

Amendment of Development Agreement

Parcel ID Nos.: WAKC 1308 263
WAKC 1308 262

After recording return to:
City Attorney
201 Delafield St Ste 330
Waukesha WI 53188-3646

The Development Agreement dated May 10, 2023 between the **City of Waukesha** and **Cobblestone Hotel Development, LLC** which was assigned to **KEBB CS-WA, LLC** by an Assignment and Assumption Agreement dated December 14, 2023, is hereby amended.

All of the terms and conditions of the Development Agreement remain in effect except as specifically amended herein.

Legal Description:

The South one hundred twelve (112) feet of the following described parcels of land, to wit: Lot Eight (8) and a strip of land off the East side of Lot Seven (7), twelve (12) feet wide at the South end, and sixteen (16) feet wide at the North end, in Block Two (2) of Cutler's Addition to Prairieville, in the City of Waukesha, Waukesha County, Wisconsin.

and

The West 88 feet of Lot 7, Block 2 in Cutler's Addition to Prairieville, in the City of Waukesha, Waukesha County, Wisconsin according to the recorded plat thereof.

and

The North 40 feet of Lot 6, Block 2 of Cutler's Addition to Prairieville, in the City of Waukesha, Waukesha County, Wisconsin.

and

Lot Six (6), Block Two (2), of Cutler's Addition to Prairieville, now City of Waukesha, Waukesha County, State of Wisconsin, according to the recorded plat thereof, excepting therefrom the North Forty (40) feet thereof.

Amendment of Development Agreement. Section 4 of the Development Agreement, headed "Construction Deadlines," is deleted and replaced in its entirety with the following:

- 4. Construction Deadlines.** Developer shall raze approximately 14,300 square feet of existing building space on the Property and complete construction of approximately 36,944 square feet of new hotel and restaurant and gain occupancy of the new space by May 31, 2026, pending approval by the City of Waukesha.

Executed this _____ day of September, 2024.

City of Waukesha

Shawn N. Reilly, Mayor

Anthony W. Brown, City Clerk

State of Wisconsin }
 } ss.
Waukesha County }

Shawn N. Reilly and Anthony W. Brown, known to me to be the persons who executed this Agreement on behalf of the City of Waukesha in the indicated capacities, personally came before me this _____ day of September, 2024, signed their names in my presence, and acknowledged the same.

Notary Public, Waukesha County, Wisconsin
My commission (is permanent)(expires _____)

KEBB CS-WA, LLC

(sign above)
Print name: _____
Title: _____

State of Wisconsin }
 } ss.
_____ County }

_____ and _____, known to me to be the persons who executed this Agreement on behalf of KEBB CS-WA, LLC, in the indicated capacities, personally came before me this _____ day of September, 2024, signed their names in my presence, and acknowledged the same.

Notary Public, _____ County, Wisconsin
My commission (is permanent)(expires _____)

This document was drafted by City of Waukesha Department of Community Development.