



**Department of
Environmental
Conservation**

BROWNFIELD CLEANUP PROGRAM (BCP) APPLICATION TO AMEND BROWNFIELD CLEANUP AGREEMENT AND AMENDMENT

Please refer to the attached instructions for guidance on completing this application.

Submission of a full BCP application will be required should this application be determined to be a major amendment. If the amendment seeks to add or subtract more than an insignificant acreage of property to the BCA, applicants are encouraged to consult with the DEC project team prior to submitting this application.

PART I. BROWNFIELD CLEANUP AGREEMENT AMENDMENT APPLICATION

1. Check the appropriate box(es) below based on the nature of the amendment modification(s) requested:

<input checked="" type="checkbox"/>	Amendment to modify the existing BCA (check one or more boxes below):
<input type="checkbox"/>	Add applicant(s)
<input checked="" type="checkbox"/>	Substitute applicant(s)
<input type="checkbox"/>	Remove applicant(s)
<input type="checkbox"/>	Change in name of applicant(s)
<input checked="" type="checkbox"/>	Amendment to reflect a transfer of title to all or part of the brownfield site:
	<p>a. A copy of the recorded deed must be provided. Is this attached? <input checked="" type="radio"/> Yes <input type="radio"/> No</p> <p>b. <input checked="" type="checkbox"/> Change in ownership <input type="checkbox"/> Additional owner (such as a beneficial owner)</p> <p>c. Pursuant to 6 NYCRR Part 375-1.11(d), a Change of Use form should have been submitted prior to a transfer of ownership. If this has not yet been submitted, include the form with this application. Is this form attached? <input checked="" type="radio"/> Yes <input type="radio"/> No Submitted on: <u>08/11/2025</u></p>
<input type="checkbox"/>	Amendment to modify description of the property(ies) listed in the existing BCA
<input type="checkbox"/>	Amendment to expand or reduce property boundaries of the property(ies) listed in the existing BCA
<input type="checkbox"/>	Sites in Bronx, Kings, New York, Queens or Richmond Counties ONLY: amendment to request determination that the site is eligible for tangible property credit component of the brownfield redevelopment tax credit.
<input type="checkbox"/>	Other (explain in detail below)

2. REQUIRED: Please provide a brief narrative describing the specific requests included in this amendment:

This amendment is submitted to provide change of ownership information related to parcels No. 99.41-1-14.111, No. 99.41-1-14.2, No. 99.41-1-14.12 from that listed in the existing BCA, and to substitute the new owner (the Requestor) as the new applicant under the BCA. A copy of the recorded deed is attached to this amendment.

SECTION I: CURRENT AGREEMENT INFORMATION*This section must be completed in full. Attach additional pages as necessary.*

BCP SITE NAME: Curtiss Malt House Project	BCP SITE NUMBER: C915382
NAME OF CURRENT APPLICANT(S): Jemal's Curtis Malting LLC	
INDEX NUMBER OF AGREEMENT: C915382-9-22	DATE OF ORIGINAL AGREEMENT: 10/04/22
APPLICANT'S SIGNATORY: Douglas Jemal	

SECTION II: NEW REQUESTOR INFORMATION*Complete this section only if adding new requestor(s) or the name of an existing requestor has changed.*

NAME: Jenesis Development LLC			
ADDRESS: One Robert Rich Way			
CITY/TOWN: Buffalo		ZIP CODE: 14213	
PHONE: (716) 481-8910	EMAIL: wgrieshober@rich.com		
REQUESTOR CONTACT: Scott Peterson			
ADDRESS: One Robert Rich Way			
CITY/TOWN: Buffalo		ZIP CODE: 14213	
PHONE: (716) 481-8910	EMAIL: SPetersen@rich.com		
REQUESTOR'S CONSULTANT:		CONTACT:	
ADDRESS:			
CITY/TOWN:		ZIP CODE:	
PHONE:	EMAIL:		
REQUESTOR'S ATTORNEY: Phillips Lytle LLP		CONTACT: Luke Donigan	
ADDRESS: 125 Main Street			
CITY/TOWN: Buffalo		ZIP CODE: 14203	
PHONE: (716) 847-7033	EMAIL: ldonigan@phillipslytle.com		
		Y	N
1. Is the requestor authorized to conduct business in New York State?		<input checked="" type="radio"/>	<input type="radio"/>
2. If the requestor is a corporation, LLC, LLP, or other entity requiring authorization from the NYS Department of State (NYSDOS) to conduct business in NYS, the requestor's name must appear exactly as given above in the NYSDOS Corporation & Business Entity Database. A print-out of entity information from the NYSDOS database must be submitted with this application. Is this print-out attached?		<input checked="" type="radio"/>	<input type="radio"/>
3. Requestor must submit proof that the party signing this application and amendment has the authority to bind the requestor. This would be documentation showing the authority to bind the requestor in the form of corporate organizational papers, a Corporate Resolution or an Operating Agreement or Resolution for an LLC. Is this proof attached?		<input checked="" type="radio"/>	<input type="radio"/>
4. If the requestor is an LLC, the names of the members/owners must be provided. Is this information attached?		N/A <input type="radio"/>	<input checked="" type="radio"/>
5. Describe the new requestor's relationship to all existing applicants: No relationship.			

SECTION III: CURRENT PROPERTY OWNER/OPERATOR INFORMATION*Complete this section only if a transfer of ownership has taken place. Attach additional pages if necessary.*Owner listed below is: ☐ Existing Applicant ☒ New Applicant ☐ Non-Applicant

OWNER'S NAME: Jenesis Development LLC

CONTACT: William Grieshober

ADDRESS: One Robert Rich Way

CITY/TOWN: Buffalo

ZIP CODE: 14213

PHONE: (716) 481-8910

EMAIL: wgrieshober@rich.com

OPERATOR: Jenesis Development LLC

CONTACT: William Grieshober

ADDRESS: One Robert Rich Way

CITY/TOWN: Buffalo

ZIP CODE: 14213

PHONE: (716) 481-8910

EMAIL: wgrieshober@rich.com

SECTION IV: NEW REQUESTOR ELIGIBILITY INFORMATION*Complete this section only if adding new requestor(s). Attach additional pages if necessary.*

If answering "yes" to any of the following questions, please provide additional information as an attachment. Please refer to ECL § 27-1407 for details.

