

CUDDY & FEDER LLP

90 MAPLE AVENUE
 WHITE PLAINS, NEW YORK 10601-5196

NEIL ALEXANDER (also CT)
 THOMAS R. BEIRNE (also DC)
 STEPHANIE BORTNYK
 JOSEPH P. CARLUCCI
 LUCIA CHIOCCHIO (also CT)
 KENNETH J. DUBROFF
 ROBERT FEDER
 CHRISTOPHER B. FISHER (also CT)
 CINDY M. FOX (also NJ & DC)
 ANTHONY B. GIOFFRE, III (also CT)
 JOSHUA J. GRAUER
 KENNETH F. JURIST
 MICHAEL KATZ (also NJ)
 JOSHUA E. KIMBLING (also CT)
 DANIEL F. LEARY (also CT)
 BARRY E. LONG

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 (845) 896-2329

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NORWALK, CONNECTICUT

EON S. NICHOLS (also CT)
 WILLIAM S. NULL
 ELISABETH N. RADOW
 PAMELA RICHARDSON (also NJ)
 NEIL T. RIMSKY
 RUTH E. ROTH
 ANDREW SCHRIEVER (also MA)
 JENNIFER L. VAN TUYL
 CHAUNCEY L. WALKER (also CA)

Of Course

ANDREW A. GLICKSON (also CT)
 KAREN G. GRANIK
 ROBERT L. OSAR (also TX)
 MARYANN M. PALERMO
 ROBERT C. SCHNEIDER

TO: Mark Gough

FROM: Robert L. Osar

MAIN OFFICE NO.

TELECOPIER NO. 631-756-8901

DATE: 07/13/06 **PAGES:** 18 **CLIENT:** 381. **MATTER:** 22
 (Including Cover)

MESSAGE:

Mark:

As requested by Cathy Weber, please find attached the deed restriction for 500 Mamaroneck Avenue for your site inspection with DEC. This is the document as filed with the Westchester County Clerk.

IMPORTANT NOTICE: The accompanying fax transmission is intended to be viewed and read only by the individual or entity named above. If you are not the intended recipient so named, you are prohibited from reading this transmission. You are also notified that any dissemination, distribution, or copying of this transmission is strictly prohibited. If you have received this communication in error, please notify us immediately by telephone and return the original transmission to us by the U.S. Postal Service. Thank you.

OPERATOR: Sharon (914) 761-1300 Ext. 237

IF THERE ARE ANY PROBLEMS, PLEASE NOTIFY OPERATOR IMMEDIATELY.

DP-Ex
P HAR

DECLARATION OF COVENANTS AND RESTRICTIONS

THIS DECLARATION OF COVENANTS AND RESTRICTIONS

(hereinafter sometimes referred to as this "Declaration") made this ninth day of August, 2005 by **500 MAMARONECK AVENUE L.P.**, a Delaware limited partnership, having its principal place of business at c/o W&M Properties of New York, L.L.C., 60 East 42nd Street, 26th Floor, New York, New York 10165 and **VIVIANE PARIS, LLC**, a New York limited liability company, having its principal place of business at 475 Park Avenue, New York 10022 (hereinafter collectively referred to as "Declarant").

WITNESSETH:

WHEREAS, Declarant is the owner of those certain parcels of real property, commonly known as 500 Mamaroneck Avenue, Harrison, New York 10528, identified on the Tax Map for the Town/Village of Harrison as Block 482, Lots 8-26 and 26.1, more particularly described in Appendix A attached hereto (the "Property") which is the subject of a Voluntary Cleanup Agreement for Site Number V-00213-3 executed by 500 Mamaroneck Avenue Associates ("Volunteer") and the New York State Department of Environmental Conservation (the "Department") as part of its Voluntary Cleanup Program, set forth in Agreement, Index Number, W3-0851-99-05; (the "Agreement") and

WHEREAS, the Department approved a remedy to eliminate or mitigate all significant threats to the environment presented by the contamination disposed at the Property and such remedy requires that the Property be subject to restrictive covenants; and

WHEREAS, Declarant agrees to impose certain restrictions on the Property for the benefit of the New York State Department of Environmental Conservation and its successors and assigns.

