:

Patrick Quinn

12/1/2025

Legal Counsel

Date