	Y	N
1. Are any enforcement actions pending against the requestor regarding this site?	<input type="radio"/>	<input checked="" type="radio"/>
2. Is the requestor presently subject to an existing order for the investigation, removal or remediation relating to contamination at the site?	<input type="radio"/>	<input checked="" type="radio"/>
3. Is the requestor subject to an outstanding claim by the Spill Fund for the site? Any questions regarding whether a party is subject to a spill claim should be discussed with the Spill Fund Administrator.	<input type="radio"/>	<input checked="" type="radio"/>
4. Has the requestor been determined in an administrative, civil or criminal proceeding to be in violation of (i) any provision of the subject law; (ii) any order or determination; (iii) any regulation implementing ECL Article 27 Title 14; or (iv) any similar statute or regulation of the state or federal government? If so, provide additional information as an attachment.	<input type="radio"/>	<input checked="" type="radio"/>
5. Has the requestor previously been denied entry to the BCP? If so, include information relative to the application, such as site name, address, DEC site number, reason for denial, and any other relevant information.	<input type="radio"/>	<input checked="" type="radio"/>
6. Has the requestor been found in a civil proceeding to have committed a negligent or intentionally tortious act involving the handling, storing, treating, disposing or transporting or contaminants?	<input type="radio"/>	<input checked="" type="radio"/>
7. Has the requestor been convicted of a criminal offense (i) involving the handling, storing, treating, disposing or transporting of contaminants; or (ii) that involves a violent felony, fraud, bribery, perjury, theft, or offense against public administration (as that term is used in Article 195 of the Penal Law) under federal law or the laws of any state?	<input type="radio"/>	<input checked="" type="radio"/>
8. Has the requestor knowingly falsified statements or concealed material facts in any matter within the jurisdiction of the Department, or submitted a false statement or made use of or made a false statement in connection with any document or application submitted to the Department?	<input type="radio"/>	<input checked="" type="radio"/>

SECTION IV: NEW REQUESTOR ELIGIBILITY INFORMATION (continued)		Y	N
9. Is the requestor an individual or entity of the type set forth in ECL 27-1407.9(f) that committed an act or failed to act, and such act or failure to act could be the basis for denial of a BCP application?	<input type="radio"/>	<input checked="" type="radio"/>	
10. Was the requestor's participation in any remedial program under DEC's oversight terminated by DEC or by a court for failure to substantially comply with an agreement or order?	<input type="radio"/>	<input checked="" type="radio"/>	
11. Are there any unregistered bulk storage tanks on-site which require registration?	<input type="radio"/>	<input checked="" type="radio"/>	
12. THE NEW REQUESTOR MUST CERTIFY THAT IT IS EITHER A PARTICIPANT OR VOLUNTEER IN ACCORDANCE WITH ECL § 27-1405(1) BY CHECKING ONE OF THE BOXES BELOW:			
<input type="radio"/> PARTICIPANT A requestor who either (1) was the owner of the site at the time of the disposal of contamination or (2) is otherwise a person responsible for the contamination, unless the liability arises solely as a result of ownership, operation of or involvement with the site subsequent to the disposal of contamination.	<input checked="" type="radio"/> VOLUNTEER A requestor other than a participant, including a requestor whose liability arises solely as a result of ownership, operation of or involvement with the site subsequent to the disposal of a hazardous waste or discharge of petroleum. NOTE: By checking this box, a requestor whose liability arises solely as a result of ownership, operation of or involvement with the site certifies that they have exercised appropriate care with respect to the hazardous waste found at the facility by taking reasonable steps to: (i) stop any continuing discharge; (ii) prevent any threatened future release; (iii) prevent or limit human, environmental or natural resource exposure to any previously released hazardous waste. If a requestor's liability arises solely as a result of ownership, operation of or involvement with the site, they must submit a statement describing why they should be considered a volunteer – be specific as to the appropriate care taken.		
13. If the requestor is a volunteer, is a statement describing why the requestor should be considered a volunteer attached?	N/A <input type="radio"/>	Y <input checked="" type="radio"/>	N <input type="radio"/>
14. Requestor's relationship to the property (check all that apply): <input type="checkbox"/> Prior Owner <input checked="" type="checkbox"/> Current Owner <input type="checkbox"/> Potential/Future Purchaser <input type="checkbox"/> Other: _____			
15. If the requestor is not the current site owner, proof of site access sufficient to complete the remediation must be submitted. Proof must show that the requestor will have access to the property before being added to the BCA and throughout the BCP project, including the ability to place an easement on the site. Is this proof attached?	N/A <input checked="" type="radio"/>	Y <input type="radio"/>	N <input type="radio"/>

SECTION V: PROPERTY DESCRIPTION AND REQUESTED CHANGES

Complete this section only if property is being added to or removed from the site, a lot merger or other change to site SBL(s) has occurred, or if modifying the site address for any reason.

1. Property information on current agreement (as modified by any previous amendments, if applicable):

ADDRESS:

CITY/TOWN:

ZIP CODE:

CURRENT PROPERTY INFORMATION

TOTAL ACREAGE OF CURRENT SITE:

PARCEL ADDRESS

SECTION

BLOCK

LOT

ACREAGE

2. Requested change (check appropriate boxes below):

a. Addition of property (may require additional citizen participation depending on the nature of the expansion – see instructions)

PARCELS ADDED:

PARCEL ADDRESS

SECTION

BLOCK

LOT

ACREAGE

TOTAL ACREAGE TO BE ADDED: _____

b. Reduction of property

PARCELS REMOVED:

PARCEL ADDRESS

SECTION

BLOCK

LOT

ACREAGE

TOTAL ACREAGE TO BE REMOVED: _____

c. Change to SBL (e.g., lot merge, subdivision, address change)

NEW PROPERTY INFORMATION:

PARCEL ADDRESS

SECTION

BLOCK

LOT

ACREAGE

3. TOTAL REVISED SITE ACREAGE: _____

4. For all changes requested in this section, documentation must be provided. Required attachments are listed in the application instructions. Is the required documentation attached?

Y	N
<input type="radio"/>	<input type="radio"/>

SECTION V: PROPERTY DESCRIPTION AND REQUESTED CHANGES (continued)

Complete this section for any addition of property. Use additional copies of this section as necessary.

5. Property information for parcels being added to the BCA

PARCEL ADDRESS	SECTION	BLOCK	LOT	ACREAGE
CURRENT OWNER:	CONTACT NAME:			
ADDRESS:				
CITY:		STATE:	ZIP:	
PHONE:	EMAIL:			
OWNERSHIP START DATE:				
CURRENT OPERATOR:	CONTACT NAME:			
PHONE:	EMAIL:			
REQUESTOR RELATIONSHIP TO NEW PROPERTY (select from below)				
<input type="checkbox"/> PREVIOUS OWNER	<input type="checkbox"/> CURRENT OWNER	<input type="checkbox"/> POTENTIAL/FUTURE PURCHASER	<input type="checkbox"/>	OTHER: _____

If the applicant is not the current owner of the property, documentation demonstrating site access (which includes the ability to place an environmental easement on the site) must be provided. If the applicant currently owns the property being added to the site, a copy of the deed must be included.

