

SENT BY CERTIFIED MAIL,  
RETURN RECEIPT REQUESTED  
AND EMAIL

Milwaukee County  
Office of Corporation Counsel  
Attn: Adam Stehly  
901 N. 9111 Street, Suite 303  
Milwaukee, WI 53233  
Email: adam.stehly@milwaukeecountywi.gov

Re: Park East Block 26 (Avenir Apartments) – Notice of Force Majeure Delay

Dear Mr. Stehly,

Thank you for taking the time to speak with us on November 18, 2020. Per our conversation, we are sending this letter as a supplement to the letters we sent in September and October of 2020, copies of which are enclosed.


Per our conversation, this letter is being sent to clarify that, pursuant to the force majeure extensions, the Letter of Credit (as defined in the Development Agreement, and as may be increased pursuant to the October 2020 letter), shall continue to serve as security on deposit for the full and complete performance of all of the obligations, agreements and covenants outlined in Article 2 of the Development Agreement, and would become available to the County should Developer fail to commence construction of Building One in April of 2022, subject to the terms of the Development Agreement.

Please feel free to contact Kevin Colard at 425-250-2955 regarding this letter, or Leah Wyant, at 262-456-2391. We continue to appreciate your assistance and cooperation.

Sincerely,

WI AVENIR PHASE II LLC,  
a Delaware limited liability company

By: Weidner Investments Services, Inc.,  
a Washington Corporation  
Its: Manager

By:   
Name: W. Dean Weidner  
Its: President

Accepted by:

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Adam Stehly  
Associate Project Manager  
Date: \_\_\_\_\_

Cc: Milwaukee County  
c/o Aaron Hertzberg,  
Director  
Economic and Community Development  
633 W. Wisconsin Avenue, Suite 903  
Milwaukee, WI 53208

Wangard  
Attn: Stewart Wangard  
1200 N. Mayfair Road, Suite 310  
Milwaukee, WI 53226