

**FIRST AMENDMENT TO PARKING, ACCESS
AND MAINTENANCE AGREEMENT AND EASEMENT**

THIS FIRST AMENDMENT TO PARKING, ACCESS AND MAINTENANCE AGREEMENT (“First Amendment”) is made this _____ day of _____, 20__ (the “Effective Date”), by and among the REDEVELOPEMNT AUTHORITY OF THE CITY OF MILWAUKEE, a public body corporate and politic organized and existing under the laws of the State of Wisconsin (“RACM”), the CITY OF MILWAUKEE, a Wisconsin municipal corporation (“CITY”), and PALERMOS PROPERTIES, LLC, a Wisconsin limited liability company (“PALERMOS”). RACM, CITY, and PALERMOS are each a “Party” to this First Amendment; together, they are the “Parties.”

WHEREAS, the Parties previously entered into that certain Parking, Access and Maintenance Agreement on June 3, 2010, recorded with the Milwaukee County Register of Deeds on June 29, 2010 as Document No. 09891898 (the “Agreement”); and

WHEREAS, in the Agreement, RACM grants to PALERMOS a permanent, non-exclusive easement for parking (the “Parking Easement”) upon, in, over, and under the Parking Easement Area, as described in Exhibit B of the Agreement; and

WHEREAS, the Parties wish to expand the area of the Parking Easement for the benefit of PALERMOS and amend the Agreement as set forth below.

NOW THEREFORE, in consideration of the terms of the Agreement and this First Amendment and other good and valuable consideration, the receipt and sufficiency of which is hereby acknowledged, the Parties agree that the Agreement is now modified as follows:

- I. The Parking Easement Area is expanded to include the additional lands shown in Exhibit B-1, a copy of which is attached and made a part hereof.
- II. Except as specifically modified herein, the Agreement shall remain in full force and effect as originally executed.
- III. This First Amendment shall be binding on the successors and assigns of the Parties hereto.

[END OF AMENDMENT – SIGNATURE PAGE TO FOLLOW]

IN WITNESS WHEREOF, the Parties have signed this First Amendment to take effect as of the Effective Date,

PALERMO PROPERTIES, LLC

**REDEVELOPMENT AUTHORITY
OF THE CITY OF MILWAUKEE**

Name:

Title:

Date: _____

Frances Hardrick

Chair

Date: _____

David P. Misky

Assistant Executive Director/Secretary

Date: _____

CITY OF MILWAUKEE

Cavalier Johnson

Mayor

Date: _____

James Owczarski

City Clerk

Date: _____

Countersigned:

Bill Christianson

City Comptroller

Date: _____

EXHIBIT B-1