NOW, THEREFORE, Declarant, for itself and its successors and assigns, for good and valuable consideration received by Declarant, does hereby subject the

Property to the covenants and restrictions set forth herein, all of which shall run with the land and be binding upon all parties now or in the future owning or having any proprietary interest in the Property or any part thereof, and shall provide that the owner, and its successors and assigns, consents to enforcement by the Department of the prohibitions and restrictions that the Agreement requires to be recorded, and hereby covenants not to contest the authority of the Department to seek enforcement and further covenants that:

First: The Property subject to this Declaration of Covenants and Restrictions, is as shown on a map attached to this declaration as Appendix "B" and made a part hereof, and is specifically described on Appendix "A".

Second: Unless prior written approval by the Department or, if the Department shall no longer exist, any New York State agency or agencies subsequently created to protect the environment of the State and the health of the State's citizens, hereinafter referred to as "the Relevant Agency" is first obtained, to the extent required in the RAWP, there shall be no construction, use or occupancy of the Property that results in the disturbance or excavation of the Property, which threatens the integrity of the soil cap, or which results in unacceptable human exposure to contaminated soils.

Third: The Property may be used only for commercial office space, uses incidental and ancillary thereto related parking and any use allowable under the Town of Hairison, County of Westchester, Business Districts, Table of Use Regulations (Amended 12/20/94), Use Classification "SB-1," a copy of which is attached hereto as Appendix C. Use of the Property solely as a day care, child care, or medical care facility (other than for out-patient care) shall not be permitted without the written waiver of such prohibition by the Relevant Agency.

Fourth: The engineering controls and the replacements thereof, currently in place on the Property, consisting of buildings, roadways, walkways, vegetative and soil cover, fountains, parking lots, and rip rap shown and delineated on that certain site maps shown as Figures 1-2, 3-2 and 3-3 to the Remedial Action Work Plan (the "Site

Maps") for this site prepared by ERM-Northeast, dated January 2005 ("RAWP"), and filed with the DEC with respect to the Agreement which RAWP is also maintained at the offices of Declarant, shall remain in the locations set forth on the Site Map and be maintained in a good state of repair to allow them to be used as a cover or a cap for the site as further delineated and described in the RAWP. Nothing herein shall be construed to prevent or prohibit the replacement or reconstruction of any such buildings, roadways, walkways, fountains, parking lots and vegetative and soil cover substantially as shown on the Site Map, subject to the provisions of Section Second above and Sections Sixth and Seventh below.

Fifth: The groundwater on the site is not to be used for potable purposes unless the Relevant Agency provides express written permission to allow the groundwater to be used for a specific potable purpose without appropriate treatment, except that the groundwater may be used for decorative fountains, waterfalls and other similar purposes consistent with its current use.

Sixth: If work is performed on the Property which requires or consists of disrupting, breaking through, or excavating into, on, or under any of the engineering controls set forth on the Site Maps, to the extent set forth in the RAWP, means and procedures to protect the health and safety of any workers performing such intrusive work shall be implemented.

Seventh: To the extent required in the RAWP, before commencing any work, the owner and/or operator of the Property must notify the Relevant Agency. Any work shall be performed in accordance with the terms and provisions of the Site Management Plan, as included in Appendix A of the RAWP, if so required thereby.

Eighth: The owner and/or operator of the property must file an annual certification to DEC that the engineering controls set forth on the Site Maps are in place and effective as per the requirements set forth in the Site Management Plan, as included in Appendix A of the RAWP.

Ninth: The terms and provisions of this Declaration of Covenants and Restrictions are to be construed, together with the RAWP, including the Site Management Plan, narrowly and no restriction or limitation not specifically set forth herein or in the RAWP, including the Site Management Plan, shall be inferred from either of them.

Tenth: The covenants and restrictions set forth in this Declaration shall run with and bind the land for the benefit of the Relevant Agency only and are enforceable by the Relevant Agency only.

Eleventh: Any deed of conveyance of the Property, or any portion thereof, shall recite, unless the Relevant Agency has consented to the termination of such covenants and restrictions, that said conveyance is subject to this Declaration of Covenants and Restrictions.

IN WITNESS WHEREOF, Declarant has duly executed this Declaration as of the day and year first above written.

