

FIRST AMENDMENT

TO OWNER BUILDER AGREEMENT

This First Amendment to Owner Builder Agreement ("First Amendment") is effective as of January 14, 2015 ("First Amendment Effective Date") and is made by Fort Schuyler Management Corporation ("Owner"), having an office located at 100 Seymour Road, Utica, New York 13502, and LP Ciminelli, Inc. ("Builder"), having an office located 2421 Main Street, Buffalo, New York. Owner and Builder may be referred to as "Party" and collectively as "Parties".

WHEREAS, reference is made to that certain Owner Builder Agreement ("Agreement"), effective as of October 31, 2014, between Owner and Builder; and

WHEREAS, the Parties wish to extend the Substantial Completion Date of the Agreement; and

NOW, THEREFORE, the Parties agree as follows:

1. The first sentence of Section 5.1 is hereby deleted in its entirety and replaced with the following:

"Builder shall proceed with the construction Work with due diligence in accordance with the Project Milestone Schedule in Exhibit E so as to substantially complete all of the Work to be performed by Builder on or before April 1, 2015 and finally as said dates may be extended for such periods of time as Builder is prevented from proceeding, but only by written Change Order in accordance with the provisions of the General Conditions."

2. This First Amendment may be signed in counterparts, each of which shall be deemed an original, and all of which when taken together shall constitute but one and the same First Amendment. Any signed copy of this First Amendment made by reliable means (e.g., photocopy, facsimile, or PDF Adobe format) is considered an original.
3. Unless otherwise expressly amended by this First Amendment, the terms and provisions of the Agreement shall remain the same and are in full force and effect as of the Effective Date.

IN WITNESS WHEREOF, the Parties have caused this First Amendment to be signed and delivered by their duly authorized representatives as of the First Amendment Effective Date.

FORT SCHUYLER MANAGEMENT CORPORATION

By: Walter G Barber

Name: Walter G Barber

Title: Chairman

Date: 1/26/15

LP CIMINELLI, INC.

By: Frank L Ciminelli II

Name: FRANK L. CIMINELLI II

Title: EXECUTIVE SENIOR VP

Date: 1/22/2014