

9864

I N A S S E M B L Y

May 27, 2014

Introduced by M. of A. MAGNARELLI -- read once and referred to the
Committee on Economic Development

AN ACT to amend the alcoholic beverage control law, in relation to the
exemption of certain parcels of land

THE PEOPLE OF THE STATE OF NEW YORK, REPRESENTED IN SENATE AND ASSEMBLY, DO ENACT AS FOLLOWS:

1 Section 1. Paragraph (a) of subdivision 1 of section 101 of the alco-
2 holic beverage control law, as amended by chapter 22 of the laws of
3 2011, is amended to read as follows:
4 (a) Be interested directly or indirectly in any premises where any
5 alcoholic beverage is sold at retail; or in any business devoted wholly
6 or partially to the sale of any alcoholic beverage at retail by stock
7 ownership, interlocking directors, mortgage or lien or any personal or
8 real property, or by any other means. The provisions of this paragraph
9 shall not apply to (i) any such premises or business constituting the
10 overnight lodging and resort facility located wholly within the bounda-
11 ries of the town of North Elba, county of Essex, township eleven,
12 Richard's survey, great lot numbers two hundred seventy-eight, two
13 hundred seventy-nine, two hundred eighty, two hundred ninety-eight, two
14 hundred ninety-nine, three hundred, three hundred eighteen, three
15 hundred nineteen, three hundred twenty, three hundred thirty-five and
16 three hundred thirty-six, and township twelve, Thorn's survey, great lot
17 numbers one hundred six and one hundred thirteen, as shown on the
18 Adirondack map, compiled by the conservation department of the state of
19 New York - nineteen hundred sixty-four edition, in the Essex county
20 atlas at page twenty-seven in the Essex county clerk's office, Eliza-
21 bethtown, New York, provided that such facility maintains not less than
22 two hundred fifty rooms and suites for overnight lodging, (ii) any such
23 premises or business constituting the overnight lodging and resort
24 facility located wholly within the boundaries of that tract or parcel of
25 land situate in the city of Canandaigua, county of Ontario, beginning at
26 a point in the northerly line of village lot nine where it meets with
27 South Main Street, thence south sixty-nine degrees fifty-four minutes
28 west a distance of nine hundred sixteen and twenty-three hundredths feet

EXPLANATION--Matter in ITALICS (underscored) is new; matter in brackets
[] is old law to be omitted.

LBD15338-02-4

1 to an iron pin; thence in the same course a distance of fourteen feet to
2 an iron pin; thence in the same course a distance of fourteen and four-
3 tenths feet to a point; thence south fifteen degrees thirty-eight
4 minutes and forty seconds east a distance of four hundred forty-six and
5 eighty-seven hundredths feet to a point; thence south twenty-eight
6 degrees thirty-seven minutes and fifty seconds east a distance of one
7 hundred thirteen and eighty-four hundredths feet to a point; thence
8 south eighty-five degrees and forty-seven minutes east a distance of
9 forty-seven and sixty-one hundredths feet to an iron pin; thence on the
10 same course a distance of three hundred and sixty-five feet to an iron
11 pin; thence north seventeen degrees twenty-one minutes and ten seconds
12 east a distance of four hundred fifty-seven and thirty-two hundredths
13 feet to an iron pin; thence north nineteen degrees and thirty minutes
14 west a distance of two hundred and forty-eight feet to a point; thence
15 north sixty-nine degrees and fifty-four minutes east a distance of two
16 hundred eighty-four and twenty-six hundredths feet to a point; thence
17 north nineteen degrees and thirty minutes west a distance of sixty feet
18 to the point and place of beginning, provided that such facility main-
19 tains not less than one hundred twenty rooms and suites for overnight
20 lodging, (iii) any such premises or business constituting the overnight
21 lodging facility located wholly within the boundaries of that tract or
22 parcel of land situated in the borough of Manhattan, city and county of
23 New York, beginning at a point on the northerly side of west fifty-
24 fourth street at a point one hundred feet easterly from the intersection
25 of the said northerly side of west fifty-fourth street and the easterly
26 side of seventh avenue; running thence northerly and parallel with the
27 easterly side of seventh avenue one hundred feet five inches to the
28 center line of the block; running thence easterly and parallel with the
29 northerly side of west fifty-fourth street and along the center line of
30 the block fifty feet to a point; running thence northerly and parallel
31 with the easterly side of seventh avenue one hundred feet five inches to
32 the southerly side of west fifty-fifth street at a point distant one
33 hundred fifty feet easterly from the intersection of the said southerly
34 side of west fifty-fifth street and the easterly side of seventh avenue;
35 running thence easterly along the southerly side of west fifty-fifth
36 street thirty-one feet three inches to a point; running thence southerly
37 and parallel with the easterly side of the seventh avenue one hundred
38 feet five inches to the center line of the block; running thence easter-
39 ly along the center line of the block and parallel with the southerly
40 side of west fifty-fifth street, one hundred feet; running thence north-
41 erly and parallel with the easterly side of seventh avenue one hundred
42 feet five inches to the southerly side of west fifty-fifth street;
43 running thence easterly along the southerly side of west fifty-fifth
44 street twenty-one feet ten and one-half inches to a point; running
45 thence southerly and parallel with the easterly side of seventh avenue
46 one hundred feet five inches to the center line of the block; running
47 thence westerly along the center line of the block and parallel with the
48 northerly side of west fifty-fourth street three feet one and one-half
49 inches; running thence southerly and parallel with the easterly side of
50 seventh avenue one hundred feet five inches to the northerly side of
51 west fifty-fourth street at a point distant three hundred feet easterly
52 from the intersection of the said northerly side of west fifty-fourth
53 street and the easterly side of seventh avenue; running thence westerly
54 and along the northerly side of west fifty-fourth street two hundred
55 feet to the point or place of beginning, provided that such facility
56 maintains not less than four hundred guest rooms and suites for over-

1 night lodging, (iv) any such premises or business located on that tract
2 or parcel of land, or any subdivision thereof, situate in the Village of
3 Lake Placid, Town of North Elba, Essex County, New York; it being also a
4 part of Lot No. 279, Township No. 11, Old Military Tract, Richard's
5 Survey; it being also all of Lot No. 23 and part of Lot No. 22 as shown
6 and designated on a certain map entitled "Map of Building Sites for Sale
7 by B.R. Brewster" made by G.T. Chellis C.E. in 1892; also being PARCEL
8 No. 1 on a certain map of lands of Robert J. Mahoney and wife made by
9 G.C. Sylvester, P.E. & L.S. # 21300, dated August 4, 1964, and filed
10 in the Essex County Clerk's Office on August 27, 1964, and more partic-
11 ularly bounded and described as follows; BEGINNING at the intersection
12 of the northerly bounds of Shore Drive (formerly Mirror Street) with the
13 westerly bounds of Park Place (formerly Rider Street) which point is
14 also the northeast corner of Lot No. 23, from thence South $21^{\circ}50'$ East
15 in the westerly bounds of Park Place a distance of 119 feet, more or
16 less, to a lead plug in the edge of the sidewalk marking the southeast
17 corner of Lot No. 23 and the northeast corner of Lot No. 24; from thence
18 South $68^{\circ}00'50''$ West a distance of 50.05 feet to an iron pipe set in
19 concrete at the corner of Lots 23 and 22; from thence South $65^{\circ}10'50''$
20 West a distance of 7.94 feet along the south line of Lot No. 22 to an
21 iron pipe for a corner; from thence North $23^{\circ}21'40''$ West and at 17.84
22 feet along said line passing over a drill hole in a concrete sidewalk,
23 and at 68.04 feet further along said line passing over an iron pipe at
24 the southerly edge of another sidewalk, and at 1.22 feet further along
25 said line passing over another drill hole in a sidewalk, a total
26 distance of 119 feet, more or less, to the northerly line of Lot. No.
27 22; from thence easterly in the northerly line of Lot 22 and 23 to the
28 northeast corner of Lot No. 23 and the point of beginning. Also includ-
29 ing the lands to the center of Shore Drive included between the norther-
30 ly straight line continuation of the side lines of the above described
31 parcel, and to the center of Park Place, where they abut the above
32 described premises SUBJECT to the use thereof for street purposes. Being
33 the same premises conveyed by Morestuff, Inc. to Madeline Sellers by
34 deed dated June 30, 1992, recorded in the Essex County Clerk's Office on
35 July 10, 1992 in Book 1017 of Deeds at Page 318; (v) any such premises
36 or business located on that certain piece or parcel of land, or any
37 subdivision thereof, situate, lying and being in the Town of Platts-
38 burgh, County of Clinton, State of New York and being more particularly
39 bounded and described as follows: Starting at an iron pipe found in the
40 easterly bounds of the highway known as the Old Military Turnpike, said
41 iron pipe being located 910.39 feet southeasterly, as measured along the
42 easterly bounds of said highway, from the southerly bounds of the road-
43 way known as Industrial Parkway West, THENCE running $S 31^{\circ} 54' 33'' E$
44 along the easterly bounds of said Old Military Turnpike Extension,
45 239.88 feet to a point marking the beginning of a curve concave to the
46 west; thence southerly along said curve, having a radius of 987.99 feet,
47 248.12 feet to an iron pipe found marking the point of beginning for the
48 parcel herein being described, said point also marked the southerly
49 corner of lands of Larry Garrow, et al, as described in Book 938 of
50 Deeds at page 224; thence $N 07^{\circ} 45' 4'' E$ along the easterly bounds of
51 said Garrow, 748.16 feet to a 3"x4" concrete monument marking the
52 northeasterly corner of said Garrow, the northwesterly corner of the
53 parcel herein being described and said monument also marking the south-
54 erly bounds of lands of Salerno Plastic Corp. as described in Book 926
55 of Deeds at Page 186; thence $S 81^{\circ} 45' 28'' E$ along a portion of the
56 southerly bounds of said Salerno Plastic Corp., 441.32 feet to an iron