500 MAMARONECK AVENUE L.P., a Delaware limited partnership

By: Malkin 500 Mamaroneck L.L.C., a New York limited liability company, its general partner

By: *Peter L. Malkin*
Peter L. Malkin
Managing Member

By: *Anthony E. Malkin*
Anthony E. Malkin
Managing Member

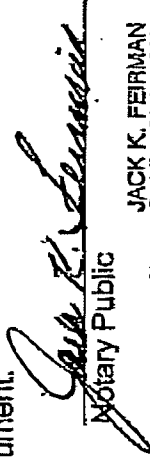
VIVIANE PARIS, LLC, a New York limited liability company

By: First-Half Realty Co., Inc., a New York corporation, its sole and Managing Member

By: *Viviane Paris*
Viviane Paris, President

State of New York)
 County of New York) ss.:

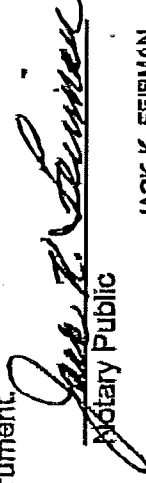
On the 30th day of August in the year 2005 before me, the undersigned, personally appeared Peter L. Malkin, personally known to me or proved to me on the basis of satisfactory evidence to be the individual whose name is subscribed to the within instrument and acknowledged to me that he executed the same in his capacity, and that by his signature on the instrument, the individual, or the person upon behalf of which the individual acted, executed the instrument.


 Notary Public

JACK K. FEIRMAN
 Notary Public, State of New York
 No. 30-6257560
 Certificate Filed in Nassau County
 Commission Expires June 30, 2006

State of New York)
 County of New York) ss.:

On the 30th day of August in the year 2005 before me, the undersigned, personally appeared Anthony E. Malkin, personally known to me or proved to me on the basis of satisfactory evidence to be the individual whose name is subscribed to the within instrument and acknowledged to me that he executed the same in his capacity, and that by his signature on the instrument, the individual, or the person upon behalf of which the individual acted, executed the instrument.



 Notary Public

JACK K. FEIRMAN
 Notary Public, State of New York
 No. 30-6257560
 Certificate Filed in Nassau County
 Commission Expires June 30, 2006

State of New York)
 County of New York) ss.:

On the 17 day of August in the year 2005 before me, the undersigned, personally appeared Viviane Paris, personally known to me or proved to me on the basis of satisfactory evidence to be the individual whose name is subscribed to the within instrument and acknowledged to me that she executed the same in her capacity, and that by her signature on the instrument, the individual, or the person upon behalf of which the individual acted, executed the instrument.

Tax Map Designation:
 Block: 482
 Lots: B-26 and 26.1
 Town: Harrison


 Notary
 RICHARD H. MAIDMAN
 Notary Public, State of New York
 Qualified in Nassau County
 No. 4521974
 Term Expires March 30, 2006

Record and Return To:
 Rosalie K. Rusinko, Esq.
 New York State Department of
 Environmental Conservation
 Division of Environmental Enforcement
 200 White Plains Rd., 5th Floor
 Tarrytown, New York 10591



APPENDIX "A"

CHICAGO TITLE INSURANCE COMPANY

SCHEDULE A DESCRIPTION

Title No.: 3704-00937

PARCEL A: ALL that certain plot, piece, or parcel of land, situate, lying, and being in the Village and Town of Harrison, County of Westchester and State of New York, being more particularly bounded and described as follows:

Beginning at a point on the easterly side of Mamaroneck Avenue, distant 1130.11 feet southerly as measured along the same, from its intersection with the southerly side of Union Avenue;

southerly side of Union Avenue;

Thence along the said easterly side of Mamaroneck Avenue,

South 3 degrees 08' 20" West, 300.00 feet to lands now or formerly of the Town of Harrison; thence along said lands,

South 61 degrees 59' 42" East, 687.42 feet to a point; thence

North 3 degrees 08' 15" East, 821.23 feet to a point; thence

South 48 degrees 08' 15" West, 372.87 feet to a point; thence

North 86 degrees 51' 45" West, 291.97 feet to a point; thence

North 61 degrees 59' 42" West, 74.98 feet to the point or place of beginning.

Subject to and together with reciprocal easements of ingress and egress recorded on December 26, 1978 in Liber 7526 cp 785 in the Westchester County Clerk's Office, Division of Land Records.

