AMENDMENT TO THIRD AMENDMENT TO NEW CASSEL/HICKSVILLE GROUNDWATER CONTAMINATION SUPERFUND SITE TOLLING AGREEMENT

This Amendment to the Third Amendment to the Tolling Agreement for the New Cassel/Hicksville Groundwater Contamination Superfund Site ("Tolling Agreement") is entered into on this 1st day of May, 2018 between the United States of America ("United States") on behalf of the United States Environmental Protection Agency ("EPA"), and Next Millenium Realty LLC ("Cooperating Party") (collectively, the "Parties"). The undersigned representative of each party certifies that he or she is fully authorized to enter into the terms and conditions of this Amendment to the Third Amendment to the Tolling Agreement, and to execute and bind such party to this document. The Parties agree as follows:

1. That the following paragraph be added as a fourth recital paragraph of the Tolling Agreement, and that this fourth recital paragraph shall apply to the entire Tolling Period without interruption:

> WHEREAS Next Millenium Realty LLC represent that it is the successor and assign to: Jerry Spiegel, and Pamela Spiegel Sanders as Executer of the Last Wills and Testaments of and duly authorized Administrators of the Estate of Emily Spiegel and Jerry Spiegel and Lise Spiegel Wilks, as Executor of the Last Wills and Testaments of and duly authorized Administrators of the Estate of Emily Spiegel and Jerry Spiegel; Pence Construction Corp.; Venimore Building Corp.; and Emily Spiegel as Trustee Under an Agreement Dated 7/18/68 for the Benefit of Pamela Spiegel and Lise Spiegel.

2. That Paragraph 9 of the Tolling Agreement shall be amended by adding "and predecessors Jerry Spiegel, and Pamela Spiegel Sanders as Executer of the Last Wills and Testaments of and duly authorized Administrators of the Estate of Emily Spiegel and Jerry Spiegel and Lise Spiegel Wilks, as Executor of the Last Wills and Testaments of and duly authorized Administrators of the Estate of Emily Spiegel and Jerry Spiegel, and Pence Construction Corp., Venimore Building Corp., and Emily Spiegel as Trustee Under an Agreement Dated 7/18/68 for the Benefit of Pamela Spiegel and Lise Spiegel" at the end of the Paragraph.

3. That all other provisions of the Tolling Agreement and the amendments to the Tolling Agreement remain unchanged and continue in full force and effect under the terms of the Tolling Agreement, as amended.

For the United States on behalf of the U.S. Environmental Protection Agency:

RICHARD P. DONOGHUE
United States Attorney

For Next Millenium Realty LLC:

By: _____
By: _____ Manager

Eastern District of New York

TITLE: _____

_____

ALEX S. WEINBERG
Assistant United States Attorney
Eastern District of New York
271 Cadman Plaza East, 7th Floor
Brooklyn, NY 11201