

FIFTH EXTENSION OF TERM OF NEGOTIATION PERIOD

This **FIFTH EXTENSION OF TERM OF NEGOTIATION PERIOD** is executed as of July 13, 2022 by and between the **CITY OF GARDEN GROVE**, a municipal corporation duly organized and existing under the Constitution and laws of the State of California (the "City"), and **NEW AGE GARDEN GROVE LLC**, a California limited liability company (the "Developer") (the Developer and the City are collectively referred to herein as the "Parties").

RECITALS

A. The Parties have entered into a Second Amended and Restated Exclusive Negotiating Agreement dated as of April 24, 2018 (the "ENA"), pursuant to which the parties have agreed to negotiate towards a Disposition and Development Agreement for the development of real property identified in the DDA as the Site for the term which term was extended by the Extension of Term of Negotiation Period to December 31, 2019, Second Extension of Term of Negotiation Period to December 31, 2020, Third Extension of Term of Negotiation Period to April 30, 2021, and Fourth Extension of Term of Negotiation Period to April 30, 2022.

B. Developer requested an extension until at least 90-days after the government announced a normalization of government activity and the Parties continue to engage in active negotiations.

NOW, THEREFORE, the City and the Developer hereby agree as follows:

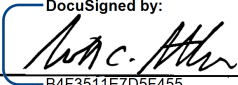
1. Extension of Negotiating Period. The Term of the Negotiation Period, as set forth in Section 1b. of the ENA, is hereby extended to the period ending on December 31, 2022.

2. Enforceability of ENA. Except as set forth above, all other terms and conditions of the ENA are enforceable in accordance with its provisions.

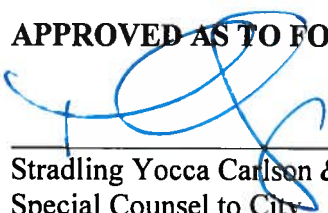
[SIGNATURE PAGE FOLLOWS]

CITY:

CITY OF GARDEN GROVE,
a municipal corporation

By:  _____
City Manager DocuSigned by:
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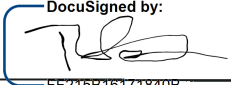
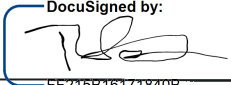
APPROVED AS TO FORM:



Stradling Yocca Carlson & Rauth PC
Special Counsel to City

DEVELOPER:

NEW AGE GARDEN GROVE, LLC,
a California limited liability company

By:  _____
Its:  _____
CEO DocuSigned by:
FF215B16171840B...