

AMENDMENT TO CAPITAL GRANT AGREEMENT

This Amendment to the Capital Grant Agreement is made as of June 27, 2023, by and between **MIDDLESEX CANAL ASSOCIATION, INCORPORATED**, a nonprofit corporation (“Grantee”) and **MASSACHUSETTS DEVELOPMENT FINANCE AGENCY**, a body politic and corporate created under Massachusetts General Laws Chapter 23G (“MassDevelopment”).

Recitals

- A. Grantee and MassDevelopment entered into a capital grant agreement dated as of February 9th, 2023 (the “Grant Agreement”).
- B. Grantee and MassDevelopment have agreed to amend the Grant Agreement to extend the Completion Date for the Project.

Agreements

Now, therefore, in consideration of the mutual promises and covenants set forth herein, MassDevelopment and the Grantee hereby agree as follows:

- 1. The “Completion Date” referenced in the fifth paragraph on page 4 of the Grant Agreement shall be June 30, 2023.
- 2. Grantee further ratifies, affirms, represents and acknowledges for the benefit of MassDevelopment that all terms, provisions, agreements, covenants in the Grant Agreement are ratified and affirmed by Grantee and that all representations and warranties contained in the Grant Agreement remain true as of the date hereof.
- 3. The Grantee acknowledges that its obligations under the Grant Agreement, as amended hereby, remain in full force and effect.
- 4. This Amendment shall be governed in accordance with the laws of the Commonwealth of Massachusetts.
- 5. Terms used but not defined herein shall have the meaning assigned to them in the Grant Agreement.

Executed as a sealed instrument as of the date set forth above.

**GRANTEE: MIDDLESEX CANAL
ASSOCIATION, INCORPORATED**

By: J. Jeremiah Breen
Name: J. Jeremiah Breen
Title: President

**MASSACHUSETTS DEVELOPMENT
FINANCE AGENCY**

By: _____
Name: Eleni Varitimos
Title: Senior Vice President,
Community Investment