

## **2022 AMENDMENT TO LICENSE AND NAMING AGREEMENTS**

This document (2022 Amendment) amends the License and Naming Agreement entered into between the Tupelo Coliseum Commission (TCC) and Cadence Bank, formerly known as BancorpSouth Bank (BXS), dated September 23, 1999 (the Original License and Naming Agreement)<sup>1</sup>, that one certain Modification and Extension of License and Naming Agreement between TCC and BXS executed in September, 2007 (the Modification and Extension Agreement)<sup>2</sup> and the Amendment to License and Naming Agreement between TCC and BXS executed October 17, 2019 to which the Tupelo Redevelopment Agency was also a party as follows:

### **WITNESSETH**

WHEREAS, on October 29, 2021 BXS merged with Cadence Bank, and as a result of that transaction, BXS is now known as Cadence Bank; and

WHEREAS, the parties wish to amend the License and Naming Agreements to reflect this name change; and

WHEREAS, TCC executed the Original License and Naming Agreement, but the 2007 Modification and Extension of License and Naming Agreement was signed by TCC and the two Joining Additional Parties, the Tupelo Redevelopment Agency (TRA) and the City of Tupelo, Mississippi (City); and

WHEREAS, this 2022 Amendment is therefore signed by Cadence Bank, formerly BXS, TCC, TRA and the City; and

WHEREAS, this 2022 Amendment continues in effect as to all of the terms and conditions of the Original License and Naming Agreements except where expressly modified to the contrary heretofore and herein, and the rights and obligations previously granted to BXS in the Original License and Naming Agreements (the Prior Rights), as amended, are restated, renewed and continued in full force and effect as to Cadence Bank.

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<sup>1</sup> The Original License and Naming Agreement was approved by the City of Tupelo by signature of the City Council and the Mayor.

<sup>2</sup> The Original License and Naming Agreement, the 2007 Modification and Extension of License and Naming Agreement, and the 2019 Amendment to Licensing and Naming Agreement are hereafter jointly referred to as "the License and Naming Agreements." The term "the License and Naming Agreements" includes any other amendments or agreements (whether mentioned here or not) which refer in any way to the subject matter of those documents as it is the intention and agreement of the parties that Cadence Bank will have sole and exclusive rights under the License and Naming Agreements.

NOW, THEREFORE, in consideration of the mutual promises and agreements herein, and for good and valuable consideration the receipt and sufficiency of which is acknowledged, the parties agree as follows:

1. The License and Naming Agreements are hereby amended to the extent that at each place where the name "BancorpSouth Bank," BancorpSouth or "BXS" appears, the name "Cadence Bank" shall be substituted; and

2. Cadence Bank may use the names of any of its subsidiaries at the Property (as defined in the License and Naming Agreements), or any abbreviation of same, including but not limited to: "Cadence," "Cadence Insurance" or "Cadence Mortgage;" and

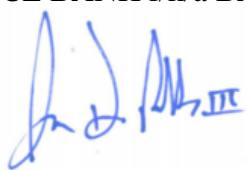
3. In replacement of any contrary provisions in the License and Naming Agreements, and in exchange for the consideration paid by BXS and to be paid by Cadence Bank under the modified, amended and extended License and Naming Agreements, Cadence Bank, formerly BXS, shall continue to hold those obligations and sole and exclusive use and enjoyment of the Prior Rights under same; and

4. In the event of a conflict between the terms of the License and Naming Agreements and this Amendment, the terms of this Amendment shall prevail; and

5. In all other respects, said Licensing and Naming Agreements are ratified and shall remain in full force and effect.

EXECUTED on this the \_\_\_\_\_ day of \_\_\_\_\_, 2022

CADENCE BANK f/k/a BANCORPSOUTH  
BANK

By:  \_\_\_\_\_

TUPELO COLISEUM COMMISSION

By: \_\_\_\_\_

CITY OF TUPELO MISSISSIPPI

By:\_\_\_\_\_

TUPELO REDEVELOPMENT AGENCY

By:\_\_\_\_\_