1 pin found marking the northeasterly corner of the parcel herein being
2 described and also marking the northwest corner of the remaining lands
3 now or formerly owned by said Marx and DeLaura; thence S 07° 45' 40" W
4 along the Westerly bounds of lands now of formerly of said Marx and
5 DeLaura and along the easterly bounds of the parcel herein being
6 described, 560.49 feet to an iron pin; thence N 83° 43' 21" W along a
7 portion of the remaining lands of said Marx and DeLaura, 41.51 feet to
8 an iron pin; thence S 08° 31' 30" W, along a portion of the remaining
9 lands of said Marx and DeLaura, 75.01 feet to an iron pin marking
10 northeasterly corner of lands currently owned by the Joint Council for
11 Economic Opportunity of Plattsburgh and Clinton County, Inc. as
12 described in Book 963 of Deeds at Page 313; thence N 82° 20' 32" W along
13 a portion of the northerly bounds of said J.C.E.O., 173.50 feet to an
14 iron pin; thence 61° 21' 12" W, continuing along a portion of the north-
15 erly bounds of said J.C.E.O., 134.14 feet to an iron pin; thence S 07°
16 45' 42" W along the westerly bounds of said J.C.E.O., 50 feet to an iron
17 pin; thence S 66° 48' 56" W along a portion of the northerly bounds of
18 remaining lands of said Marx and DeLaura, 100.00 feet to an iron pipe
19 found on the easterly bounds of the aforesaid highway, said from pipe
20 also being located on a curve concave to the west; thence running and
21 running northerly along the easterly bounds of the aforesaid highway and
22 being along said curve, with the curve having a radius of 987.93 feet,
23 60.00 feet to the point of beginning and containing 6.905 acres of land.
24 Being the same premises as conveyed to Ronald Marx and Alice Marx by
25 deed of CIT Small Business Lending Corp., as agent of the administrator,
26 U.S. Small Business Administration, an agency of the United States
27 Government dated September 10, 2001 and recorded in the office of the
28 Clinton County Clerk on September 21, 2001 as Instrument #135020; or
29 (vi) any such premises or business located on the west side of New York
30 state route 414 in military lots 64 and 75 located wholly within the
31 boundaries of that tract or parcel of land situated in the town of Lodi,
32 county of Seneca beginning at an iron pin on the assumed west line of
33 New York State Route 414 on the apparent north line of lands reputedly
34 of White (lib. 420, page 155); said iron pin also being northerly a
35 distance of 1200 feet more or less from the centerline of South Miller
36 Road; Thence leaving the point of beginning north 85-17'-44" west along
37 said lands of White a distance of 2915.90 feet to an iron pin Thence
38 north 03-52'-48" east along said lands of White, passing through an iron
39 pin 338.36 feet distant, and continuing further along that same course a
40 distance of 13.64 feet farther, the total distance being 352.00 feet to
41 a point in the assumed centerline of Nellie Neal Creek; Thence in gener-
42 ally a north westerly direction the following courses and distances
43 along the assumed centerline of Nellie Neal Creek; north 69-25'-11" west
44 a distance of 189.56 feet to a point; north 63-40'-00" west a distance
45 of 156.00 feet to a point; north 49-25'-00" west a distance of 80.00
46 feet to a point; south 80-21'-00" west a distance of 90.00 feet to a
47 point; north 72-03'-00" west a distance of 566.00 feet to a point; north
48 68-15'-00" west a distance of 506.00 feet to a point; north 55-16'-00"
49 west a distance of 135.00 feet to a point; south 69-18'-00" west a
50 distance of 200.00 feet to a point; south 88-00'-00" west a distance of
51 170.00 feet to a point on a tie line at or near the high water line of
52 Seneca Lake; Thence north 25-17'-00" east along said tie line a distance
53 of 238.00 feet to an iron pipe; Thence south 82-04'-15" east along lands
54 reputedly of M. Wagner (lib. 464, page 133) a distance of 100.00 feet to
55 an iron pin; Thence north 06-56'-47" east along said lands of M. Wagner
56 a distance of 100.00 feet to an iron pipe; Thence north 09-34'-28" east

1 along lands reputedly of Schneider (lib. 429, page 37) a distance of
2 50.10 feet to an iron pipe; Thence north 07-49'-11" east along lands
3 reputedly of Oney (lib. 484, page 24) a distance of 50.00 feet to an
4 iron pipe; Thence north 82-29'-40" west along said lands of Oney a
5 distance of 95.30 feet to an iron pipe on a tie line at or near the
6 highwater line of Seneca Lake; Thence north 08-15'-22" east along said
7 tie line a distance of 25.00 feet to an iron pin; Thence south
8 82-28'-00" east along lands reputedly of Yu (lib. 405, page 420) a
9 distance of 96.53 feet to an iron pipe; Thence north 34-36'-59" east
10 along said lands of Yu a distance of 95.00 feet to a point in the
11 assumed centerline of Van Liew Creek; Thence in generally an easterly
12 direction the following courses and distances along the assumed center-
13 line of Van Liew Creek; north 72-46'-37" east a distance of 159.98 feet
14 to a point; north 87-53'-00" east a distance of 94.00 feet to a point;
15 south 71-12'-00" east a distance of 52.00 feet to a point; south
16 84-10'-00" east a distance of 158.00 feet to a point; south 59-51'-00"
17 east a distance of 160.00 feet to a point; south 83-29'-00" east a
18 distance of 187.00 feet to a point; Thence north 01-33'-40" east along
19 lands reputedly of Hansen (lib. 515, page 205) passing through an iron
20 pipe 32.62 feet distant, and continuing further along that same course
21 passing through an iron pin 205.38 feet farther, and continuing still
22 further along that same course a distance of 21.45 feet farther, the
23 total distance being 259.45 feet to the assumed remains of a White Oak
24 stump; Thence north 69-16'-11" east along lands reputedly of Schwartz
25 (lib. 374, page 733) being tie lines along the top of the south bank of
26 Campbell Creek a distance of 338.00 feet to a point; Thence south
27 57-17'32" east along said tie line a distance of 136.60 feet to a point;
28 Thence south 74-45'-00" east along said tie line a distance of 100.00
29 feet to an iron pin; Thence north 04-46'-00" east along said lands of
30 Schwartz a distance of 100.00 feet to a point in the assumed centerline
31 of Campbell Creek; Thence in generally an easterly direction the follow-
32 ing courses and distances along the assumed centerline of Campbell
33 Creek; south 71-34'-00" east a distance of 330.00 feet to a point; north
34 76-53'-00" east a distance of 180.00 feet to a point; north 83-05'00"
35 east a distance of 230.00 feet to a point; south 66-44'-00" east a
36 distance of 90.00 feet to a point; south 81-10'-00" east a distance of
37 240.00 feet to a point; south 45-29'-15" east a distance of 73.18 feet
38 to a point; Thence south 05-25'-50" west along lands reputedly of Stan-
39 ley Wagner (lib. 450, page 276) a distance of 135.00 feet to a point on
40 the assumed north line of Military Lot 75; Thence south 84-34'-10" east
41 along said lands of Wagner and the assumed north line of Military Lot 75
42 a distance of 1195.06 feet to an iron pin; Thence south 06-57'52" west
43 along said lands of M. Wagner (lib. 414, page 267) passing through an
44 iron pin 215.58 feet distant, and continuing further along that same
45 course a distance of 20.59 feet farther, the total distance being 236.17
46 feet to a point in the assumed centerline of Campbell Creek; Thence in
47 generally a south easterly direction the following course and distances
48 along the assumed centerline of Campbell Creek; north 78-23'-09" east a
49 distance of 29.99 feet to a point; south 46-09'-15" east a distance of
50 65.24 feet to a point; north 85-55'-09" east a distance of 60.10 feet to
51 a point; south 61-59'-50" east a distance of 206.91 feet to a point;
52 north 63-58'-27" east a distance of 43.12 feet to a point; south
53 28-51'-21" east a distance of 47.72 feet to a point; south 15-14'-08"
54 west a distance of 33.42 feet to a point; south 79-16'-32" east a
55 distance of 255.15 feet to a point; south 62-19'-46" east a distance of
56 75.82 feet to a point; north 76-10'-42" east a distance of 99.60 feet to

1 a point; north 82-12'55" east a distance of 86.00 feet to a point; south
2 44-13'53" east a distance of 64.08 feet to a point; north 67-52'-46"
3 east a distance of 73.98 feet to a point; north 88-13'-13" east a
4 distance of 34.64 feet to a point on the assumed west line of New York
5 State Route 414; Thence south 20-13'-30" east along the assumed west
6 line of New York State Route 414 a distance of 248.04 feet to a concrete
7 monument; Thence south 02-10'-30" west along said road line a distance
8 of 322.90 feet to an iron pin; Thence 13-14'-50" west along said road
9 line a distance of 487.41 feet to an iron pin, said iron pin being the
10 point and place of beginning;

11 Comprising an area of 126.807 acres of land according to a survey
12 completed by Michael D. Karlsen entitled "Plan Owned by Stanley A.
13 Wagner" known as Parcel A of Job number 98-505.

14 This survey is subject to all utility easements and easements and
15 right-of-ways of record which may affect the parcel of land.

16 This survey is also subject to the rights of the public in and to
17 lands herein referred to as New York State Route 414.

18 This survey intends to describe a portion of the premises as conveyed
19 by Ruth V. Wagner to Stanley A. Wagner by deed recorded February 10,
20 1989 in Liber 450 of deeds, at Page 286.

21 This survey also intends to describe a portion of the premises as
22 conveyed by Stanley W. VanVleet to Stanley A. Wagner by deed recorded
23 April 30, 1980 in Liber 385 of Deeds, at Page 203.

24 ALSO ALL THAT OTHER TRACT OR PARCEL OF LAND SITUATE on the east side of
25 New York State Route 414 in Military Lot 75 in the Town of Lodi, County
26 of Seneca, State of New York bounded and described as follows:

27 Beginning at an iron pin on the assumed east line of New York State
28 Route 414, said iron pin being north 50-44'-57" east a distance of
29 274.92 feet from the south east corner of the parcel of land herein
30 above described; Thence leaving the point of beginning north 00-26'01"
31 east along a mathematical tie line a distance of 504.91 feet to an iron
32 pin; Thence south 37-00'-20" east along lands reputedly of Tomberelli
33 (lib. 419, page 243) passing through an iron pin 176.00 feet distant,
34 and continuing further along that same course a distance of 2.01 feet
35 farther, the total distance being 178.01 feet to a point; Thence south
36 09-03'-55" west along lands reputedly of M. Wagner (lib. 491, page 181)
37 a distance of 68.19 feet to an iron pipe; Thence south 15-36'-04" west
38 along said lands of M. Wagner a distance of 300.15 feet to an iron pipe;
39 Thence south 72-04'-59" west along said lands of M. Wagner a distance of
40 20.49 feet to an iron pin, said iron pin being the point and place of
41 beginning.

42 Comprising an area of 0.727 acre of lands according to a survey
43 completed by Michael D. Karlsen entitled "Plan of Land Owned by Stanley
44 A. Wagner" known as Parcel B of job number 98-505.

45 This survey is subject to all utility easements and easements and
46 right-of-ways of record which may affect this parcel of land.

47 This survey is also subject to the rights of the public in and to
48 lands herein referred to as New York State Route 414.

49 This survey intends to describe the same premises as conveyed by Henry
50 W. Eighmey as executor of the Last Will and Testament of Mary C. Eighmey
51 to Stanley A. Wagner by deed recorded July 2, 1996 in liber 542, page
52 92.

53 This survey also intends to describe a portion of the premises as
54 conveyed by Ruth V. Wagner to Stanley A. Wagner by deed recorded Febru-
55 ary 10, 1989 in Liber 450 of deeds, at Page 286. The provisions of this
56 paragraph shall not apply to any premises or business located wholly

1 within the following described parcel: ALL THAT TRACT OR PARCEL OF LAND
2 situate in the City of Corning, County of Steuben and State of New York
3 bounded and described as follows: Beginning at an iron pin situate at
4 the terminus of the westerly line of Townley Avenue at its intersection
5 with the southwesterly line of New York State Route 17; thence S 00° 45'
6 18" E along the westerly line of Townley Avenue, a distance of 256.09
7 feet to a point; thence S 89° 02' 07" W through an iron pin placed at a
8 distance of 200.00 feet, a total distance of 300.00 feet to an iron pin;
9 thence N 00° 59' 17" W a distance of 47.13 feet to an iron pin; thence S
10 89° 02' 07" W a distance of 114.56 feet to a point situate in the south-
11 east corner of Parcel A-2 as set forth on a survey map hereinafter
12 described; thence N 14° 18' 49" E a distance of 124.40 feet to an iron
13 pin situate at the southeast corner of lands now or formerly of Cicci
14 (Liber 923, Page 771); thence N 14° 18' 49" E a distance of 76.46 feet
15 to an iron pin; thence N 00° 57' 53" W a distance of 26.25 feet to an
16 iron pin marking the southeast corner of parcel A-1 as set forth on the
17 hereinafter described survey map; thence N 00° 58' 01" W a distance of
18 166.00 to an iron pin situate at the northeast corner of said Parcel
19 A-1, which pin also marks the southeast corner of lands now or formerly
20 of Becraft (Liber 1048, Page 1086); thence N 00° 57' 53" W a distance of
21 106.00 feet to an iron pin situate in the southerly line of lands now or
22 formerly of the United States Postal Service; thence N 89° 02' 07" E
23 along the southerly line of said United States Postal Service a distance
24 of 81.47 feet to a point; thence N 14° 18' 49" E along the easterly line
25 of said United States Postal Service a distance of 114.29 feet to an
26 iron pin situate in the southwesterly line of New York State Route 17;
27 thence S 32° 00' 31" E along the southwesterly line of New York State
28 Route 17, a distance of 358.93 feet to an iron pin; thence continuing
29 along the southwesterly line of New York state Route 17, S 38° 30' 04" E
30 a distance of 108.18 feet to the iron pin marking the place of begin-
31 ning. Said premises are set forth and shown as approximately 4.026 acres
32 of land designated as Parcel A (excluding Parcels A-1 and A-2) on a
33 survey map entitled "As-Built Survey of Lands of New York Inn, LLC, City
34 of Corning, Steuben County, New York" by Weiler Associates, dated Decem-
35 ber 27, 2001, designated Job No. 12462; or (vii) any such premises or
36 businesses located on that certain plot, piece or parcel of land, situ-
37 ate, lying and being in the Second Ward of the City of Schenectady, on
38 the Northerly side of Union Street, bounded and described as follows: to
39 wit; Beginning at the Southeasterly corner of the lands lately owned by
40 Elisha L. Freeman and now by Albert Shear; and running from thence East-
41 erly along the line of Union Street, 44 feet to the lands now owned by
42 or in the possession of James G. Van Vorst; thence Northerly in a
43 straight line along the last mentioned lands and the lands of the late
44 John Lake, 102 feet to the lands of one Miss Rodgers; thence Westerly
45 along the line of the last mentioned lands of said Rodgers to the lands
46 of the said Shear; and thence Southerly along the lands of said Shear
47 101 feet, 6 inches to Union Street, the place of beginning.

