

1. THE SUBJECT PROPERTY IS LOCATED IN ZONE X (AREA OF MINIMAL FLOODING; PER FIRM (FLOOD INSURANCE RATE MAP), COMMUNITY PANEL NO. 36029 C 0327 G, EFFECTIVE DATE SEPTEMBER 26, 2008 AND 36029 C 0329 G PANEL NOT PRINTED (NO SPECIAL FLOOD AREAS).

2. THE UNDERGROUND UTILITIES SHOWN HAVE BEEN LOCATED FROM FIELD SURVEY INFORMATION AND EXISTING DRAWINGS, THE SURVEYOR MAKES NO GUARANTEES THAT THE UNDERGROUND UTILITIES SHOWN COMPRISE ALL SUCH UTILITIES IN THE AREA, EITHER IN SERVICE OR ABANDONED. THE SURVEYOR FURTHER DOES NOT WARRANT THAT THE UNDERGROUND UTILITIES SHOWN ARE IN THE EXACT LOCATION INDICATED THOUGH THEY ARE LOCATED AS ACCURATELY AS POSSIBLE FROM INFORMATION AVAILABLE. THE SURVEYOR HAS NOT PHYSICALLY LOCATED THE UNDERGROUND UTILITIES. THE CONTRACTOR SHALL CONFIRM

PARCEL 1 ADRIAN REALTY CO. ABSTRACT BY STEWART TITLE No. 546772, DATED 5/18/10

ALL THAT TRACT OR PARCEL OF LAND situate in the City of Buffalo, County of Erie and State of New York, being part of Lot No. 17 of the Gore Tract, so-called, bounded and BEGINNING at a point in the center line of Tifft Street where said line is intersected by the easterly line of lands of the South Buffalo Railway Company; thence north 69° 16' east along the center line of said Tifft Street 300 feet; thence south 20° 40' east, 2152.7 feet to lands of the South Buffalo Railway Company; thence along the land of said South Buffalo Railway Company the following courses and distances: northerly curving to the right with a

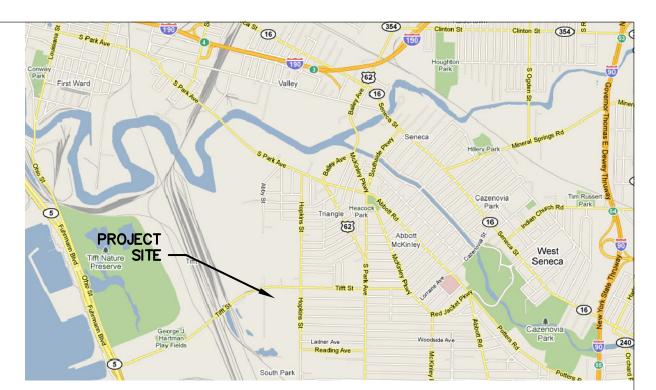
Company by deed recorded in the Erie County Clerk's Office in Liber 1911 of Deeds at page FURTHER EXCEPTING THEREFROM that part conveyed to City of Buffalo by deed recorded

ALL THAT TRACT OR PARCEL OF LAND situate in the City of Buffalo, County of Erie and State of New York, being part of Lot No. 17 of the Ogden Gore Tract, bounded and described