IS PROOF OF ACCESS / OWNERSHIP ATTACHED? ☐ YES ☐ NO ☐ N/A

PARCEL ADDRESS	SECTION	BLOCK	LOT	ACREAGE
CURRENT OWNER:	CONTACT NAME:			
ADDRESS:				
CITY:		STATE:	ZIP:	
PHONE:	EMAIL:			
OWNERSHIP START DATE:				
CURRENT OPERATOR:	CONTACT NAME:			
PHONE:	EMAIL:			
REQUESTOR RELATIONSHIP TO NEW PROPERTY (select from below)				
<input type="checkbox"/> PREVIOUS OWNER	<input type="checkbox"/> CURRENT OWNER	<input type="checkbox"/> POTENTIAL/FUTURE PURCHASER	<input type="checkbox"/>	OTHER: _____

If the applicant is not the current owner of the property, documentation demonstrating site access (which includes the ability to place an environmental easement on the site) must be provided. If the applicant currently owns the property being added to the site, a copy of the deed must be included.

IS PROOF OF ACCESS / OWNERSHIP ATTACHED? ☐ YES ☐ NO ☐ N/A

6. Data supporting the addition of property to the site must be included. Please refer to the instructions for a list of required tables and figures.

ARE THE REQUIRED FIGURES AND TABLES ATTACHED?

☐ YES ☐ NO ☐ N/A (land being added has been merged with an existing BCP lot and the applicant is not seeking to add more than an insignificant acreage of property to the BCA)

**APPLICATION TO AMEND BROWNFIELD CLEANUP AGREEMENT AND AMENDMENT SUPPLEMENT
QUESTIONS FOR SITE SEEKING TANGIBLE PROPERTY CREDITS IN NEW YORK CITY ONLY**

Complete this section only if the site is located within the five counties comprising New York City and the requestor is seeking a determination of eligibility for tangible property credits. Provide supporting documentation as required. Refer to the application instructions for additional information.

	Y	N
1. Is the site located in Bronx, Kings, New York, Queens or Richmond County?	<input type="radio"/>	<input type="radio"/>
2. Is the requestor seeking a determination that the site is eligible for the tangible property credit component of the brownfield redevelopment tax credit?	<input type="radio"/>	<input type="radio"/>
3. Is at least 50% of the site area located within an environmental zone pursuant to Tax Law 21(6)? Please see DEC's website for more information.	<input type="radio"/>	<input type="radio"/>
4. Is the property upside down as defined below? From ECL 27-1405(31): "Upside down" shall mean a property where the projected and incurred cost of the investigation and remediation which is protective for the anticipated use of the property equals or exceeds seventy-five percent of its independent appraised value, as of the date of submission of the application for participation in the brownfield cleanup program, developed under the hypothetical condition that the property is not contaminated.	<input type="radio"/>	<input type="radio"/>
5. <u>For new tax parcels being added to the BCA through this amendment ONLY:</u> Are the parcels being added underutilized as defined below? From 6 NYCRR 375-3.2(I) as of August 12, 2016 (Please note: Eligibility determination for the underutilized category for the new tax parcels can only be made at the time of amendment application): 375-3.2: (I) "Underutilized" means, as of the date of application, real property on which no more than fifty percent of the permissible floor area of the building or buildings is certified by the applicant to have been used under the applicable base zoning for at least three years prior to the application, which zoning has been in effect for at least three years; and (1) the proposed use is at least 75 percent for industrial uses; or (2) at which: (i) the proposed use is at least 75 percent for commercial or commercial and industrial uses; (ii) the proposed development could not take place without substantial government assistance, as certified by the municipality in which the site is located; and (iii) one or more of the following conditions exists, as certified by the applicant: (a) property tax payments have been in arrears for at least five years immediately prior to the application; (b) a building is presently condemned, or presently exhibits documented structural deficiencies, as certified by a professional engineer, which present a public health or safety hazard; or (c) there are no structures. "Substantial government assistance" shall mean a substantial loan, grant, land purchase subsidy, land purchase cost exemption or waiver, or tax credit, or some combination thereof, from a governmental entity.	<input type="radio"/>	<input type="radio"/>

<p>6. Is the project and affordable housing project as defined below?</p> <p>From 6 NYCRR 375-3.2(a) as of August 12, 2016:</p> <p>(a) "Affordable housing project" means, for purposes of this part, title fourteen of article twenty-seven of the environmental conservation law and section twenty-one of the tax law only, a project that is developed for residential use or mixed residential use that must include affordable residential rental units and/or affordable home ownership units.</p> <p>(1) Affordable residential rental projects under this subdivision must be subject to a federal, state, or local government housing agency's affordable housing program, or a local government's regulatory agreement or legally binding restriction, which defines (i) a percentage of the residential rental units in the affordable housing project to be dedicated to (ii) tenants at a defined maximum percentage of the area median income based on the occupants' household's annual gross income.</p> <p>(2) Affordable home ownership projects under this subdivision must be subject to a federal, state, or local government housing agency's affordable housing program, or a local government's regulatory agreement or legally binding restriction, which sets affordable units aside for homeowners at a defined maximum percentage of the area median income.</p> <p>(3) "Area median income" means, for purposes of this subdivision, the area median income for the primary metropolitan statistical area, or for the county if located outside a metropolitan statistical area, as determined by the United States Department of Housing and Urban Development, or its successor, for a family of four, as adjusted for family size.</p>	<input type="radio"/>	<input type="radio"/>
<p>7. Is the project a planned renewable energy facility site as defined below?</p> <p>From ECL 27-1405(33) as of April 9, 2022:</p> <p>"Renewable energy facility site" shall mean real property (a) this is used for a renewable energy system, as defined in section sixty-six-p of the public service law; or (b) any co-located system storing energy generated from such a renewable energy system prior to delivering it to the bulk transmission, sub-transmission, or distribution system.</p> <p>From Public Service Law Article 4 Section 66-p as of April 23, 2021:</p> <p>(b) "renewable energy systems" means systems that generate electricity or thermal energy through use of the following technologies: solar thermal, photovoltaics, on land and offshore wind, hydroelectric, geothermal electric, geothermal ground source heat, tidal energy, wave energy, ocean thermal, and fuel cells which do not utilize a fossil fuel resource in the process of generating electricity.</p>	<input type="radio"/>	<input type="radio"/>
<p>8. Is the site located within a disadvantaged community, within a designated Brownfield Opportunity Area, and meets the conformance determinations pursuant to subdivision ten of section nine-hundred-seventy-r of the general municipal law?</p> <p>From ECL 75-0111 as of April 9, 2022:</p> <p>(5) "Disadvantaged communities" means communities that bear the burdens of negative public health effects, environmental pollution, impacts of climate change, and possess certain socioeconomic criteria, or comprise high-concentrations of low- and moderate-income households, as identified pursuant to section 75-0111 of this article.</p>	<input type="radio"/>	<input type="radio"/>

