| STATE OF MAINE<br>YORK, ss. | SUPERIOR COURT<br>CIVIL ACTION<br>DOCKET NO. RE-09-111        |
|-----------------------------|---|
| ROBERT F. ALMEDER et al.,   |   |
| Party in Interest, )        | AMENDED ANSWER TO<br>COUNTERCLAIM OF TOWN OF<br>KENNEBUNKPORT |
| v. )                        |   |
| TOWN OF KENNEBUNKPORT and ) |   |
| ALL PERSONS WHO ARE         | (Title to Real Estate Involved)                               |
| UNASCERTAINED,              | •   |
| Defendants )                |   |

Charles L. Nickerson, as Successor Trustee of The Albert Palmer Trust, withdraws his claims against the Town of Kennebunkport and All Persons Who Are Unascertained, not in being, unknown or out of the State of Maine, heirs or legal representatives of such unascertained persons, or such persons as shall become heirs, devisees or appointees of such unascertained persons who claim the right to use or title in plaintiffs' property other than persons claiming ownership or easement by, through, or under an instrument recorded in the York County Registry of Deeds, and, as a beachfront owner of property, appears herein as a Party In Interest and adopts, and incorporates by reference, as though fully set forth herein, the answer and affirmative defenses to the counterclaims, Counts I-VIII, of the Town of Kennebunkport as pled by plaintiffs Robert Almeder, et al.

Dated: April 6 , 2011

Charles L. Nickerson, Bar No. 21 Office of Charles L. Nickerson 902 Main Street / PO Box 232 Sanford, ME 04073-0232 (207) 324-4396