48 Also all that tract or parcel of land, with the buildings thereon,
49 situate in the City of Schenectady, County of Schenectady, and State of
50 New York, situate in the First, formerly the Second Ward of the said
51 City, on the Northerly side of Union Street, which was conveyed by
52 William Meeker and wife to Elisha L. Freeman by deed dated the second
53 day of December 1843, and recorded in the Clerk's Office of Schenectady
54 County on December 5, 1843, in Book V of Deeds at page 392, which lot in
55 said deed is bounded and described as follows: Beginning at a point in
56 the Northerly line of Union Street where it is intersected by the East-

erly line of property numbered 235 Union Street, which is hereby conveyed, and running thence Northerly along the Easterly line of said property, One Hundred Forty and Five-tenths (140.5) feet to a point sixteen (16) feet Southerly from the Southerly line of the new garage built upon land adjoining on the North; thence Westerly parallel with said garage, Forty-six and Seven-tenths (46.7) feet; thence Southerly One Hundred Forty and Eight-tenths (140.8) feet to the Northerly margin of Union Street; thence Easterly along the Northerly margin of Union Street, about Forty-eight and three-tenths (48.3) feet to the point or place of beginning.

The two above parcels are together more particularly described as follows:

All that parcel of land in the City of Schenectady beginning at a point in the northerly margin of Union Street at the southwesterly corner of lands now or formerly of Friedman (Deed Book 636 at page 423) which point is about 60 feet westerly of the westerly line of North College Street and runs thence N. 86 deg. 42' 20" W. 92.30 feet to the southeasterly corner of other lands now or formerly of Friedman (Deed Book 798 at page 498); thence N. 04 deg. 06' 48" E. 140.50 feet to the southwesterly corner of lands now or formerly of Stockade Associates (Deed Book 1038 at page 521); thence S. 87 deg. 05' 27" E. 46.70 feet to lands now or formerly of McCarthy (Deed Book 1129 at page 281); thence along McCarthy S. 00 deg. 52' 02" E. 3.69 feet to the northwesterly corner of lands now or formerly of SONYMA (Deed Book 1502 at page 621); thence along lands of SONYMA S. 02 deg 24' 56" W. 34.75 feet to a corner; thence still along lands of SONYMA and lands now or formerly of Magee (Deed Book 399 at page 165) S. 86 deg. 11' 52" E. 42.57 feet to a corner; thence still along lands of Magee and Lands of Friedman first above mentioned S. 03 deg. 10' 08" W. 102.00 feet to the point of beginning.

Excepting and reserving all that portion of the above parcel lying easterly of a line described as follows:

All that tract or parcel of land, situated in the City of Schenectady and County of Schenectady and State of New York, on the Northerly side of Union Street bounded and described as follows:

Beginning at a point in the northerly line of Union Street, said point being in the division line between lands now or formerly of Electric Brew Pubs, Inc. (1506 of Deeds at page 763) on the West and lands now or formerly of Margaret Wexler and Donna Lee Wexler Pavlovic, as trustees under Will of Ruth F. Wexler (Street number 241 Union Street) on the East; thence North 03 deg. 04' 10" East, along the building known as Street No. 241 Union Street, a distance of 30.50 feet to a point; thence North 88 deg. 45' 45" West, along said building and building eve, a distance of 5.62 feet to a point; thence North 03 deg. 03' 30" East, along said building eve of Street No. 241 Union Street, a distance of 32.74 feet; thence South 88 deg. 45' 45" East, along said building eve, a distance of 1.2 feet to an intersection of building corner of Street No. 241 Union Street and a brick wall; thence north 03 deg. 37' 30" East, along said brick wall, a distance of 14.47 feet to a point in the corner of the brick wall, thence South 86 deg. 46' 45" East along said brick wall a distance of 4.42 feet to the intersection of brick wall with the boundary line between the Electric Brew Pubs, Inc. (aforesaid) on the West and lands of Margaret Wexler and Donna Lee Wexler Pavlovic, (aforesaid) on the East; thence North 03 deg 10' 08" East a distance of 0.62 feet to the Northeast corner of lands belonging to Margaret Wexler and Donna Lee Wexler Pavlovic.

1 Also all that tract or parcel of land commonly known as the Union
2 Street School, located on the Northeasterly corner of Union and North
3 College Streets in the First Ward of the City and County of Schenectady
4 and State of New York, more particularly bounded and described as
5 follows: Beginning at a point in the Northerly street line of Union
6 Street where it is intersected by the Easterly street line of North
7 College Street, and runs thence Northerly along the Easterly street line
8 of North College Street, one hundred seven and five-tenths (107.5) feet
9 to a point, thence easterly at an angle of ninety (90) degrees, one
10 hundred ninety-one and seventy-five hundredths (191.75) feet to a point
11 in the Northwesterly street line of Erie Boulevard thence southwesterly
12 along the Northwesterly street line of Erie Boulevard, one hundred twen-
13 ty-three and eight-tenths (123.8) feet to its intersection with the
14 Northerly street line of Union Street; thence Westerly along the North-
15 erly street line of Union Street, one hundred twenty-four and fifty-five
16 hundredths (124.55) feet to the point or place of beginning.

17 The above described parcel of property includes the Blue Line parcel
18 of land, which is a portion of the abandoned Erie Canal Lands, located
19 in the First Ward of the City of Schenectady, New York, and which Blue
20 Line parcel lies between the Northwesterly line of Erie Boulevard as set
21 forth in the above described premises and the Northeasterly lot line of
22 the old Union Street School as it runs parallel with the Northwesterly
23 line of Erie Boulevard as aforesaid.

24 The two above parcels are together more particularly described as
25 follows: All that parcel of land in the City of Schenectady beginning at
26 a point in the northerly margin of Union Street and the northwesterly
27 margin of Erie Boulevard and runs thence along Union Street N. 86 deg.
28 42' 20" W. 124.55 feet to the easterly margin of North College Street;
29 thence along North College Street N. 05 deg 04' 40" E. 107.50 feet to
30 the southeasterly corner of lands now or formerly of McCarthy (Deed Book
31 1129 at page 279); thence along McCarthy, Cottage Alley and lands now or
32 formerly of McGregor (Deed Book 912 at page 624) S. 84 deg. 55' 20" E.
33 191.75 feet to the northwesterly margin of Erie Boulevard; thence along
34 Erie Boulevard S. 38 deg. 03' 53" W. 123.54 feet to the point of begin-
35 ning; or (viii) any such premises or businesses located on that tract or
36 parcel of land situate in the Town of Hopewell, Ontario County, State of
37 New York, bounded and described as follows: Commencing at a 5/8" rebar
38 found on the division line between lands now or formerly of Ontario
39 County - Finger Lakes Community College (Liber 698 of Deeds, Page 466)
40 on the north and lands now or formerly of James W. Baird (Liber 768 of
41 Deeds, Page 1109) on the south; thence, North 43°-33'-40" West, on said
42 division line, a distance of 77.32 feet to the Point of Beginning.
43 Thence, North 43°-33'-40" West, continuing on said division line and
44 through said lands of Ontario County, a distance of 520.45 feet to a
45 point on the southeasterly edge of an existing concrete pad; thence,
46 South 74°-19'-53" West, along said edge of concrete and the projection
47 thereof, a distance of 198.78 feet to a point on the easterly edge of
48 pavement of an existing campus drive; thence, the following two (2)
49 courses and distances along said edge of pavement: Northeasterly on a
50 curve to the left having a radius of 2221.65 feet, a chord bearing of
51 North 30°-16'-39" East, a chord distance of 280.79, a central angle of
52 07°-14'-47", a length of 280.98 feet to a point of reverse curvature;
53 thence, Northeasterly on a curve to the right having a radius of 843.42
54 feet, a chord bearing of North 45°-25'-09" East, a chord distance of
55 534.08, a central angle of 36°-55'-01", a length of 543.43 feet to a
56 point; thence, South 30°-04'-59" East, a distance of 18.28 feet to the

1 corner of the property acquired by Ontario County (Liber 766 of Deeds,
2 Page 1112), as shown on a map recorded in the Ontario County Clerk's
3 Office as Map No. 6313; thence, the following four (4) courses and
4 distances along said property line: South 30°-04'-59" East, a distance
5 of 177.17 feet to a point; thence, South 02°-20'-33" East, a distance of
6 147.53 feet to a point; thence, South 41°-31'-35" East, a distance of
7 200.93 feet to a point; thence, South 23°-48'-53" West, along said prop-
8 erty line, and the projection thereof, through the first said lands of
9 Ontario County - Finger Lakes Community College (Liber 698 of Deeds,
10 Page 466), a distance of 517.96 feet to Point of Beginning. Said parcel
11 containing 7.834 acres, more or less, as shown on a map entitled
12 "Proposed Lease Area - Friends of the Finger Lakes Performing Arts
13 Center, Hopewell, NY", prepared by Bergmann Associates, drawing LM-01,
14 dated June 10, 2005, last revised August 17, 2005. The related PAC Prop-
15 erties are shown on the Map denominated "FLCC Campus Property, FLPAC
16 Ground Lease, Parking, Vehicular & Pedestrian Access", recorded in the
17 Ontario County Clerk's Office on December 10, 2009 in Book 1237 of Deeds
18 at page 9 and are comprised of the areas separately labeled as Parking
19 Lot 'A', Parking Lot 'G', the Ticket Booth area, the Sidewalks, and the
20 Entry Roads; OR (IX) ALL THAT CERTAIN PIECE OR PARCEL OF LAND SITUATE IN
21 THE CITY OF SYRACUSE, COUNTY OF ONONDAGA, STATE OF NEW YORK, LYING
22 GENERALLY NORTHWESTERLY OF THE WEST HIAWATHA BOULEVARD, AND GENERALLY
23 NORTHEASTERLY OF THE NEW YORK STATE BARGE CANAL, BEING A PORTION OF LOT
24 11I AND LOT 11J OF THE CAROUSEL CENTER SUBDIVISION AS SHOWN ON A RESUB-
25 DIVISION PLAN OF THE CAROUSEL CENTER SUBDIVISION FILED AS MAP NO. 8743
26 IN THE ONONDAGA COUNTY CLERK'S OFFICE, AND AS OF MAY 20, 2014 IDENTIFIED
27 AS SPACE L323 IN A LEASE BETWEEN THE LIQUOR LICENSE APPLICANT AND PROP-
28 erty owner and on the third level of the shopping center thereon, such
29 shopping center land being more particularly bounded and described as
30 follows:

31 BEGINNING AT THE POINT OF THE INTERSECTION OF THE DIVISION LINE
32 BETWEEN THE NORTHEASTERLY BOUNDARY OF THE NEW YORK STATE BARGE CANAL,
33 SYRACUSE TERMINAL DESIGNATED AS "PARCEL NO. T-111" ON THE SOUTHWEST AND
34 LOT 11I OF THE CAROUSEL CENTER SUBDIVISION ON THE NORTHEAST WITH THE
35 NORTHWESTERLY BOUNDARY OF WEST HIAWATHA BOULEVARD; THENCE NORTH 50 DEG.
36 26 MIN. 28 SEC. WEST, ALONG SAID DIVISION LINE, 690.72 FEET; TO A POINT;
37 THENCE THROUGH LOT 11I AND 11J OF SAID SUBDIVISION THE FOLLOWING THIR-
38 TY-FIVE (35) COURSES AND DISTANCES:

- 39 1) THENCE NORTH 40 DEG. 22 MIN. 15 SEC. EAST 191.79 FEET TO A POINT;
- 40 2) THENCE SOUTH 82 DEG. 04 MIN. 58 SEC. EAST 294.58 FEET TO A POINT;
- 41 3) THENCE NORTH 07 DEG. 52 MIN. 16 SEC. EAST 314.89 FEET TO A POINT;
- 42 4) THENCE SOUTH 82 DEG. 07 MIN. 45 SEC. EAST 53.96 FEET TO A POINT;
- 43 5) THENCE NORTH 07 DEG. 52 MIN. 16 SEC. EAST 70.18 FEET TO A POINT;
- 44 6) THENCE SOUTH 82 DEG. 07 MIN. 44 SEC. EAST 40.81 FEET TO A POINT;
- 45 7) THENCE NORTH 07 DEG. 52 MIN. 16 SEC. EAST 35.49 FEET TO A POINT;
- 46 8) THENCE SOUTH 82 DEG. 07 MIN. 50 SEC. EAST 1.52 FEET TO A POINT;
- 47 9) THENCE NORTH 07 DEG. 52 MIN. 16 SEC. EAST 45.53 FEET TO A POINT;
- 48 10) THENCE SOUTH 82 DEG. 07 MIN. 44 SEC. EAST 92.67 FEET TO A POINT;
- 49 11) THENCE NORTH 07 DEG. 52 MIN. 16 SEC. EAST 194.00 FEET TO A POINT;
- 50 12) THENCE NORTH 82 DEG. 07 MIN. 44 SEC. WEST 121.00 FEET TO A POINT;
- 51 13) THENCE NORTH 07 DEG. 52 MIN. 14 SEC. EAST 408.67 FEET TO A POINT;
- 52 14) THENCE SOUTH 82 DEG. 07 MIN. 44 SEC. EAST 168.50 FEET TO A POINT;
- 53 15) THENCE NORTH 07 DEG. 52 MIN. 16 SEC. EAST 34.33 FEET TO A POINT;
- 54 16) THENCE SOUTH 82 DEG. 07 MIN. 44 SEC. EAST 15.33 FEET TO A POINT;
- 55 17) THENCE NORTH 07 DEG. 52 MIN. 16 SEC. EAST 341.67 FEET TO A POINT;
- 56 18) THENCE NORTH 82 DEG. 07 MIN. 44 SEC. WEST 199.44 FEET TO A POINT;

1 19) THENCE NORTH 07 DEG. 52 MIN. 31 SEC. EAST 0.97 FEET TO A POINT;
2 20) THENCE NORTH 52 DEG. 50 MIN. 09 SEC. EAST 11.22 FEET TO A POINT;
3 21) THENCE NORTH 07 DEG. 52 MIN. 16 SEC. EAST 20.77 FEET TO A POINT;
4 22) THENCE NORTH 37 DEG. 05 MIN. 57 SEC. WEST 30.86 FEET TO A POINT;
5 23) THENCE NORTH 82 DEG. 07 MIN. 44 SEC. WEST 21.02 FEET TO A POINT;
6 24) THENCE SOUTH 52 DEG. 13 MIN. 00 SEC. WEST 5.85 FEET TO A POINT;
7 25) THENCE NORTH 82 DEG. 07 MIN. 44 SEC. WEST 7.41 FEET TO A POINT;
8 26) THENCE NORTH 07 DEG. 52 MIN. 16 SEC. EAST 108.15 FEET TO A POINT;
9 27) THENCE SOUTH 82 DEG. 07 MIN. 44 SEC. EAST 0.75 FEET TO A POINT;
10 28) THENCE NORTH 07 DEG. 52 MIN. 16 SEC. EAST 22.46 FEET TO A POINT;
11 29) THENCE NORTH 82 DEG. 07 MIN. 44 SEC. WEST 0.75 FEET TO A POINT;
12 30) THENCE NORTH 07 DEG. 52 MIN. 16 SEC. EAST 43.48 FEET TO A POINT;
13 31) THENCE NORTH 52 DEG. 52 MIN. 15 SEC. EAST 7.78 FEET TO A POINT;
14 32) THENCE NORTH 07 DEG. 52 MIN. 16 SEC. EAST 47.79 FEET TO A POINT;
15 33) THENCE NORTH 37 DEG. 07 MIN. 44 SEC. WEST 7.78 FEET TO A POINT;
16 34) THENCE NORTH 07 DEG. 52 MIN. 16 SEC. EAST 198.11 FEET TO A POINT;
17 AND
18 35) THENCE SOUTH 82 DEG. 07 MIN. 44 SEC. EAST 207.07 FEET TO A POINT
19 ON THE WESTERLY RIGHT OF WAY LINE OF INTERSTATE ROUTE 81, THENCE ALONG
20 THE WESTERLY AND SOUTHWESTERLY RIGHT OF WAY LINE OF INTERSTATE ROUTE 81,
21 IN A GENERALLY SOUTHEASTERLY DIRECTION, THE FOLLOWING SEVEN (7) COURSES
22 AND DISTANCES:
23 1) THENCE SOUTH 18 DEG. 26 MIN. 44 SEC. EAST 44.24 FEET TO A POINT;
24 2) THENCE SOUTH 31 DEG. 26 MIN. 40 SEC. EAST 70.85 FEET TO A POINT;
25 3) THENCE SOUTH 37 DEG. 56 MIN. 38 SEC. EAST 377.51 FEET TO A POINT;
26 4) THENCE SOUTH 33 DEG. 48 MIN. 10 SEC. EAST 129.69 FEET TO A POINT;
27 5) THENCE SOUTH 32 DEG. 22 MIN. 13 SEC. EAST 213.26 FEET TO A POINT;
28 6) THENCE SOUTH 42 DEG. 27 MIN. 42 SEC. EAST 58.65 FEET TO A POINT;
29 AND
30 7) THENCE SOUTH 40 DEG. 20 MIN. 45 SEC. EAST 77.11 FEET TO ITS INTER-
31 SECTION WITH LANDS APPROPRIATED BY THE PEOPLE OF THE STATE OF NEW YORK
32 DESCRIBED AS MAP 1401 PARCEL 1831 IN BOOK 5256 OF DEEDS AT PAGE 686 AND
33 BOOK 5274 OF DEEDS AT PAGE 836;
34 THENCE ALONG THE BOUNDS OF SAID MAP 1401 PARCEL 1831 THE FOLLOWING
35 FIFTEEN (15) COURSES AND DISTANCES:
36 1) SOUTH 07 DEG. 30 MIN. 19 SEC. EAST 39.16 FEET TO A POINT; THENCE
37 2) SOUTH 03 DEG. 25 MIN. 41 SEC. WEST 30.00 FEET TO A POINT; THENCE
38 3) SOUTH 12 DEG. 49 MIN. 21 SEC. WEST 30.00 FEET TO A POINT; THENCE
39 4) SOUTH 22 DEG. 11 MIN. 30 SEC. WEST 30.00 FEET TO A POINT; THENCE
40 5) SOUTH 31 DEG. 35 MIN. 08 SEC. WEST 30.00 FEET TO A POINT; THENCE
41 6) SOUTH 40 DEG. 57 MIN. 25 SEC. WEST 30.01 FEET TO A POINT; THENCE
42 7) SOUTH 48 DEG. 44 MIN. 51 SEC. WEST 20.00 FEET TO A POINT; THENCE
43 8) SOUTH 55 DEG. 01 MIN. 19 SEC. WEST 19.99 FEET TO A POINT; THENCE
44 9) SOUTH 65 DEG. 30 MIN. 44 SEC. WEST 8.49 FEET TO A POINT; THENCE
45 10) NORTH 75 DEG. 22 MIN. 31 SEC. WEST 38.92 FEET TO A POINT; THENCE
46 11) NORTH 29 DEG. 08 MIN. 26 SEC. WEST 25.83 FEET TO A POINT; THENCE
47 12) NORTH 07 DEG. 58 MIN. 33 SEC. WEST 20.27 FEET TO A POINT; THENCE
48 13) NORTH 07 DEG. 40 MIN. 45 SEC. EAST 100.00 FEET TO A POINT; THENCE
49 14) NORTH 82 DEG. 23 MIN. 04 SEC. WEST 1.00 FEET TO A POINT; AND
50 15) SOUTH 07 DEG. 40 MIN. 49 SEC. WEST 425.30 TO ITS INTERSECTION WITH
51 THE NORTHERLY BOUNDS OF MAP 1402 PARCEL 1836 OF SAID APPROPRIATION;
52 THENCE ALONG THE BOUNDS OF MAP 1402 PARCEL 1836 AS DESCRIBED IN BOOK
53 5256 OF DEEDS AT PAGE 686 AND BOOK 5274 OF DEEDS AT PAGE 836 THE FOLLOW-
54 ING THREE (3) COURSES AND DISTANCES:
55 1) SOUTH 07 DEG. 40 MIN. 17 SEC. WEST 70.35 FEET TO A POINT; THENCE
56 2) SOUTH 82 DEG. 09 MIN. 26 SEC. EAST 1.00 FEET TO A POINT; AND

