

WB-40 AMENDMENT TO OFFER TO PURCHASE

**CAUTION: Use a WB-40 Amendment if both Parties will be agreeing to modify the terms of the Offer.
Use a WB-41 Notice if a Party is giving a Notice which does not require the other Party's agreement.**

1 Buyer and Seller agree to amend the Offer dated October 4, 2021, and accepted on October 20, 2021,
2 for the purchase and sale of real estate at See Offer to Purchase and Addendum, City of Appleton,
3 County of Outagamie, Wisconsin as follows:

4 Closing date is changed from _____, to _____.

5 Purchase price is changed from \$ _____ to \$ _____.

6 Other: -The Due Diligence Period shall be extended from December 31st, 2022 to March 1st,
7 2023.

8 -The Right of First Offer Period shall be extended to May 31st, 2023.

9 -All other items in the Offer shall remain in place and not affected by this 2nd
10 Amendment to Offer to Purchase.

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31 The attached _____ is/are made part of this Amendment.

32 ALL OTHER TERMS OF THE OFFER TO PURCHASE AND ANY PRIOR AMENDMENTS REMAIN THE SAME.

33 This Amendment is binding upon Seller and Buyer only if a copy of the accepted Amendment is delivered to the Party
34 offering the Amendment on or before _____ (Time is of the Essence). Delivery
35 of the accepted Amendment may be made in any manner specified in the Offer to Purchase, unless otherwise provided
36 in this Amendment.

37 **NOTE: The Party offering this Amendment may withdraw the offered Amendment prior to acceptance and**
38 **delivery as provided at lines 33-34.**

39 This Amendment was drafted by Attorney Josh Lurie, F Street Development on 12/06/2022
40 Licensee and Firm ▲ Date ▲

41 This Amendment was presented by Attorney Josh Lurie, F Street Development on 12/06/2022
42 Licensee and Firm ▲ Date ▲

43 (x) [Signature] 12/06/2022
44 Buyer's Signature ▲ Josh Lurie, GC Date ▲
45 Print name ▶ Hayden Properties, LLC

(x) [Signature] 12/06/2022
Seller's Signature ▲ Date ▲
Print name ▶ Jacob A Woodford - Mayor

46 (x) _____
47 Buyer's Signature ▲ Date ▲
48 Print name ▶ _____

(x) _____
Seller's Signature ▲ Date ▲
Print name ▶ _____

49 This Amendment was rejected _____
50 Party Initials ▲ Date ▲