PART II. BROWNFIELD CLEANUP PROGRAM AMENDMENT**EXISTING AGREEMENT INFORMATION**

BCP SITE NAME: Curtiss Malt House Project

BCP SITE CODE: C915382

NAME OF CURRENT APPLICANT(S): Jemal's Curtis Malting LLC

INDEX NUMBER OF AGREEMENT: C915382-9-22

DATE OF ORIGINAL AGREEMENT 10/04/22

Declaration of Amendment:

By the requestor(s) and/or applicant(s) signature(s) below, and subsequent signature by the Department, the above application to amend the Brownfield Cleanup Agreement described above is hereby approved. This Amendment is made in accordance with and subject to all of the BCA and all applicable guidance, regulations and state laws applicable thereto. All other substantive and procedural terms of the Agreement will remain unchanged and in full force and effect regarding the parties to the Agreement.

Nothing contained herein constitutes a waiver by the Department or the State of New York of any rights held in accordance with the Agreement or any applicable state and/or federal law or a release for any party from obligations held under the Agreement or those same laws.

STATEMENT OF CERTIFICATION AND SIGNATURES: NEW REQUESTOR

Complete the appropriate section (individual or entity) below only if this Amendment adds a new requestor. Attach additional pages as needed.

(Individual)

I hereby affirm that the information provided on this form and its attachments is true and complete to the best of my knowledge and belief. I am aware that any false statement made herein is punishable as a Class A misdemeanor pursuant to section 210.45 of the Penal Law. My signature below constitutes the requisite approval for the amendment to the BCA Application, which will be effective upon signature by the Department.

Date: _____ Signature: _____

Print Name: _____

(Entity)

I hereby affirm that I am Manager (title) of Jenesis Development LLC (entity); that I am authorized by that entity to make this application; that this application was prepared by me or under my supervision and direction; and that information provided on this form and its attachments is true and complete to the best of my knowledge and belief. I am aware that any false statement made herein is punishable as a Class A misdemeanor pursuant to Section 210.45 of the Penal Law.

William Grieshober's signature below constitutes the requisite approval for the amendment to the BCA Application, which will be effective upon signature by the Department.

Date: 09/09/2025 Signature: William GrieshoberPrint Name: William E. Grieshober

STATEMENT OF CERTIFICATION AND SIGNATURES: EXISTING APPLICANT(S)

An authorized representative of each applicant must complete and sign the appropriate section (individual or entity) below. Attach additional pages as needed.

(Individual)

I hereby affirm that I am a party to the Brownfield Cleanup Agreement and/or Application referenced in Section I above and that I am aware of this Application for an Amendment to that Agreement and/or Application. My signature below constitutes the requisite approval for the amendment to the BCA Application, which will be effective upon signature by the Department.

Date: _____ Signature: _____

Print Name: _____

(Entity)

I hereby affirm that I am Managing Member (title) of Jemal's Curtis Malling LLC (entity) which is a party to the Brownfield Cleanup Agreement and/or Application referenced in Section I above and that I am aware of this Application for an Amendment to that Agreement and/or Application. My _____ signature below constitutes the requisite approval for the amendment to the BCA Application, which will be effective upon signature by the Department.

Date: _____ Signature: _____

Print Name: Douglas Jemal

PLEASE SEE THE FOLLOWING PAGE FOR SUBMITTAL INSTRUCTIONS

REMAINDER OF THIS AMENDMENT WILL BE COMPLETED SOLELY BY THE DEPARTMENT

Status of Agreement:

**PARTICIPANT**

A requestor who either (1) was the owner of the site at the time of the disposal of contamination or (2) is otherwise a person responsible for the contamination, unless the liability arises solely as a result of ownership, operation of or involvement with the site subsequent to the disposal of contamination.

**VOLUNTEER**

A requestor other than a participant, including a requestor whose liability arises solely as a result of ownership, operation of or involvement with the site subsequent to the contamination.

Effective Date of the Original Agreement: 10/04/22

Signature by the Department:

DATED: 12/4/25NEW YORK STATE DEPARTMENT OF
ENVIRONMENTAL CONSERVATION

By:

David HarringtonDavid Harrington, Assistant Director
Division of Environmental Remediation

Attachment A:
Recorded Deed

ERIE COUNTY CLERK'S OFFICE



County Clerk's Recording Page

Return to:
BOX 374

Party 1:
JEMALS CURTIS MALTING LLC

Party 2:
JENESIS DEVELOPMENT LLC

Book Type: D Book: 11450 Page: 3790

Page Count: 5
Doc Type: DEED
Rec Date: 09/09/2025
Rec Time: 03:38:50 PM
Control #: 2025164277
UserID: Elisabeth R
Trans #: 25154317
Document Sequence Number
TT2025002866

Recording Fees:

RECORDING	\$45.00
COE CO \$1 RET	\$1.00
COE STATE \$14.25 GEN	\$14.25
COE STATE \$4.75 RM	\$4.75
RP5217 CNTY \$9	\$9.00
RP5217 ST-NON RES \$241	\$241.00
TP584	\$10.00

Consideration Amount: 1750000.00

BASIC MT	\$0.00
SONYMA MT	\$0.00
ADDL MT/NFTA	\$0.00
SP MT/M-RAIL	\$0.00
NY STATE TT	\$7,000.00
ROAD FUND TT	\$8,750.00

Total: \$16,075.00

STATE OF NEW YORK
ERIE COUNTY CLERK'S OFFICE

WARNING – THIS SHEET CONSTITUTES THE CLERK'S ENDORSEMENT REQUIRED BY SECTION 319&316-a (5) OF THE REAL PROPERTY LAW OF THE STATE OF NEW YORK. DO NOT DETACH. THIS IS NOT A BILL.

Michael P. Kearns
Erie County Clerk

Box 374

BARGAIN AND SALE DEED
(WITH COVENANT AGAINST GRANTOR'S ACTS)

THIS INDENTURE, made the 8 day of September, 2025.

BETWEEN, **JEMAL'S CURTIS MALTING L.L.C.**, a New York limited liability company,
having an address of 1100 Niagara Street, Buffalo, New York 14213 ("Grantor"),
and

JENESIS DEVELOPMENT LLC, a New York limited liability company, having
an address of One Robert Rich Way, Buffalo, New York 14213 ("Grantee").