1 3) NORTH 07 DEG. 40 MIN. 37 SEC. EAST 70.35 FEET TO ITS INTERSECTION
2 WITH THE BOUNDS OF THE HEREINABOVE DESCRIBED MAP 1401 PARCEL 1831;
3 THENCE ALONG THE BOUNDS OF SAID MAP 1401 PARCEL 1831 THE FOLLOWING TEN
4 (10) COURSES AND DISTANCES:
5 1) NORTH 07 DEG. 40 MIN. 37 SEC. EAST 100.00 FEET TO A POINT; THENCE
6 2) NORTH 40 DEG. 32 MIN. 01 SEC. EAST 61.06 FEET TO A POINT; THENCE
7 3) NORTH 50 DEG. 26 MIN. 34 SEC. EAST 110.76 FEET TO A POINT; THENCE
8 4) NORTH 55 DEG. 51 MIN. 53 SEC. EAST 43.02 FEET TO A POINT; THENCE
9 5) NORTH 66 DEG. 11 MIN. 17 SEC. EAST 30.00 FEET TO A POINT; THENCE
10 6) NORTH 79 DEG. 28 MIN. 24 SEC. EAST 30.00 FEET TO A POINT; THENCE
11 7) SOUTH 87 DEG. 12 MIN. 02 SEC. EAST 30.00 FEET TO A POINT; THENCE
12 8) SOUTH 73 DEG. 54 MIN. 22 SEC. EAST 30.00 FEET TO A POINT; THENCE
13 9) SOUTH 59 DEG. 56 MIN. 49 SEC. EAST 33.00 FEET TO A POINT; AND
14 10) SOUTH 47 DEG. 06 MIN. 38 SEC. EAST 95.11 FEET TO ITS INTERSECTION
15 WITH THE DIVISION LINE BETWEEN LOT 11J ON THE NORTHWEST AND THE LANDS
16 NOW OR FORMERLY OF WOODSTEAD ENTERPRISES CO. AS DESCRIBED IN BOOK 3530
17 OF DEEDS AT PAGE 257 ON THE SOUTHEAST (FORMERLY LANDS OF ROME WATERTOWN
18 AND OSWEGO RAILROAD COMPANY VIA LETTERS PATENT, BOOK 292, PAGE 264);
19 THENCE SOUTH 28 DEG. 12 MIN. 27 SEC. WEST ALONG SAID DIVISION LINE AND
20 ALONG THE NORTHWESTERLY BOUNDARY OF WEST HIAWATHA BOULEVARD IN PART,
21 36.93 FEET TO ITS POINT OF INTERSECTION WITH NORTHEASTERLY BOUNDARY OF
22 WEST HIAWATHA BOULEVARD; THENCE NORTH 61 DEG. 43 MIN. 58 SEC. WEST ALONG
23 SAID NORTHEASTERLY BOUNDARY 158.30 FEET TO ITS POINT OF INTERSECTION
24 WITH THE NORTHWESTERLY BOUNDARY OF SAID WEST HIAWATHA BOULEVARD; THENCE
25 WEST ALONG SAID NORTHWESTERLY BOUNDARY THE FOLLOWING THREE (3) COURSES:
26 1) SOUTH 30 DEG. 39 MIN. 30 SEC. WEST 599.46 FEET TO A POINT; THENCE 2)
27 SOUTH 30 DEG. 30 MIN. 42 SEC. WEST 62.49 FEET TO A POINT; AND 3) SOUTH
28 23 DEG. 40 MIN. 55 SEC. WEST 220.04 FEET TO ITS POINT OF INTERSECTION
29 WITH SOUTHWESTERLY BOUNDARY OF WEST HIAWATHA BOULEVARD; THENCE SOUTH 49
30 DEG. 30 MIN. 46 SEC. EAST ALONG SAID SOUTHWESTERLY BOUNDARY, 0.30 FEET
31 TO ITS POINT OF INTERSECTION WITH THE FIRST HEREINABOVE DESCRIBED
32 NORTHWESTERLY BOUNDARY OF WEST HIAWATHA BOULEVARD; THENCE SOUTH 40 DEG.
33 26 MIN. 20 SEC. WEST, ALONG SAID NORTHWESTERLY BOUNDARY, 98.08 FEET TO
34 ITS POINT OF INTERSECTION WITH THE DIVISION LINE BETWEEN LOT 11J ON THE
35 NORTHEAST AND LOT 11H OF THE CAROUSEL CENTER SUBDIVISION ON THE SOUTH-
36 WEST; THENCE NORTH 50 DEG. 25 MIN. 12 SEC. WEST, ALONG SAID DIVISION
37 LINE, 147.85 FEET TO THE NORTHWEST CORNER OF LOT 11H; THENCE SOUTH 40
38 DEG. 26 MIN. 20 SEC. WEST 217.47 FEET TO THE SOUTHWEST CORNER OF LOT
39 11H; THENCE SOUTH 49 DEG. 49 MIN. 16 SEC. EAST 147.83 FEET TO A POINT ON
40 THE FIRST HEREINABOVE DESCRIBED NORTHWESTERLY BOUNDARY OF WEST HIAWATHA
41 BOULEVARD; THENCE ALONG SAID NORTHWESTERLY BOUNDARY OF WEST HIAWATHA
42 BOULEVARD THE FOLLOWING TWO (2) COURSES: 1) SOUTH 40 DEG. 26 MIN. 20
43 SEC. WEST 17.66 FEET TO A POINT; AND 2) SOUTH 43 DEG. 01 MIN. 50 SEC.
44 WEST 468.25 FEET TO THE POINT OF BEGINNING.
45 EXCEPTING THE FOLLOWING PIECE OR PARCEL OF LAND APPROPRIATED BY THE
46 PEOPLE OF THE STATE OF NEW YORK DESCRIBED AS MAP 1401 PARCEL 1832 IN
47 BOOK 5256 OF DEEDS AT PAGE 686 AND BOOK 5274 OF DEEDS AT PAGE 836:
48 COMMENCING AT THE SOUTHWEST CORNER OF HEREIN ABOVE DESCRIBED MAP 1402
49 PARCEL 1836 SAID POINT HAVING A PROCEEDING COURSE OF SOUTH 07 DEG. 40
50 MIN. 17 SEC. WEST 70.35 FEET IN THE PREMISES DESCRIBED HEREINABOVE;
51 THENCE NORTH 13 DEG. 18 MIN. 48 SEC. WEST 138.17 FEET TO THE SOUTHEAST
52 CORNER OF MAP 1401 PARCEL 1832; THENCE ALONG THE BOUNDS OF SAID MAP 1401
53 PARCEL 1832 THE FOLLOWING FOUR (4) COURSES AND DISTANCES:
54 1) NORTH 82 DEG. 09 MIN. 26 SEC. WEST 1.00 FEET TO A POINT; THENCE
55 2) NORTH 07 DEG. 53 MIN. 50 SEC. EAST 353.36 FEET TO A POINT; THENCE
56 3) SOUTH 81 DEG. 54 MIN. 58 SEC. EAST 1.00 FEET TO A POINT, AND

1 4) SOUTH 07 DEG. 53 MIN. 54 SEC. WEST 353.36 FEET TO THE POINT OF
2 BEGINNING.

3 The provisions of this paragraph shall not apply to any premises
4 licensed under section sixty-four of this chapter in which a manufactur-
5 er or wholesaler holds a direct or indirect interest, provided that: (I)
6 said premises consist of an interactive entertainment facility which
7 predominantly offers interactive computer and video entertainment
8 attractions, and other games and also offers themed merchandise and food
9 and beverages, (II) the sale of alcoholic beverages within the premises
10 shall be restricted to an area consisting of not more than twenty-five
11 percent of the total interior floor area of the premises, (III) the
12 retail licenses shall derive not less than sixty-five percent of the
13 total revenue generated by the facility from interactive video enter-
14 tainment activities and other games, including related attractions and
15 sales of merchandise other than food and alcoholic beverages, (IV) the
16 interested manufacturer or wholesaler, or its parent company, shall be
17 listed on a national securities exchange and its direct or indirect
18 equity interest in the retail licensee shall not exceed twenty-five
19 percent, (V) no more than fifteen percent of said licensee's purchases
20 of alcoholic beverages for sale in the premises shall be products
21 produced or distributed by the manufacturer or wholesaler, (VI) neither
22 the name of the manufacturer or wholesaler nor the name of any brand of
23 alcoholic beverage produced or distributed by said manufacturer or
24 wholesaler shall be part of the name of the premises, (VII) the name of
25 the manufacturer or wholesaler or the name of products sold or distrib-
26 uted by such manufacturer or wholesaler shall not be identified on
27 signage affixed to either the interior or the exterior of the premises
28 in any fashion, (VIII) promotions involving alcoholic beverages produced
29 or distributed by the manufacturer or wholesaler are not held in such
30 premises and further, retail and consumer advertising specialties bear-
31 ing the name of the manufacturer or wholesaler or the name of alcoholic
32 beverages produced or distributed by the manufacturer or wholesaler are
33 not utilized in any fashion, given away or sold in said premises, and
34 (IX) except to the extent provided in this paragraph, the licensing of
35 each premises covered by this exception is subject to all provisions of
36 section sixty-four of this chapter, including but not limited to liquor
37 authority approval of the specific location thereof. The provisions of
38 this paragraph shall not prohibit (1) a manufacturer or wholesaler, if
39 an individual, or a partner, of a partnership, or, if a corporation, an
40 officer or director thereof, from being an officer or director of a duly
41 licensed charitable organization which is the holder of a license for
42 on-premises consumption under this chapter, nor (2) a manufacturer from
43 acquiring any such premises if the liquor authority first consents ther-
44 eto after determining, upon such proofs as it shall deem sufficient,
45 that such premises is contiguous to the licensed premises of such
46 manufacturer, and is reasonably necessary for the expansion of the
47 facilities of such manufacturer. After any such acquisition, it shall be
48 illegal for a manufacturer acquiring any such premises to sell or deliver
49 alcoholic beverages manufactured by him to any licensee occupying
50 such premises.

51 S 2. Subdivision 13 of section 106 of the alcoholic beverage control
52 law, as amended by chapter 22 of the laws of 2011, is amended to read as
53 follows:

54 13. No retail licensee for on-premises consumption shall be inter-
55 ested, directly or indirectly, in any premises where liquors, wines or
56 beer are manufactured or sold at wholesale, by stock ownership, inter-

locking directors, mortgage or lien on any personal or real property or by any other means, except that liquors, wines or beer may be manufactured or sold wholesale by the person licensed as a manufacturer or wholesaler thereof on real property owned by an interstate railroad corporation or a United States certificated airline with a retail license for on-premises consumption, or on premises or with respect to a business constituting an overnight lodging and resort facility located wholly within the boundaries of the town of North Elba, county of Essex, township eleven, Richard's survey, great lot numbers two hundred seventy-eight, two hundred seventy-nine, two hundred eight, two hundred ninety-eight, two hundred ninety-nine, three hundred, three hundred eighteen, three hundred nineteen, three hundred twenty, three hundred thirty-five and three hundred thirty-six, and township twelve, Thorn's survey, great lot numbers one hundred six and one hundred thirteen, as shown on the Adirondack map, compiled by the conservation department of the state of New York - nineteen hundred sixty-four edition, in the Essex county atlas at page twenty-seven in the Essex county clerk's office, Elizabethtown, New York, provided that such facility maintains not less than two hundred fifty rooms and suites for overnight lodging, or on premises or with respect to the operation of a restaurant in an office building located in a city having a population of five hundred thousand or more and in which is located the licensed premises of such manufacturer or wholesaler, provided that the building, the interior of the retail premise and the rental therefor fully comply with the criteria set forth in paragraph two of subdivision three of section one hundred one of this article, any such premises or business located on that tract or parcel of land, or any subdivision thereof, situate in the Village of Lake Placid, Town of North Elba, Essex County, New York; it being also a part of Lot No. 279, Township No. 11, Old Military Tract, Richard's Survey; it being also all of Lot No. 23 and part of Lot No. 22 as shown and designated on a certain map entitled "Map of Building Sites for Sale by B.R. Brewster" made by G.T. Chellis C.E. in 1892; also being PARCEL No. 1 on a certain map of lands of Robert J. Mahoney and wife made by G.C. Sylvester, P.E. & L.S. # 21300, dated August 4, 1964, and filed in the Essex County Clerk's Office on August 27, 1964, and more particularly bounded and described as follows; BEGINNING at the intersection of the northerly bounds of Shore Drive (formerly Mirror Street) with the westerly bounds of Park Place (formerly Rider Street) which point is also the northeast corner of Lot No. 23, from thence South 21°50' East in the westerly bounds of Park Place a distance of 119 feet, more or less, to a lead plug in the edge of the sidewalk marking the southeast corner of Lot No. 23 and the northeast corner of Lot No. 24; from thence South 68°00'50" West a distance of 50.05 feet to an iron pipe set in concrete at the corner of Lots 23 and 22; from thence South 65°10'50" West a distance of 7.94 feet along the south line of Lot No. 22 to an iron pipe for a corner; from thence North 23°21'40" West and at 17.84 feet along said line passing over a drill hole in a concrete sidewalk, and at 68.04 feet further along said line passing over an iron pipe at the southerly edge of another sidewalk, and at 1.22 feet further along said line passing over another drill hole in a sidewalk, a total distance of 119 feet, more or less, to the northerly line of Lot No. 22; from thence easterly in the northerly line of Lot 22 and 23 to the northeast corner of Lot No. 23 and the point of beginning. Also including the lands to the center of Shore Drive included between the northerly straight line continuation of the side lines of the above described parcel, and to the center of Park Place, where they abut the above