BEGINNING at a point in the present south line of Tifft Street where said line is intersected by the east line of lands conveyed to the Buffalo, Rochester & Pittsburgh Railway Company by deed recorded in the Erie County Clerk's Office in Liber 1911 of Deeds at page 448, said point also being the southwest corner of Parcel No. 17 of Map No. 12 conveyed to the City of Buffalo by deed recorded in the Erie County Clerk's Office in Liber 10906 of Deeds at page 2926; thence S 27°41'29" E along said east line of said Buffalo, Rochester & Pittsburgh Railway Company lands, 525.87 feet to an angle point; thence S 20°32'29" E along said east line of said Buffalo, Rochester & Pittsburgh Railway Company lands, 1065.82 feet to the north line of lands conveyed to the South Buffalo Railway Company by deed recorded in the Erie County Clerk's Office in Liber 1175 of Deeds at page 470; thence S 49°10'59" E along the north line lands of said South Buffalo Railway Company, 202.50 feet to a point of curve; thence along a curve to the left having a radius of 572.97 feet, 113.58 feet to a point in the east line of lands conveyed to William H. Donner by deed recorded in the Erie County Clerk's Office in Liber 1393 of Deeds at page 424; thence N 2032'29 W along the east line of said Donner lands, 1953.81 feet to a point in the present south line of Tifft Street, said point also being to southeast corner of Parcel No. 14 of Map No. 2 acquired by the People of the State of New York by Notice of Grade Crossing Elimination recorded in the Erie County Clerk's Office in Liber 2559 of Deeds at page 219; thence S 46°44'13" W along the present south line of Tifft Street, 245.51 feet to the Point or Place of Beginning.

State of New York, being part of Lot No. 45 of the Buffalo Creek Indian Reservation and part of Lot No. 17 of the Ogden Gore Tract, so called, as shown on a certain survey map made for Howard & Randrall by George C. Diehl, Civil Engineer, and filed in the Erie County Clerk's Office under cover No. 1006 of Maps, being more particularly described as follows: BEGINNING at the point of intersection of the easterly line of Abby Street with the northerly line of Colgate Avenue (private street); thence northerly along the easterly line of Abby street, 600 feet; thence easterly at right angles to said easterly line of Abby street, 582.25 feet more or less to the westerly line of lands conveyed to the South Buffalo Railway Company by deed recorded in the Erie County Clerk's Office in Liber 4019 of Deeds at page 541, November 15 1946; thence southerly along said westerly line of said lands so conveyed 340 feet more or less, to an angle point; thence southwesterly, bounding on said lands 480.73 feet to the northerly line of Colgate Avenue, and thence westerly along the said northerly line of Colgate Avenue, 174.36 feet more or less to the point or place of beginning.

AS SURVEYED DESCRIPTION ALL THAT TRACT OR PARCEL OF LAND situate in the City of Buffalo, County of Erie and State of New York, being part of Lot No. 45 of the Buffalo Creek Indian Reservation and part of Lot No. 17 of the Ogden Gore Tract and as shown on a certain survey map made for Howard & Randrall by George C. Diehl, Civil Engineer, and filed in the Erie County Clerk's Office under Cover No. 1006, being more particularly described as follows: BEGINNING at the point of intersection of the east line of Abby street with the north line of Colgate Avenue (private street); thence N 00°47'40" E along the east line of Abby street, 600.00 feet; thence S 88'29'15" E, 582.31 feet to the west line of lands conveyed to the South Buffalo Railway Company by deed recorded in the Erie County Clerk's Office in Liber 4019 of Deeds at page 541 on November 15 1946; thence S 00 47 40" W along said west line of



PARCEL 2 CITY OF BUFFALO - PERFECTING TITLE ABSTRACT BY STEWART TITLE No. 546773, DATED 5/18/10 RECORD DESCRIPTION

ALL THAT TRACT OR PARCEL OF LAND situate in the City of Buffalo, County of Erie and State Of New York, bounded and described as follows: BEGINNING at a point in the center line of Tifft Street where the same would be intersected by an extension southerly of the westerly line of Abby Street as the same is now laid out north of Tifft Street thence southwesterly and along the center line of Tifft Street for a distance of 967.57 feet to the easterly line of lands conveyed to William H. Donner by deed recorded in the Erie County Clerk's Office in Liber 1393 of Deeds at page 424; thence southerly and along the said easterly line of lands so conveyed to William H. Donner, by said deed, for a distance of 650 feet to a point; thence northeasterly and parallel with the center line of Tifft Street for a distance of 717.15 feet to the westerly line of the proposed Abby Street hereinbefore described; thence northerly and along the said westerly line of proposed Abby Street for a distance of 23.41 feet to an angle point; thence continuing northerly and along the westerly line of the proposed Abby Street for a distance of 672.31 feet to the center line of Tifft Street and at the place of beginning, containing 11.84 acres exclusive of the lands within the lines of Tifft Street marked, Block "F" on a certain map filed in the Erie County Clerk's Office under Cover No. 1006.