WITNESSETH, that the Grantor, in consideration of One Dollar and More (\$1.00 and More) and
other valuable consideration paid by the Grantee, does hereby grant and release unto the Grantee,
the successors and assigns of the Grantee forever,

ALL THAT TRACT OR PARCEL OF LAND situate in the City of Buffalo, County of Erie
and State of New York, further described in Schedule A made a part hereof and attached
hereto.

TOGETHER with the appurtenances and all the estate and rights of the Grantor in and to said
premises, and

TOGETHER with the ownership and rights, if any, of the Grantor to land lying in the bed or any
street or highway, adjoining said premises to the center line thereof; and

SUBJECT to easements, agreements, rights of way and restrictions of record, if any.

TO HAVE AND TO HOLD the premises herein granted unto the Grantee, the heirs or successors
and assigns of the Grantee forever.

AND the Grantor covenants that the Grantor has not done or suffered anything whereby the said
premises have been encumbered in any way whatever.

AND Grantor, in compliance with Section 13 of the Lien Law, covenant that the Grantor will
receive the consideration for this conveyance and will hold the right to receive such consideration
as a trust fund to be applied first for the purpose of paying the cost of the improvement and will
apply the same first to the payment of the cost of the improvement before using any part of the
total of the same for any other purpose.

[Signature on following page]

164277
Deed - 4
3p CTY
1750,000
com m

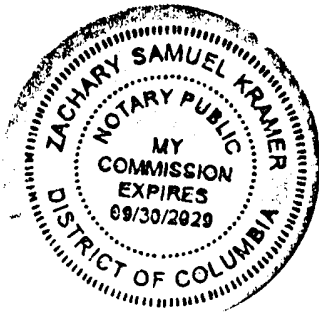
IN WITNESS WHEREOF, the Grantor has hereunto set his hand and seal the day and year first above written.

JEMAL'S CURTIS MALTING LLC.

By: [Signature]
Name: Douglas Jemal
Its: Managing Member

District
STATE OF Columbia)
COUNTY OF Washington) SS.:

On the 8 day of September in the year 2025, before me, the undersigned, personally appeared Douglas Jemal, personally known to me or proved to me on the basis of satisfactory evidence to be the individual whose name is subscribed to the within instrument and acknowledged to me that he executed the same in his capacity as Managing Member of Jemal's Curtis Malting LLC, and that by his signature on the instrument, the individual, or the person upon behalf of which the individual acted, executed the instrument.



[Signature]
Notary Public

Schedule A

1100 Niagara Street - SBL 99.41-1-14.111

All that tract or parcel of land situate in the City of Buffalo, County of Erie and State of New York, being part of Block No. 203 and according to Map filed in the Erie County Clerk's Office under Cover No. 42, is known as part of Subdivision Lots Nos. 7 and 8 and also part of Albany Street, formerly 99 feet wide, bounded and described as follows:

Beginning at the point of intersection of the west line of Niagara Street (99 feet wide) and the north line of Albany Street (66 feet wide); running thence northerly along the west line of Niagara Street, 121.83 feet to the southeast corner of lands conveyed to Eugene Feind, Jr. and one by deed recorded in the Erie County Clerk's Office in Liber 9356 of Deeds at page 91; thence westerly along the south line of lands as conveyed to Feind and one by deed aforesaid and said southerly line as extended westerly, to the easterly line of lands of Consolidated Railroad Corporation; thence southerly along the easterly line of lands of Consolidated Railroad Corporation, to the north line of Albany Street (66 feet wide); thence easterly along the north line of Albany Street (66 feet wide), 340.37 feet, more or less, to the westerly line of Niagara Street and the point of beginning.

1106 Niagara Street - SBL 99.41-1-14.2

All that tract or parcel of land situate in the City of Buffalo, County of Erie and State of New York, being part of Block No. 203 according to a map filed in the Erie County Clerk's Office under Cover No. 42 is known as part of Subdivision Lot Nos. 6 and 7, described as follows:

Beginning at a point in the westerly line of Niagara Street 121.83 feet north of its intersection with the northerly line of Albany Street 66 feet wide; thence northerly along the westerly line of Niagara Street 112.50 feet; thence westerly parallel with Albany Street 181.73 feet; thence southerly at right angles 113.37 feet; thence easterly 173.27 feet to the westerly line of Niagara Street at the point of beginning.

1110 Niagara Street - SBL 99.41-1-14.12

All that tract or parcel of land situate in the City of Buffalo, County of Erie and State of New York, being part of Block No. 203 according to a map filed in the Erie County Clerk's Office under Cover No. 42 is known as parts of Subdivision Lot Nos. 6 and 7, described as follows:

Beginning at a point in the westerly line of Niagara Street, 121.83 feet north of its intersection with the northerly line of Albany Street, 66 feet wide; thence westerly along the south line of lands conveyed to Eugene Feind, Jr. and Douglas Feind by a deed recorded in Erie County Clerk's Office in liber 9356 of Deeds at page 91, 173.27 feet to the southwest corner thereof said point being the principal point of beginning; thence northerly along the west line of lands so conveyed by aforesaid deed and along the center line of a party wall as established by an agreement recorded in the said Clerk's Office in liber 9356 of Deeds at page 93, 113.37 feet to the northwest corner of lands so conveyed to Feind by aforesaid deed; thence westerly along the north line of lands so conveyed to

Feind by aforesaid deed extended westerly 40 feet; thence southerly at right angles 113.51 feet to the south line of lands so conveyed to Feind by aforesaid deed extended westerly; thence easterly along the south line of lands so conveyed to Feind by aforesaid deed extended westerly 40 feet to the southwest corner of lands so conveyed to Feind by aforesaid deed at the principal point of beginning.

Attachment B:
Change of Use Form



Department of
Environmental
Conservation

60-Day Advance Notification of Site Change of Use

Physical Alteration, Transfer of Certificate of Completion, and/or Ownership Required by 6NYCRR Part 375-1.11(d) and 375-1.9(f)

SUBMITTAL INSTRUCTIONS:

Please submit via Site Control Dropbox as described below, OR, if file size permits, by email to DERSiteControl@dec.ny.gov. Print to pdf before submitting.

You may submit your document(s) via ground mail at the address below however please – DO NOT submit both electronic and ground mail.

a.) VIA SITE CONTROL DROPBOX:

Request an Invitation

In the "Title" field, please include the following: "Change of Use – Site Name, Site # C915382."

After uploading files, an automated email will be sent to the submitter's email address with a link to verify the status of the submission. Please do not send a separate email to confirm receipt.