1 described premises SUBJECT to the use thereof for street purposes. Being
2 the same premises conveyed by Morestuff, Inc. to Madeline Sellers by
3 deed dated June 30, 1992, recorded in the Essex County Clerk's Office on
4 July 10, 1992 in Book 1017 of Deeds at Page 318, or any such premises or
5 business located on that certain piece or parcel of land, or any subdi-
6 vision thereof, situate, lying and being in the Town of Plattsburgh,
7 County of Clinton, State of New York and being more particularly bounded
8 and described as follows: Starting at an iron pipe found in the easterly
9 bounds of the highway known as the Old Military Turnpike, said iron pipe
10 being located 910.39 feet southeasterly, as measured along the easterly
11 bounds of said highway, from the southerly bounds of the roadway known
12 as Industrial Parkway West, THENCE running S 31° 54' 33" E along the
13 easterly bounds of said Old Military Turnpike Extension, 239.88 feet to
14 a point marking the beginning of a curve concave to the west; thence
15 southerly along said curve, having a radius of 987.99 feet, 248.12 feet
16 to an iron pipe found marking the point of beginning for the parcel
17 herein being described, said point also marked the southerly corner of
18 lands of Larry Garrow, et al, as described in Book 938 of Deeds at page
19 224; thence N 07° 45' 4" E along the easterly bounds of said Garrow,
20 748.16 feet to a 3"x4" concrete monument marking the northeasterly
21 corner of said Garrow, the northwesterly corner of the parcel herein
22 being described and said monument also marking the southerly bounds of
23 lands of Salerno Plastic Corp. as described in Book 926 of Deeds at Page
24 186; thence S 81° 45' 28" E along a portion of the southerly bounds of
25 said Salerno Plastic Corp., 441.32 feet to an iron pin found marking the
26 northeasterly corner of the parcel herein being described and also mark-
27 ing the northwest corner of the remaining lands now or formerly owned by
28 said Marx and Delaura; thence S 07° 45' 40" W along the Westerly bounds
29 of lands now of formerly of said Marx and DeLaura and along the easterly
30 bounds of the parcel herein being described, 560.49 feet to an iron pin;
31 thence N 83° 43' 21" W along a portion of the remaining lands of said
32 Marx and DeLaura, 41.51 feet to an iron pin; thence S 08° 31' 30" W,
33 along a portion of the remaining lands of said Marx and Delaura, 75.01
34 feet to an iron pin marking northeasterly corner of lands currently
35 owned by the Joint Council for Economic Opportunity of Plattsburgh and
36 Clinton County, Inc. as described in Book 963 of Deeds at Page 313;
37 thence N 82° 20' 32" W along a portion of the northerly bounds of said
38 J.C.E.O., 173.50 feet to an iron pin; thence 61° 21' 12" W, continuing
39 along a portion of the northerly bounds of said J.C.E.O., 134.14 feet to
40 an iron pin; thence S 07° 45' 42" W along the westerly bounds of said
41 J.C.E.O., 50 feet to an iron pin; thence S 66° 48' 56" W along a portion
42 of the northerly bounds of remaining lands of said Marx and DeLaura,
43 100.00 feet to an iron pipe found on the easterly bounds of the afore-
44 said highway, said from pipe also being located on a curve concave to
45 the west; thence running and running northerly along the easterly bounds
46 of the aforesaid highway and being along said curve, with the curve
47 having a radius of 987.93 feet, 60.00 feet to the point of beginning and
48 containing 6.905 acres of land. Being the same premises as conveyed to
49 Ronald Marx and Alice Marx by deed of CIT Small Business Lending Corp.,
50 as agent of the administrator, U.S. Small Business Administration, an
51 agency of the United States Government dated September 10, 2001 and
52 recorded in the office of the Clinton County Clerk on September 21, 2001
53 as Instrument #135020, or any such premises or businesses located on
54 that certain plot, piece or parcel of land, situate, lying and being in
55 the Second Ward of the City of Schenectady, on the Northerly side of
56 Union Street, bounded and described as follows: to wit; Beginning at the

1 Southeasterly corner of the lands lately owned by Elisha L. Freeman and
2 now by Albert Shear; and running from thence Easterly along the line of
3 Union Street, 44 feet to the lands now owned by or in the possession of
4 James G. Van Vorst; thence Northerly in a straight line along the last
5 mentioned lands and the lands of the late John Lake, 102 feet to the
6 lands of one Miss Rodgers; thence Westerly along the line of the last
7 mentioned lands of said Rodgers to the lands of the said Shear; and
8 thence Southerly along the lands of said Shear 101 feet, 6 inches to
9 Union Street, the place of beginning.

10 Also all that tract or parcel of land, with the buildings thereon,
11 situate in the City of Schenectady, County of Schenectady, and State of
12 New York, situate in the First, formerly the Second Ward of the said
13 City, on the Northerly side of Union Street, which was conveyed by
14 William Meeker and wife to Elisha L. Freeman by deed dated the second
15 day of December 1843, and recorded in the Clerk's Office of Schenectady
16 County on December 5, 1843, in Book V of Deeds at page 392, which lot in
17 said deed is bounded and described as follows: Beginning at a point in
18 the Northerly line of Union Street where it is intersected by the East-
19 erly line of property numbered 235 Union Street, which is hereby
20 conveyed, and running thence Northerly along the Easterly line of said
21 property, One Hundred Forty and Five-tenths (140.5) feet to a point
22 sixteen (16) feet Southerly from the Southerly line of the new garage
23 built upon land adjoining on the North; thence Westerly parallel with
24 said garage, Forty-six and Seven-tenths (46.7) feet; thence Southerly
25 One Hundred Forty and Eighty-tenths (140.8) feet to the Northerly margin
26 of Union Street; thence Easterly along the Northerly margin of Union
27 Street, about Forty-eight and three-tenths (48.3) feet to the point or
28 place of beginning.

29 The two above parcels are together more particularly described as
30 follows:

31 All that parcel of land in the City of Schenectady beginning at a
32 point in the northerly margin of Union Street at the southwesterly
33 corner of lands now or formerly of Friedman (Deed Book 636 at page 423)
34 which point is about 60 feet westerly of the westerly line of North
35 College Street and runs thence N. 86 deg. 42' 20" W. 92.30 feet to the
36 southeasterly corner of other lands now or formerly of Friedman (Deed
37 Book 798 at page 498); thence N. 04 deg. 06' 48" E. 140.50 feet to the
38 southwesterly corner of lands now or formerly of Stockade Associates
39 (Deed Book 1038 at page 521); thence S. 87 deg. 05' 27" E. 46.70 feet to
40 lands now or formerly at McCarthy (Deed Book 1129 at page 281); thence
41 along McCarthy S. 00 deg. 52' 02" E. 3.69 feet to the northwesterly
42 corner of lands now or formerly of SONYMA (Deed Book 1502 at page 621);
43 thence along lands of SONYMA S. 02' 56" W. 34.75 feet to a corner; thence
44 still along lands of SONYMA and lands now or formerly of Magee (Deed
45 Book 399 at page 165) S. 86 deg. 11' 52" E. 42.57 feet to a corner;
46 thence still along lands of Magee and Lands of Friedman first above
47 mentioned S. 03 deg. 10' 08" W. 102.00 feet to the point of beginning.

48 Excepting and reserving all that portion of the above parcel lying
49 easterly of a line described as follows:

50 All that tract or parcel of land, situated in the City of Schenectady
51 and County of Schenectady and State of New York, on the Northerly side
52 of Union Street bounded and described as follows:

53 Beginning at a point in the northerly line of Union Street, said point
54 being in the division line between lands now or formerly of Electric
55 Brew Pubs, Inc. (1506 of Deeds at page 763) on the West and lands now or
56 formerly of Margaret Wexler and Donna Lee Wexler Pavlovic, as trustees

1 under Will of Ruth F. Wexler (Street number 241 Union Street) on the
2 East; thence North 03 deg. 04' 10" East, along the building known as
3 Street No. 241 Union Street, a distance of 30.50 feet to a point; thence
4 North 88 deg. 45' 45" West, along said building and building eve, a
5 distance of 5.62 feet to a point; thence North 03 deg. 03' 30" East,
6 along said building eve of Street No. 241 Union Street, a distance of
7 32.74 feet; thence South 88 deg. 45' 45" East, along said building eve,
8 a distance of 1.2 feet to an intersection of building corner of Street
9 No. 241 Union Street and a brick wall; thence north 03 deg. 37' 30"
10 East, along said brick wall, a distance of 14.47 feet to a point in the
11 corner of the brick wall, thence South 86 deg. 46' 45" East along said
12 brick wall a distance of 4.42 feet to the intersection of brick wall
13 with the boundary line between the Electric Brew Pubs, Inc. (aforesaid)
14 on the West and lands of Margaret Wexler and Donna Lee Wexler Pavlovic,
15 (aforesaid) on the East; thence North 03 deg 10' 08" East a distance of
16 0.62 feet to the Northeast corner of lands belonging to Margaret Wexler
17 and Donna Lee Wexler Pavlovic.

18 Also all that tract or parcel of land commonly known as the Union
19 Street School, located on the Northeasterly corner of Union and North
20 College Streets in the First Ward of the City and County of Schenectady
21 and State of New York, more particularly bounded and described as
22 follows: Beginning at a point in the Northerly street line of Union
23 Street where it is intersected by the Easterly street line of North
24 College Street, and runs thence Northerly along the Easterly street line
25 of North College Street, one hundred seven and five-tenths (107.5) feet
26 to a point, thence easterly at an angle of ninety (90) degrees, one
27 hundred ninety-one and seventy-five hundredths (191.75) feet to a point
28 in the Northwesterly street line of Erie Boulevard thence southwesterly
29 along the Northwesterly street line of Erie Boulevard, one hundred twen-
30 ty-three and eight-tenths (123.8) feet to its intersection with the
31 Northerly street line of Union Street; thence Westerly along the North-
32 erly street line of Union Street, one hundred twenty-four and fifty-five
33 hundredths (124.55) feet to the point or place of beginning.

34 The above described parcel of property includes the Blue Line parcel
35 of land, which is a portion of the abandoned Erie Canal Lands, located
36 in the First Ward of the City of Schenectady, New York, and which Blue
37 Line parcel lies between the Northwesterly line of Erie Boulevard as set
38 forth in the above described premises and the Northeasterly lot line of
39 the old Union Street School as it runs parallel with the Northwesterly
40 line of Erie Boulevard as aforesaid.