PARCEL NO. 2 ALSO ALL THAT TRACT OR PARCEL OF LAND situate in the City of Buffalo, County of Erie and State of New York, bounded and described as follows: BEGINNING at a point in the westerly line of the proposed Abby Street hereinbefore described where the same would be intersected by the southerly line of lands described in Parcel No. I above; thence southerly along the westerly line of the proposed Abby Street for a distance of 1,712.16 feet to the northerly line of lands conveyed to the South Buffalo Railroad Company by deed recorded in the Erie County Clerk's Office in Liber 1175 of Deeds at page 470; thence northwesterly on a curve with a radius of 565.686 feet for a distance of 129.35 feet to the easterly line of lands conveyed to William H. Donner by deed recorded in the Erie County Clerk's Office in Liber 1393 of Deeds at page 424; thence northwesterly and along the said easterly line of the lands so conveyed by said deed to William H. Donner for a distance of 1,509.17 feet to the southerly line of the lands described in parcel No. 1; thence northeasterly parallel with the center line of Tifft Street and along the southerly line of lands described in Parcel No. I for a distance of 717.15 feet to the westerly line of the proposed Abby Street at the place of beginning, containing 14.71 acres marked Block "E" on a certain map filed in the Erie County Clerk's Office under Cover No. 1006.

ALL THAT TRACT OR PARCEL OF LAND situate in the City of Buffalo, County of Erie and State of New York, being part of Lot Nos. 17 and 18 of the Ogden Gore Tract and as shown on a map filed in the Erie County Clerk's Office under Cover No. 1006 as being Block E and part of Block F, bounded and described as follows:

BEGINNING at a point in the south line of Tifft Street as originally laid out at its intersection with the west line of Abby Street as conveyed to the City of Buffalo by deed recorded in the Erie County Clerk's Office in Liber 1593 of Deeds at page 96; thence S 69°41'20" W along the south line of Tifft Street, 105.24 feet to the easterly terminus of Parcel No. 15 of Map No. 3 acquired by the People of the State of New York by Notice of Grade Crossing Elimination recorded in the Erie County Clerk's Office in Liber 2559 of Deeds at page thence along the south line of said Parcel No. 15, also being the present south line of fifft Street the following courses and distances: (1) S 46°53'56" W, 99.57 feet to a point; (2) S 69°27'15" W, 59.21 feet to a point of curve; (3) along a curve to the left having a radius of 1592.01 feet, 596.73 feet to a point of tangency; (4) S 47°39'15" W, 128.68 feet to the east line of lands conveyed to William H. Donner by deed recorded in the Erie County Clerk's Office in Liber 1393 of Deeds at page 424; thence S 20°32'29" E along the said east line of lands so conveyed to William H. Donner, 1916.75 feet to the north line of lands conveyed to the South Buffalo Railroad Company by deed recorded in the Erie County Clerk's Office in Liber 1175 of Deeds at page 470; thence southeasterly on a curve to the left with a radius of 572.97 feet and a chord bearing S 67°17'37" E, 135.05 feet to the west line of Abby Street; thence N 00°47'40" E along the west line of Abby Street, 1733.04 feet to an angle point; thence N 00°34'00" E along the west line of Abby Street, 636.99 feet to the Point or Place of Beginning.

PARCEL 4 ABBY STREET ABSTRACT BY STEWART TITLE No. 546775, DATED 5/18/10

ALL THAT TRACT OR PARCEL OF LAND situate in the City of Buffalo, County of Erie and State of New York, bounded and described as follows: BEGINNING at a point in the center line of Tifft Street where the same would be intersected by the extension southerly of the center line of Abby Street as the same is now laid out north of Tifft Street; thence southwesterly and along the said center line of Tifft Street for a distaice of 35.32 feet to a point; thence southerly and parallel with Hopkins Street for a distance of 672.31 feet to an angle point: thence continuing southerly and parallel with Hopkins Street for a distance of 1,735.57 feet to the northerly line of lands conveyed to the South Buffalo Railway Company by deed recorded in the Erie County Clerk's Office in Liber 1175 of Deeds at page 470; thence southeasterly on a curve with a radius of 565.686 feet for a distance of 67.11 feet to a point; thence northerly and parallel with Hopkins Street for a distance of 1,749.72 feet to an angle point; thence continuing northerly and parallel with Hopkins Street for a distance of 697.62 feet to the center line of Tifft Street; thence southwesterly and along the center line of Tifft Street for a distance of 35.32 feet to the