Packages submitted through third-party file transfer services will not be accepted.

b.) VIA GROUND MAIL:

Save the COU form w/attached file(s) and cover letter (optional) to an external storage device (e.g., thumb drive, flash drive). Do NOT include any paper.

Mail the external storage device to the following address:

Chief, Site Control Section
Division of Environmental Remediation
625 Broadway, 12th Floor
Albany, NY 12233-7020

Section I: Property Information	
Site Name: Curtiss Malt House Project	DEC Site #C915382
Site Address: 1100 Niagara Street	

Section II: Contact Information Person Submitting Notification	
Name: JEMAL'S CURTIS MALTING L.L.C	
Address 1: 655 New York Avenue NW Suite 830	
Address 2: Washington D.C. 20001	
Phone: 202-638-6300	E-mail: DJemal@douglasdev.com

Section III: Type of Change and Date	
<input checked="" type="checkbox"/>	Change of Ownership
<input type="checkbox"/>	Change of Remedial Parties
<input type="checkbox"/>	Transfer of Certificate of Completion
<input type="checkbox"/>	Other (e.g., any physical alteration or other change of use)
Proposed Date of Change (mm/dd/yyyy) October 10, 2025	

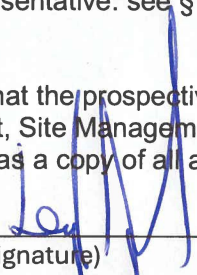
Section IV: Description of Proposed Change (Required)

Please provide a brief narrative of the proposed changes(s) indicated above. Attach maps, drawings, and/or parcel information as needed. If "other" the description must explain and advise the DEC how such change may or may not affect the site's proposed, ongoing, or completed remedial program (attach additional sheets if needed).
change of ownership.

Section V: Certification Statement

Where the change results in a change in ownership or in responsibility for the proposed, ongoing, or completed remedial program for the site, the following certification must be completed (by owner or designated representative: see § 375-1.11(d)(4)(i):

I hereby certify that the prospective purchaser and/or remedial party has been provided a copy of any order, agreement, Site Management Plan, or State Assistance Contract regarding the Site's remedial program as well as a copy of all approved remedial work plans and reports.

Name: 
(Signature)

8/7/25
(Date)

Douglas Jemal

(Print Name)

Address1: 655 New York Avenue NW Suite 830

Address2: Washington D.C. 20001

Phone: 202-638-6300 Email: DJemal@douglasdev.com

Section VI: Contact Information for New Owner, Remedial Party, or CoC Holder

If the site will be sold or there will be a new remedial party, identify the prospective owner(s) or party(ies) along with contact information. If the site is subject to an Environment Easement, Deed Restriction, or Site Management Plan subject to periodic certification of institutional controls/engineering controls (IC/ECs), indicate who will be the certifying party (attach additional sheets if needed).

☒ Prospective Owner ☐ Prospective Remedial Party ☐ Prospective Owner Representative

Name: Jenesis Development, LLC

Address:1 One Robert Rich Way

Address2: Buffalo NY 14213

Phone: 716-481-8910 Email: wgrieshober@rich.com

Cert. Party Name: Jenesis Development, LLC

Address:1 One Robert Rich Way

Address2: Buffalo NY 14213

Phone: 716-481-8910 Email: wgrieshober@rich.com

Section VII: Agreement to Notify DEC After Transfer

If Section VI applies, i.e., all or part of the site will be sold, in accordance with § 375-1.11(d)(4)(ii) 30 days after the transfer a letter to notify the DEC of the completion of the transfer must be provided. If the current owner is also the CoC holder for the site, the CoC should be transferred to the new owner using DEC's approved "Notice of Transfer of COC" forms found at Initial Notice And Transfer Of Certificate Of Completion - NYSDEC. This form has its own filing requirements at §375-1.9(f).

Signing below indicates that theses notices will be provided to the DEC within the specified timeframes as follows:

Within 30 days of the sale of the site, I agree to submit to the DEC:

1. The name and contact information for the new owner(s) per §375-1.11(d)(4)(ii)
2. The name and contact information for any owner representative; and
3. A Notice of Transfer using the DEC form Initial Notice And Transfer Of Certificate Of Completion - NYSDEC.

Name: _____

(Signature)

(Date)

Douglas Jemal

(Print Name)

Address1: _____

655 New York Avenue NW Suite 830

Address2: _____

Washington D.C. 20001

Phone: _____

202-638-6300

Email: _____

DJemal@douglasdev.com

Continuation Sheet (if needed for multiple owners, representatives, or remedial parties)

☐ Prospective Owner ☐ Prospective Remedial Party ☐ Prospective Owner Representative

Name: _____

Address:1 _____

Address2: _____

Phone: _____ Email: _____

☐ Prospective Owner ☐ Prospective Remedial Party ☐ Prospective Owner Representative

Name: _____

Address:1 _____

Address2: _____

Phone: _____ Email: _____

☐ Prospective Owner ☐ Prospective Remedial Party ☐ Prospective Owner Representative

Name: _____

Address:1 _____

Address2: _____

Phone: _____ Email: _____

☐ Prospective Owner ☐ Prospective Remedial Party ☐ Prospective Owner Representative

Name: _____

Address:1 _____

Address2: _____

Phone: _____ Email: _____

Attachment C:
Requestor's Entity Information



Department of State

Division of Corporations

Entity Information

Return to Results

Return to Search

Entity Details

ENTITY NAME: JENESIS DEVELOPMENT LLC
DOS ID: 4678373
FOREIGN LEGAL NAME:
FICTITIOUS NAME:
ENTITY TYPE: DOMESTIC LIMITED LIABILITY COMPANY
DURATION DATE/LATEST DATE OF DISSOLUTION:
SECTIONOF LAW: 203 LLC - LIMITED LIABILITY COMPANY LAW
ENTITY STATUS: ACTIVE
DATE OF INITIAL DOS FILING: 12/10/2014
REASON FOR STATUS:
EFFECTIVE DATE INITIAL FILING: 12/10/2014
INACTIVE DATE:
FOREIGN FORMATION DATE:
STATEMENT STATUS: CURRENT
COUNTY: ERIE
NEXT STATEMENT DUE DATE: 12/31/2026
JURISDICTION: NEW YORK, UNITED STATES
NFP CATEGORY:

- <
- ENTITY DISPLAY
- NAME HISTORY
- FILING HISTORY
- MERGER HISTORY
- ASSUMED NAME HISTORY

Service of Process on the Secretary of State as Agent

The Post Office address to which the Secretary of State shall mail a copy of any process against the corporation served upon the Secretary of State by personal delivery:

Name: C/O CORPORATE CREATIONS NETWORK INC.
Address: 600 MAMARONECK AVENUE #400, HARRISON, NY, UNITED STATES, 10528

Electronic Service of Process on the Secretary of State as agent: Not Permitted

Chief Executive Officer's Name and Address

Name:
Address:

Principal Executive Office Address

Address:

Registered Agent Name and Address

Name: CORPORATE CREATIONS NETWORK INC.
Address: 15 NORTH MILL STREET, NYACK, NY, 10960

Entity Primary Location Name and Address

Name:
Address:

Farmcorpflag

Is The Entity A Farm Corporation: NO

Stock Information

Share Value	Number Of Shares	Value Per Share

STATE OF NEW YORK

DEPARTMENT OF STATE

Certificate of Status

I, WALTER T. MOSLEY, Secretary of State of the State of New York and custodian of the records required by law to be filed in my office, do hereby certify that upon a diligent examination of the records of the Department of State, as of the date and time of this certificate, the following entity information is reflected:

Entity Name:	JENESIS DEVELOPMENT LLC
DOS ID Number:	4678373
Entity Type:	DOMESTIC LIMITED LIABILITY COMPANY
Entity Status:	EXISTING
Date of Initial Filing with DOS:	12/10/2014
Statement Status:	CURRENT
Statement Due Date:	12/31/2026

I certify that the following is a list of documents on file in the Department of State for said entity:

Document Type:	ARTICLES OF ORGANIZATION
Date of Filing:	12/10/2014
Entity Name:	JENESIS DEVELOPMENT LLC

Document Type:	CERTIFICATE OF PUBLICATION
Date of Filing:	02/24/2015

Document Type:	BIENNIAL STATEMENT
Date of Filing:	01/22/2019
Effective Date:	12/01/2018

Document Type: CERTIFICATE OF CHANGE

Date of Filing: 02/04/2019

Document Type: BIENNIAL STATEMENT

Date of Filing: 12/01/2020

Document Type: BIENNIAL STATEMENT

Date of Filing: 12/02/2022

Effective Date: 12/01/2022

Document Type: BIENNIAL STATEMENT

Date of Filing: 12/04/2024

No information is available from this office regarding the financial condition, business activity or practices of this entity.

WITNESS my hand and official seal of the Department
of State, at the City of Albany, on July 22, 2025 at
05:29 P.M.



WALTER T. MOSLEY
Secretary of State

Brandon C. Hughes

BRENDAN C. HUGHES
Executive Deputy Secretary of State

Authentication Number: 100008438986 To Verify the authenticity of this document you may access the
Division of Corporation's Document Authentication Website at <http://ecorp.dos.ny.gov>

Attachment D:
Organizational Documents Showing Signatory's Authority

FILING RECEIPT

ENTITY NAME: JENESIS DEVELOPMENT LLC

DOCUMENT TYPE: ARTICLES OF ORGANIZATION (DOM LLC)

COUNTY: ERIE

FILED:12/10/2014 DURATION:***** CASH#:141210000930 FILM #:141210000888
DOS ID:4678373

FILER:

EXIST DATE

PHILLIPS LYTTLE LLP
ONE CANALSIDE
125 MAIN STREET
BUFFALO, NY 14203

12/10/2014

ADDRESS FOR PROCESS:

THE LLC
1150 NIAGARA STREET
BUFFALO, NY 14213

REGISTERED AGENT:



The limited liability company is required to file a Biennial Statement with the Department of State every two years pursuant to Limited Liability Company Law Section 301. Notification that the biennial statement is due will only be made via email. Please go to www.email.ebiennial.dos.ny.gov to provide an email address to receive an email notification when the Biennial Statement is due.

SERVICE COMPANY: UNITED CORPORATE SERVICES - 37

SERVICE CODE: 37 *

FEEs	225.00
FILING	200.00
TAX	0.00
CERT	0.00
COPIES	0.00
HANDLING	25.00

PAYMENTS	225.00
CASH	0.00
CHECK	0.00
CHARGE	0.00
DRAWDOWN	225.00
OPAL	0.00
REFUND	0.00

JENES33546

DOS-1025 (04/2007)

STATE OF NEW YORK
DEPARTMENT OF STATE

I hereby certify that the annexed copy has been compared with the original document in the custody of the Secretary of State and that the same is a true copy of said original.



WITNESS my hand and official seal of the
Department of State, at the City of Albany,
on December 11, 2014.

Anthony Giardina

Anthony Giardina
Executive Deputy Secretary of State

141210000888

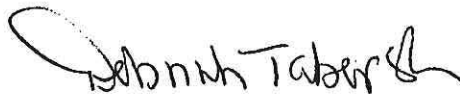
**ARTICLES OF ORGANIZATION
OF
JENESIS DEVELOPMENT LLC**

UNDER SECTION 203 OF THE LIMITED LIABILITY COMPANY LAW

The undersigned, being the sole organizer of Jenesis Development LLC, does hereby certify that:

1. The name of the limited liability company is Jenesis Development LLC.
2. The county within the state in which the principal office of the limited liability company is to be located is Erie County.
3. The Secretary of State of the State of New York is hereby designated as an agent of the limited liability company upon whom process against it may be served. The post office address to which the Secretary of State shall mail a copy of any process against the limited liability company served upon him or her is 1150 Niagara Street, Buffalo, New York 14213.
4. The limited liability company is to be managed by one or more of its managers.
5. The limited liability company shall have one or more class or classes of members and/or class or classes of managers with such relative rights, powers, preferences and limitations as the operating agreement may provide.

IN WITNESS WHEREOF, the undersigned has executed this Certificate as of December 10, 2014.



Deborah L. Taberski, Organizer
One Canalside
125 Main Street
Buffalo, New York 14203

Doc #01-2824301.1

141210000888

888

UNI-37

ARTICLES OF ORGANIZATION

OF

JENESIS DEVELOPMENT LLC

Under Section 203 of the Limited Liability Company Law

RECEIVED
2014 DEC 10 PM 12:05

100
STATE OF NEW YORK
DEPARTMENT OF STATE

FILED DEC 10 2014

TAX \$

BY: *LATH*

Phillips Lytle LLP
One Canalside
125 Main Street
Buffalo, New York 14203

Ref# Jenes 33546

DRAWDOWN

930

OPERATING AGREEMENT
OF
JENESIS DEVELOPMENT LLC

This Operating Agreement, effective as of December 10, 2014, entered into by the undersigned.

WHEREAS, the undersigned has formed a limited liability company known as Jenesis Development LLC (the “Company”) pursuant to the New York Limited Liability Company Law, as amended from time to time (the “Act”).