41 The two above parcels are together more particularly described as
42 follows: All that parcel of land in the City of Schenectady beginning at
43 a point in the northerly margin of Union Street and the northwesterly
44 margin of Erie Boulevard and runs thence along Union Street N. 86 deg.
45 42' 20" W. 124.55 feet to the easterly margin of North College Street;
46 thence along North College Street N. 05 deg 04' 40" E. 107.50 feet to
47 the southeasterly corner of lands now or formerly of McCarthy (Deed Book
48 1129 at page 279); thence along McCarthy, Cottage Alley and lands now or
49 formerly of McGregor (Deed Book 912 at page 624) S. 84 deg. 55' 20" E.
50 191.75 feet to the northwesterly margin of Erie Boulevard; thence along
51 Erie Boulevard S. 38 deg. 03' 53" W. 123.54 feet to the point of begin-
52 ning, any such premises or businesses located on that tract or parcel of
53 land situate in the Town of Hopewell, Ontario County, State of New York,
54 bounded and described as follows: Commencing at a 5/8" rebar found on
55 the division line between lands now or formerly of Ontario County -
56 Finger Lakes Community College (Liber 698 of Deeds, Page 466) on the

1 north and lands now or formerly of James W. Baird (Liber 768 of Deeds,
2 Page 1109) on the south; thence, North 43°-33'-40" West, on said divi-
3 sion line, a distance of 77.32 feet to the Point of Beginning. Thence,
4 North 43°-33'-40" West, continuing on said division line and through
5 said lands of Ontario County, a distance of 520.45 feet to a point on
6 the southeasterly edge of an existing concrete pad; thence, South
7 74°-19'-53" West, along said edge of concrete and the projection there-
8 of, a distance of 198.78 feet to a point on the easterly edge of pave-
9 ment of an existing campus drive; thence, the following two (2) courses
10 and distances along said edge of pavement: Northeasterly on a curve to
11 the left having a radius of 2221.65 feet, a chord bearing of North
12 30°-16'-39" East, a chord distance of 280.79, a central angle of
13 07°-14'-47", a length of 280.98 feet to a point of reverse curvature;
14 thence, Northeasterly on a curve to the right having a radius of 843.42
15 feet, a chord bearing of North 45°-25'-09" East, a chord distance of
16 534.08, a central angle of 36°-55'-01", a length of 543.43 feet to a
17 point; thence, South 30°-04'-59" East, a distance of 18.28 feet to the
18 corner of the property acquired by Ontario County (Liber 766 of Deeds,
19 Page 1112), as shown on a map recorded in the Ontario County Clerk's
20 Office as Map No. 6313; thence, the following four (4) courses and
21 distances along said property line: South 30°-04'-59" East, a distance
22 of 177.17 feet to a point; thence, South 02°-20'-33" East, a distance of
23 147.53 feet to a point; thence, South 41°-31'-35" East, a distance of
24 200.93 feet to a point; thence, South 23°-48'-53" West, along said prop-
25 erty line, and the projection thereof, through the first said lands of
26 Ontario County - Finger Lakes Community College (Liber 698 of Deeds,
27 Page 466), a distance of 517.96 feet to Point of Beginning. Said parcel
28 containing 7.834 acres, more or less, as shown on a map entitled
29 "Proposed Lease Area - Friends of the Finger Lakes Performing Arts
30 Center, Hopewell, NY", prepared by Bergmann Associates, drawing LM-01,
31 dated June 10, 2005, last revised August 17, 2005. The related PAC Prop-
32 erties are shown on the Map denominated "FLCC Campus Property, FLPAC
33 Ground Lease, Parking, Vehicular & Pedestrian Access", recorded in the
34 Ontario County Clerk's Office on December 10, 2009 in Book 1237 of Deeds
35 at page 9 and are comprised of the areas separately labeled as Parking
36 Lot 'A', Parking Lot 'G', the Ticket Booth area, the Sidewalks, and the
37 Entry Roads; ANY SUCH PREMISES OR BUSINESSES LOCATED ON ALL THAT CERTAIN
38 PIECE OR PARCEL OF LAND SITUATE IN THE CITY OF SYRACUSE, COUNTY OF ONON-
39 DAGA, STATE OF NEW YORK, LYING GENERALLY NORTHWESTERLY OF THE WEST
40 HIAWATHA BOULEVARD, AND GENERALLY NORTHEASTERLY OF THE NEW YORK STATE
41 BARGE CANAL, BEING A PORTION OF LOT 11I AND LOT 11J OF THE CAROUSEL
42 CENTER SUBDIVISION AS SHOWN ON A RESUBDIVISION PLAN OF THE CAROUSEL
43 CENTER SUBDIVISION FILED AS MAP NO. 8743 IN THE ONONDAGA COUNTY CLERK'S
44 OFFICE, AND AS OF MAY 20, 2014 IDENTIFIED AS SPACE L323 IN A LEASE
45 BETWEEN THE LIQUOR LICENSE APPLICANT AND PROPERTY OWNER AND ON THE THIRD
46 LEVEL OF THE SHOPPING CENTER THEREON, SUCH SHOPPING CENTER LAND BEING
47 MORE PARTICULARLY BOUNDED AND DESCRIBED AS FOLLOWS:

48 BEGINNING AT THE POINT OF THE INTERSECTION OF THE DIVISION LINE
49 BETWEEN THE NORTHEASTERLY BOUNDARY OF THE NEW YORK STATE BARGE CANAL,
50 SYRACUSE TERMINAL DESIGNATED AS "PARCEL NO. T-111" ON THE SOUTHWEST AND
51 LOT 11I OF THE CAROUSEL CENTER SUBDIVISION ON THE NORTHEAST WITH THE
52 NORTHWESTERLY BOUNDARY OF WEST HIAWATHA BOULEVARD; THENCE NORTH 50 DEG.
53 26 MIN. 28 SEC. WEST, ALONG SAID DIVISION LINE, 690.72 FEET; TO A POINT;
54 THENCE THROUGH LOT 11I AND 11J OF SAID SUBDIVISION THE FOLLOWING THIR-
55 TY-FIVE (35) COURSES AND DISTANCES:

56 1) THENCE NORTH 40 DEG. 22 MIN. 15 SEC. EAST 191.79 FEET TO A POINT;

1 2) THENCE SOUTH 82 DEG. 04 MIN. 58 SEC. EAST 294.58 FEET TO A POINT;
2 3) THENCE NORTH 07 DEG. 52 MIN. 16 SEC. EAST 314.89 FEET TO A POINT;
3 4) THENCE SOUTH 82 DEG. 07 MIN. 45 SEC. EAST 53.96 FEET TO A POINT;
4 5) THENCE NORTH 07 DEG. 52 MIN. 16 SEC. EAST 70.18 FEET TO A POINT;
5 6) THENCE SOUTH 82 DEG. 07 MIN. 44 SEC. EAST 40.81 FEET TO A POINT;
6 7) THENCE NORTH 07 DEG. 52 MIN. 16 SEC. EAST 35.49 FEET TO A POINT;
7 8) THENCE SOUTH 82 DEG. 07 MIN. 50 SEC. EAST 1.52 FEET TO A POINT;
8 9) THENCE NORTH 07 DEG. 52 MIN. 16 SEC. EAST 45.53 FEET TO A POINT;
9 10) THENCE SOUTH 82 DEG. 07 MIN. 44 SEC. EAST 92.67 FEET TO A POINT;
10 11) THENCE NORTH 07 DEG. 52 MIN. 16 SEC. EAST 194.00 FEET TO A POINT;
11 12) THENCE NORTH 82 DEG. 07 MIN. 44 SEC. WEST 121.00 FEET TO A POINT;
12 13) THENCE NORTH 07 DEG. 52 MIN. 14 SEC. EAST 408.67 FEET TO A POINT;
13 14) THENCE SOUTH 82 DEG. 07 MIN. 44 SEC. EAST 168.50 FEET TO A POINT;
14 15) THENCE NORTH 07 DEG. 52 MIN. 16 SEC. EAST 34.33 FEET TO A POINT;
15 16) THENCE SOUTH 82 DEG. 07 MIN. 44 SEC. EAST 15.33 FEET TO A POINT;
16 17) THENCE NORTH 07 DEG. 52 MIN. 16 SEC. EAST 341.67 FEET TO A POINT;
17 18) THENCE NORTH 82 DEG. 07 MIN. 44 SEC. WEST 199.44 FEET TO A POINT;
18 19) THENCE NORTH 07 DEG. 52 MIN. 31 SEC. EAST 0.97 FEET TO A POINT;
19 20) THENCE NORTH 52 DEG. 50 MIN. 09 SEC. EAST 11.22 FEET TO A POINT;
20 21) THENCE NORTH 07 DEG. 52 MIN. 16 SEC. EAST 20.77 FEET TO A POINT;
21 22) THENCE NORTH 37 DEG. 05 MIN. 57 SEC. WEST 30.86 FEET TO A POINT;
22 23) THENCE NORTH 82 DEG. 07 MIN. 44 SEC. WEST 21.02 FEET TO A POINT;
23 24) THENCE SOUTH 52 DEG. 13 MIN. 00 SEC. WEST 5.85 FEET TO A POINT;
24 25) THENCE NORTH 82 DEG. 07 MIN. 44 SEC. WEST 7.41 FEET TO A POINT;
25 26) THENCE NORTH 07 DEG. 52 MIN. 16 SEC. EAST 108.15 FEET TO A POINT;
26 27) THENCE SOUTH 82 DEG. 07 MIN. 44 SEC. EAST 0.75 FEET TO A POINT;
27 28) THENCE NORTH 07 DEG. 52 MIN. 16 SEC. EAST 22.46 FEET TO A POINT;
28 29) THENCE NORTH 82 DEG. 07 MIN. 44 SEC. WEST 0.75 FEET TO A POINT;
29 30) THENCE NORTH 07 DEG. 52 MIN. 16 SEC. EAST 43.48 FEET TO A POINT;
30 31) THENCE NORTH 52 DEG. 52 MIN. 15 SEC. EAST 7.78 FEET TO A POINT;
31 32) THENCE NORTH 07 DEG. 52 MIN. 16 SEC. EAST 47.79 FEET TO A POINT;
32 33) THENCE NORTH 37 DEG. 07 MIN. 44 SEC. WEST 7.78 FEET TO A POINT;
33 34) THENCE NORTH 07 DEG. 52 MIN. 16 SEC. EAST 198.11 FEET TO A POINT;
34 AND
35 35) THENCE SOUTH 82 DEG. 07 MIN. 44 SEC. EAST 207.07 FEET TO A POINT
36 ON THE WESTERLY RIGHT OF WAY LINE OF INTERSTATE ROUTE 81, THENCE ALONG
37 THE WESTERLY AND SOUTHWESTERLY RIGHT OF WAY LINE OF INTERSTATE ROUTE 81,
38 IN A GENERALLY SOUTHEASTERLY DIRECTION, THE FOLLOWING SEVEN (7) COURSES
39 AND DISTANCES:
40 1) THENCE SOUTH 18 DEG. 26 MIN. 44 SEC. EAST 44.24 FEET TO A POINT;
41 2) THENCE SOUTH 31 DEG. 26 MIN. 40 SEC. EAST 70.85 FEET TO A POINT;
42 3) THENCE SOUTH 37 DEG. 56 MIN. 38 SEC. EAST 377.51 FEET TO A POINT;
43 4) THENCE SOUTH 33 DEG. 48 MIN. 10 SEC. EAST 129.69 FEET TO A POINT;
44 5) THENCE SOUTH 32 DEG. 22 MIN. 13 SEC. EAST 213.26 FEET TO A POINT;
45 6) THENCE SOUTH 42 DEG. 27 MIN. 42 SEC. EAST 58.65 FEET TO A POINT;
46 AND
47 7) THENCE SOUTH 40 DEG. 20 MIN. 45 SEC. EAST 77.11 FEET TO ITS INTER-
48 SECTION WITH LANDS APPROPRIATED BY THE PEOPLE OF THE STATE OF NEW YORK
49 DESCRIBED AS MAP 1401 PARCEL 1831 IN BOOK 5256 OF DEEDS AT PAGE 686 AND
50 BOOK 5274 OF DEEDS AT PAGE 836; THENCE ALONG THE BOUNDS OF SAID MAP 1401
51 PARCEL 1831 THE FOLLOWING FIFTEEN (15) COURSES AND DISTANCES:
52 1) SOUTH 07 DEG. 30 MIN. 19 SEC. EAST 39.16 FEET TO A POINT; THENCE
53 2) SOUTH 03 DEG. 25 MIN. 41 SEC. WEST 30.00 FEET TO A POINT; THENCE
54 3) SOUTH 12 DEG. 49 MIN. 21 SEC. WEST 30.00 FEET TO A POINT; THENCE
55 4) SOUTH 22 DEG. 11 MIN. 30 SEC. WEST 30.00 FEET TO A POINT; THENCE
56 5) SOUTH 31 DEG. 35 MIN. 08 SEC. WEST 30.00 FEET TO A POINT; THENCE