AS SURVEYED DESCRIPTION ALL THAT TRACT OR PARCEL OF LAND situate in the City of Buffalo, County of Erie and

place of beginning.

State of New York, bounded and described as follows: BEGINNING at a point in the center line of Tifft Street where the same would be intersected by the extension southerly of the center line of Abby Street as the same is now laid out north of Tifft Street; thence southwesterly and along the said center line of Tifft Street, 35.32 feet to a point; thence S 00°34'00" W and parallel with Hopkins Street, 672.31 feet to an angle point; thence S 00°47'40" W and parallel with Hopkins Street, 1,733.04 feet to the north line of lands conveyed to the South Buffalo Railway Company by deed recorded in the Erie County Clerk's Office in Liber 1175 of Deeds at page 470; thence southeasterly on a curve to the left with a radius of 572.97 feet and a chord bearing S 77°25'08" E, 67.46 feet to a point; thence N 00°47'40" E and parallel with Hopkins Street, 1,747.02 feet to an angle point; thence N 00°34'00" E and parallel with Hopkins Street, 697.54 feet to the center line of Tifft Street; thence southwesterly and along the center line of Tifft Street, 35.32 feet to the Point or Place of Beginning.

SURVEY CERTIFICATION

TO NEW YORK STATE - DEPARTMENT OF ENVIRONMENTAL CONSERVATION.

THIS IS TO CERTIFY THAT THIS MAP OR PLAT AND THE SURVEY ON WHICH IT IS BASED WERE MADE IN ACCORDANCE WITH THE "MINIMUM STANDARD DETAIL REQUIREMENTS FOR ALTA/ACSM LAND TITLE SURVEYS." JOINTLY ESTABLISHED AND ADOPTED BY ALTA, ACSM AND NSPS IN 2005 AND PURSUANT TO THE ACCURACY STANDARDS (AS ADOPTED BY ALTA AND ACSM AND IN EFFECT ON THE DATE OF THIS CERTIFICATION), THE UNDERSIGNED FURTHER CERTIFIES THAT IN MY PROFESSIONAL OPINION, THE RELATIVE POSITIONAL ACCURACY OF THIS SURVEY DOES NOT EXCEED THAT WHICH IS SPECIFIED THEREIN.

June 25, 2010 Latest Revision 6/23/2011 PROFESSIONAL LAND SURVEYOR NO. 050204

ALTA/ACSM LAND TITLE SURVEY

PART OF LOT 45, T 10, R 7 PART OF LOTS 17 & 18 OF THE OGDEN GORE TRACT CITY OF BUFFALO, COUNTY OF ERIE, STATE OF NEW YORK

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NOTE: UNAUTHORIZED ALTERATION OR ADDITION TO ANY SURVEY, DRAWING, DESIGN SPECIFICATION PLAN OR REPORT IS A VIOLATION OF SECTION 7209 PROVISION 2 OF THE NEW YORK STATE EDUCATION LAW.						TVGA
REVISION			4 =			CONSULTANTS
DATE	JOB	DESCRIPTION	One Thousand		P.716	5.655.8842 F.716.655.0937
6/23/11	2010.0229.00	LANDFILL CAP PLOTTED	Elma, NY 140 www.tvga.com			
			DRAWN BY _	WNW	SCALE	1"=100'
			H CHECKED BY	DRH	JOB NO.	2010.0229.00
			CAD FILE	26055-2010.DWG	FIELD/OFFICE	DATE 6/25/10