NOW, THEREFORE, for good and valuable consideration, the receipt and sufficiency of which is hereby acknowledged, the undersigned agrees as follows:

ARTICLE I

Definitions

1.1 *Definitions.* In this Agreement, the following terms shall have the meanings set forth below:

- a. “*Act*” shall have the meaning ascribed to it in the recitals hereof.
- b. “*Agreement*” shall mean this Operating Agreement of Jenesis Development LLC.
- c. “*Articles of Organization*” shall mean the Articles of Organization of the Company filed or to be filed with the New York Department of State, as they may from time to time be amended.
- d. “*Capital Contribution*” means, any cash, cash equivalents and any other property, real or personal, which the Member contributes to the Company pursuant to Sections 5.1 or 5.2 hereof.
- e. “*Company*” shall have the meaning ascribed to it in the recitals hereof.
- f. “*Distribution*” means any cash and other property distributed to the Member by the Company from the operations of the Company or from capital.
- g. “*Fiscal Year*” shall mean the fiscal year of the Company, which shall be the year ending December 31.
- h. “*Member*” shall mean Rich Products Corporation, a corporation incorporated under the laws of the State of Delaware.

i. “*Person*” shall mean any natural person or any corporation, governmental authority, limited liability company, partnership, trust, unincorporated association or other entity.

ARTICLE II

Organization and Purposes

2.1 *Formation.* The Member has caused the formation of the Company pursuant to the Act by directing that Phillips Lytle LLP, as organizer, prepare and file Articles of Organization with the New York Department of State.

2.2 *Operating Agreement.* This Agreement, including any schedules and exhibits attached hereto from time to time, shall constitute the “Operating Agreement” of the Company as such term is used in the Act.

2.3 *Purposes.* The Company is formed for the purpose of real property ownership and development and to conduct any other lawful business or activity whatsoever as is permitted by applicable law and is determined from time to time by the Member.

ARTICLE III

Member

3.1 *Name.* The name of the sole Member of the Company is Rich Products Corporation.

3.2 *Additional Members.* The Company may admit additional members only after appropriate amendments to this Agreement have been made.

3.3 *Books and Records.* The Company shall keep books and records of accounts and minutes of all actions of the Member. Such books and records shall be maintained on either the cash or accrual basis as determined by the Member.

ARTICLE IV

Management

4.1 *Management.* The Company’s business shall be managed by one or more managers as appointed by the Member. Any such manager appointed by the Member may be removed at any time by the Member, with or without cause. The initial managers will be William Grieshober and Howard Rich. If more than one manager is appointed by the member, the managers may act singularly or jointly. Neither the Member nor any manager shall be liable to the Company for any loss or damage sustained by the Company except as otherwise required by the Act.

4.2 *Indemnification.* The Company shall indemnify and hold harmless the Member and each manager from and against all claims and demands to the maximum extent permitted under the Act.

4.3 *Amendments.* This Agreement and the Articles of Organization may be amended from time to time in writing by the Member.

ARTICLE V

Capital Contributions and Distributions

5.1 *Capital Contributions.* At the time of the execution of this Agreement, the Member shall make the Capital Contribution(s) set forth on Schedule A to this Agreement. The Member shall have no obligation to make any additional Capital Contribution or loan to the Company.

5.2 *Voluntary Additional Capital Contributions.* The Member may, but is not obligated to, make additional Capital Contributions to the Company. Any such additional Capital Contribution shall be noted on the books and records of the Company.

5.3 *Loans by Member.* The Member may, but is not obligated to, loan or cause to be loaned to the Company such additional sums as the Member deems appropriate, necessary or convenient for the conduct of the Company's business.

5.4 *Distributions.* The Member shall determine the timing and amount of any Distribution of the Company's net income or capital to the Member.

ARTICLE VI

Transferability

6.1 *Dissolution or Bankruptcy of a Member.* If following the dissolution or bankruptcy of the Member, the Company is continued in accordance with Section 7.1(b), the legal representative of the Member shall have the right to act as the Member.

6.2 *Transfer.* The Member may transfer all or a portion of the Member's interest in the Company to another Person. If less than all of the Member's interest in the Company is transferred, this Agreement shall be appropriately amended prior to such transfer.

ARTICLE VII

Dissolution

7.1 *Dissolution.* The Company shall be dissolved and its affairs shall be wound up upon the first to occur of the following:

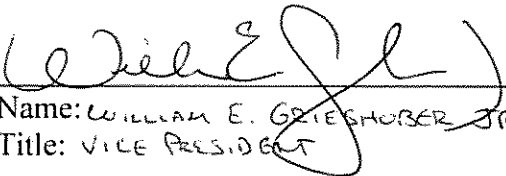
- a. The action of the Member;
- b. The dissolution or bankruptcy of the Member or the occurrence of any other event that terminates the continued membership of any Member, unless within one hundred eighty (180) days after such event the Company is continued by the action of the legal or personal representative of the Member; or
- c. The entry of a decree of judicial dissolution under section 702 of the Act.

7.2 *Winding Up and Liquidation.* Upon the dissolution of the Company in accordance with Section 7.1, the Company shall continue solely for the purposes of winding up its affairs in an orderly manner, liquidating its assets, and satisfying the claims of its creditors and the Member.

7.3 *Articles of Dissolution.* Within ninety (90) days following the dissolution and the commencement of winding up of the Company, or at any other time there is no Member, Articles of Dissolution shall be filed with the New York Department of State pursuant to the Act.

IN WITNESS WHEREOF, the Member has executed this Agreement effective as of the date first written above.

Rich Products Corporation

By: 
Name: WILLIAM E. GRIESHABER JR.
Title: VICE PRESIDENT

SCHEDULE A

Member's Name <u>and Address</u>	Capital <u>Contribution</u>	Percent <u>Ownership</u>
Rich Products Corporation 1150 Niagara Street Buffalo, New York 14213	\$100	100%

Attachment E:
Name of Requestor's Member

Jenesis Development LLC

Member's Name and Address:

Rich Products Corporation

1150 Niagara Street
Buffalo, New York 14213

Attachment F:
Certification that Requestor is a Volunteer

Section IV. New Requestor Volunteer Certification

Statement describing why the Requestor should be considered a Volunteer:

In accordance with the definitions outlined in ECL § 27-1405(1), Jenesis Development LLC, the new Requestor, is considered a Volunteer, as its liability arises solely as a result of its ownership or operation of or involvement with the site subsequent to the disposal of contaminants, and it exercises and will exercise appropriate care with respect to contamination found at the facility by taking reasonable steps to stop any continuing release; prevent any threatened future release; and prevent or limit human, environmental, or natural resource exposure to any previously released contamination.