1 6) SOUTH 40 DEG. 57 MIN. 25 SEC. WEST 30.01 FEET TO A POINT; THENCE
2 7) SOUTH 48 DEG. 44 MIN. 51 SEC. WEST 20.00 FEET TO A POINT; THENCE
3 8) SOUTH 55 DEG. 01 MIN. 19 SEC. WEST 19.99 FEET TO A POINT; THENCE
4 9) SOUTH 65 DEG. 30 MIN. 44 SEC. WEST 8.49 FEET TO A POINT; THENCE
5 10) NORTH 75 DEG. 22 MIN. 31 SEC. WEST 38.92 FEET TO A POINT; THENCE
6 11) NORTH 29 DEG. 08 MIN. 26 SEC. WEST 25.83 FEET TO A POINT; THENCE
7 12) NORTH 07 DEG. 58 MIN. 33 SEC. WEST 20.27 FEET TO A POINT; THENCE
8 13) NORTH 07 DEG. 40 MIN. 45 SEC. EAST 100.00 FEET TO A POINT; THENCE
9 14) NORTH 82 DEG. 23 MIN. 04 SEC. WEST 1.00 FEET TO A POINT; AND
10 15) SOUTH 07 DEG. 40 MIN. 49 SEC. WEST 425.30 TO ITS INTERSECTION WITH
11 THE NORTHERLY BOUNDS OF MAP 1402 PARCEL 1836 OF SAID APPROPRIATION;
12 THENCE ALONG THE BOUNDS OF MAP 1402 PARCEL 1836 AS DESCRIBED IN BOOK
13 5256 OF DEEDS AT PAGE 686 AND BOOK 5274 OF DEEDS AT PAGE 836 THE FOLLOW-
14 ING THREE (3) COURSES AND DISTANCES:
15 1) SOUTH 07 DEG. 40 MIN. 17 SEC. WEST 70.35 FEET TO A POINT; THENCE
16 2) SOUTH 82 DEG. 09 MIN. 26 SEC. EAST 1.00 FEET TO A POINT; AND
17 3) NORTH 07 DEG. 40 MIN. 37 SEC. EAST 70.35 FEET TO ITS INTERSECTION
18 WITH THE BOUNDS OF THE HEREINABOVE DESCRIBED MAP 1401 PARCEL 1831;
19 THENCE ALONG THE BOUNDS OF SAID MAP 1401 PARCEL 1831 THE FOLLOWING TEN
20 (10) COURSES AND DISTANCES:
21 1) NORTH 07 DEG. 40 MIN. 37 SEC. EAST 100.00 FEET TO A POINT; THENCE
22 2) NORTH 40 DEG. 32 MIN. 01 SEC. EAST 61.06 FEET TO A POINT; THENCE
23 3) NORTH 50 DEG. 26 MIN. 34 SEC. EAST 110.76 FEET TO A POINT; THENCE
24 4) NORTH 55 DEG. 51 MIN. 53 SEC. EAST 43.02 FEET TO A POINT; THENCE
25 5) NORTH 66 DEG. 11 MIN. 17 SEC. EAST 30.00 FEET TO A POINT; THENCE
26 6) NORTH 79 DEG. 28 MIN. 24 SEC. EAST 30.00 FEET TO A POINT; THENCE
27 7) SOUTH 87 DEG. 12 MIN. 02 SEC. EAST 30.00 FEET TO A POINT; THENCE
28 8) SOUTH 73 DEG. 54 MIN. 22 SEC. EAST 30.00 FEET TO A POINT; THENCE
29 9) SOUTH 59 DEG. 56 MIN. 49 SEC. EAST 33.00 FEET TO A POINT; AND
30 10) SOUTH 47 DEG. 06 MIN. 38 SEC. EAST 95.11 FEET TO ITS INTERSECTION
31 WITH THE DIVISION LINE BETWEEN LOT 11J ON THE NORTHWEST AND THE LANDS
32 NOW OR FORMERLY OF WOODSTEAD ENTERPRISES CO. AS DESCRIBED IN BOOK 3530
33 OF DEEDS AT PAGE 257 ON THE SOUTHEAST (FORMERLY LANDS OF ROME WATERTOWN
34 AND OSWEGO RAILROAD COMPANY VIA LETTERS PATENT, BOOK 292, PAGE 264);
35 THENCE SOUTH 28 DEG. 12 MIN. 27 SEC. WEST ALONG SAID DIVISION LINE AND
36 ALONG THE NORTHWESTERLY BOUNDARY OF WEST HIAWATHA BOULEVARD IN PART,
37 36.93 FEET TO ITS POINT OF INTERSECTION WITH NORTHEASTERLY BOUNDARY OF
38 WEST HIAWATHA BOULEVARD; THENCE NORTH 61 DEG. 43 MIN. 58 SEC. WEST ALONG
39 SAID NORTHEASTERLY BOUNDARY 158.30 FEET TO ITS POINT OF INTERSECTION
40 WITH THE NORTHWESTERLY BOUNDARY OF SAID WEST HIAWATHA BOULEVARD; THENCE
41 WEST ALONG SAID NORTHWESTERLY BOUNDARY THE FOLLOWING THREE (3) COURSES:
42 1) SOUTH 30 DEG. 39 MIN. 30 SEC. WEST 599.46 FEET TO A POINT; THENCE 2)
43 SOUTH 30 DEG. 30 MIN. 42 SEC. WEST 62.49 FEET TO A POINT; AND 3) SOUTH
44 23 DEG. 40 MIN. 55 SEC. WEST 220.04 FEET TO ITS POINT OF INTERSECTION
45 WITH SOUTHWESTERLY BOUNDARY OF WEST HIAWATHA BOULEVARD; THENCE SOUTH 49
46 DEG. 30 MIN. 46 SEC. EAST ALONG SAID SOUTHWESTERLY BOUNDARY, 0.30 FEET
47 TO ITS POINT OF INTERSECTION WITH THE FIRST HEREINABOVE DESCRIBED
48 NORTHWESTERLY BOUNDARY OF WEST HIAWATHA BOULEVARD; THENCE SOUTH 40 DEG.
49 26 MIN. 20 SEC. WEST, ALONG SAID NORTHWESTERLY BOUNDARY, 98.08 FEET TO
50 ITS POINT OF INTERSECTION WITH THE DIVISION LINE BETWEEN LOT 11J ON THE
51 NORTHEAST AND LOT 11H OF THE CAROUSEL CENTER SUBDIVISION ON THE SOUTH-
52 WEST; THENCE NORTH 50 DEG. 25 MIN. 12 SEC. WEST, ALONG SAID DIVISION
53 LINE, 147.85 FEET TO THE NORTHWEST CORNER OF LOT 11H; THENCE SOUTH 40
54 DEG. 26 MIN. 20 SEC. WEST 217.47 FEET TO THE SOUTHWEST CORNER OF LOT
55 11H; THENCE SOUTH 49 DEG. 49 MIN. 16 SEC. EAST 147.83 FEET TO A POINT ON
56 THE FIRST HEREINABOVE DESCRIBED NORTHWESTERLY BOUNDARY OF WEST HIAWATHA

1 BOULEVARD; THENCE ALONG SAID NORTHWESTERLY BOUNDARY OF WEST HIAWATHA
2 BOULEVARD THE FOLLOWING TWO (2) COURSES: 1) SOUTH 40 DEG. 26 MIN. 20
3 SEC. WEST 17.66 FEET TO A POINT; AND 2) SOUTH 43 DEG. 01 MIN. 50 SEC.
4 WEST 468.25 FEET TO THE POINT OF BEGINNING.

5 EXCEPTING THE FOLLOWING PIECE OR PARCEL OF LAND APPROPRIATED BY THE
6 PEOPLE OF THE STATE OF NEW YORK DESCRIBED AS MAP 1401 PARCEL 1832 IN
7 BOOK 5256 OF DEEDS AT PAGE 686 AND BOOK 5274 OF DEEDS AT PAGE 836:
8 COMMENCING AT THE SOUTHWEST CORNER OF HEREIN ABOVE DESCRIBED MAP 1402
9 PARCEL 1836 SAID POINT HAVING A PROCEEDING COURSE OF SOUTH 07 DEG. 40
10 MIN. 17 SEC. WEST 70.35 FEET IN THE PREMISES DESCRIBE HEREINABOVE;
11 THENCE NORTH 13 DEG. 18 MIN. 48 SEC. WEST 138.17 FEET TO THE SOUTHEAST
12 CORNER OF MAP 1401 PARCEL 1832; THENCE ALONG THE BOUNDS OF SAID MAP 1401
13 PARCEL 1832 THE FOLLOWING FOUR (4) COURSES AND DISTANCES:

14 1) NORTH 82 DEG. 09 MIN. 26 SEC. WEST 1.00 FEET TO A POINT; THENCE
15 2) NORTH 07 DEG. 53 MIN. 50 SEC. EAST 353.36 FEET TO A POINT; THENCE
16 3) SOUTH 81 DEG. 54 MIN. 58 SEC. EAST 1.00 FEET TO A POINT, AND
17 4) SOUTH 07 DEG. 53 MIN. 54 SEC. WEST 353.36 FEET TO THE POINT OF
18 BEGINNING; or on premises or with respect to a business constituting the
19 overnight lodging facility located wholly within the boundaries of that
20 tract or parcel of land situated in the borough of Manhattan, city and
21 county of New York, beginning at a point on the northerly side of west
22 fifty-fourth street at a point one hundred feet easterly from the inter-
23 section of the said northerly side of west fifty-fourth street and the
24 easterly side of seventh avenue; running thence northerly and parallel
25 with the easterly side of seventh avenue one hundred feet five inches to
26 the center line of the block; running thence easterly and parallel with
27 the northerly side of west fifty-fourth street and along the center line
28 of the block fifty feet to a point; running thence northerly and paral-
29 lel with the easterly side of seventh avenue one hundred feet five inch-
30 es to the southerly side of west fifty-fifth street at a point distant
31 one hundred fifty feet easterly from the intersection of the said south-
32 erly side of west fifty-fifth street and the easterly side of seventh
33 avenue; running thence easterly along the southerly side of west fifty-
34 fifth street thirty-one feet three inches to a point; running thence
35 southerly and parallel with the easterly side of the seventh avenue one
36 hundred feet five inches to the center line of the block; running thence
37 easterly along the center line of the block and parallel with the south-
38 erly side of west fifty-fifth street, one hundred feet; running thence
39 northerly and parallel with the easterly side of seventh avenue one
40 hundred feet five inches to the southerly side of west fifty-fifth
41 street; running thence easterly along the southerly side of west fifty-
42 fifth street twenty-one feet ten and one-half inches to a point; running
43 thence southerly and parallel with the easterly side of seventh avenue
44 one hundred feet five inches to the center line of the block; running
45 thence westerly along the center line of the block and parallel with the
46 northerly side of west fifty-fourth street three feet one and one-half
47 inches; running thence southerly and parallel with the easterly side of
48 seventh avenue one hundred feet five inches to the northerly side of
49 west fifty-fourth street at a point distant three hundred feet easterly
50 from the intersection of the said northerly side of west fifty-fourth
51 street and the easterly side of seventh avenue; running thence westerly
52 and along the northerly side of west fifty-fourth street two hundred
53 feet to the point or place of beginning, provided that such facility
54 maintains not less than four hundred guest rooms and suites for over-
55 night lodging. Any lien, mortgage or other interest or estate now held
56 by said retail licensee on or in the personal or real property of such

1 manufacturer or wholesaler, which mortgage, lien, interest or estate was
2 acquired on or before December thirty-first, nineteen hundred thirty-
3 two, shall not be included within the provisions of this subdivision;
4 provided, however, the burden of establishing the time of the accrual of
5 the interest, comprehended by this subdivision shall be upon the person
6 who claims to be entitled to the protection and exemption afforded here-
7 by.

8 S 3. This act shall take effect immediately.