ORIGINAL

CHICAGO TITLE INSURANCE COMPANY

SCHEDULE A DESCRIPTION

Title No.: 3704-00937

PARCEL B:

All that certain tract, piece, parcel of land, situate, lying and being in the Village and Town of Harrison, Westchester County and State of New York, bounded and described as follows:

Beginning at a point formed by the intersection of the southerly side of Union

Avenue and the easterly side of Mamronneck Avenue and in a southerly direction;

South 3 degrees 08' 15" West, 755.26 feet

South 3 degrees 08' 20" West, 674.85 feet to the Point of place of beginning,

the following courses and distances:

South 61 degrees 59' 42" East, 687.42 feet;

North 3 degrees 08' 15" East, 695.8 feet;

South 58 degrees 32' 00" East, 76.82 feet;

South 58 degrees 02' 00" East, 132.06 feet;

South 58 degrees 22' 20" East, 85.83 feet;

South 59 degrees 51' 45" East, 11.46 feet;

South 77 degrees 09' 30" East, 32.01 feet;

South 78 degrees 59' 50" East, 57.07 feet;

South 77 degrees 37' 18" East, 56.02 feet;

South 82 degrees 48' 45" East, 39.27 feet;

South 77 degrees 27' 50" East, 67.40 feet;

South 75 degrees 22' 15" East, 62.30 feet;

South 74 degrees 11' 00" East, 90.55 feet;

South 75 degrees 07' 20" East, 114.33 feet, to land now or late of Thomas M.

Butler and wife;

thence along said land of Butler and another stone wall; the following courses and distances:

South 40 degrees 30' 20" West, 67.73 feet;

South 42 degrees 17' 03" West, 87.16 feet;

South 77 degrees 59' 54" West, 35.77 feet;

South 88 degrees 44' 00" West, 33.03 feet;

South 23 degrees 20' 08" West, 77.95 feet;

South 28 degrees 15' 16" West, 50.21 feet;

South 38 degrees 38' 58" West, 17.00 feet;

South 44 degrees 16' 33" West, 157.81 feet;

South 59 degrees 33' 16" West, 64.10 feet;

South 32 degrees 02' 14" West, 126.34 feet, to land now or late of Forsythe

Wright-Co;

thence along said land now or late of Gail Gardner and another stone wall, the following courses and distances:

South 82 degrees 29' 40" West, 155.14 feet;

South 84 degrees 13' 50" West, 182.42 feet;

South 54 degrees 31' 00" West, 41.19 feet;

South 72 degrees 25' 00" West, 37.21 feet;

North 80 degrees 08' 30" West, 35.86 feet;

North 68 degrees 31' 10" West, 39.85 feet;

South 82 degrees 44' 10" West, 68.85 feet;

South 83 degrees 25' 20" West, 129.19 feet;

South 83 degrees 39' 50" West, 216.60 feet;

North 81 degrees 27' 50" West, 125.97 feet;

LEBALA

CHICAGO TITLE INSURANCE COMPANY

SCHEDULE A DESCRIPTION

Title No.: 3704-00937

North 82 degrees 44' 50" West, 97.31 feet, to the easterly side of Mamoreneck Avenue, and thence along said easterly side of Mamareneck Avenue, North 8 degrees 03' 20" East, 235.37 feet, still along said easterly side of Mamareneck Avenue in a curve having a radius of 2915.00 feet, a length of 250.14 feet to the Point or place of beginning.

YVORT

CHICAGO TITLE INSURANCE COMPANY

SCHEDULE A DESCRIPTION

Title No.: 3704-00937

PARCEL C:

All that certain plot, piece, or parcel of land, situate, lying, and being in the Village and Town of Harrison, County of Westchester and State of New York, bounded and described as follows:

Beginning at a point on the new westerly side of Winfield Avenue as so widened, said point of beginning being formed by the intersection of the new westerly side of Winfield Avenue, with the division line between land now or formerly of Helen H. Rogers, land now or formerly of Gail Gardner, said point of beginning being the northeasterly corner of land conveyed by Gail Gardner to John H. Rogers by deed dated September 29, 1937 in Liber 3622 of conveyances page 184; thence running northwesterly and along said land of Helen H. Rogers and described in Liber 3622 of conveyances page 184, said boundary at all times being 25 feet, distant southerly from the northerly boundary of property of Gail Gardner, the following courses and distances:

North 53 degrees 18' 50" West, 283.35 feet;

North 63 degrees 43' 29" West, 255.15 feet;

North 62 degrees 49' 03" West, 13.22 feet to a corner;

thence running southwesterly and still along said land of Helen H. Rogers, South 34 degrees 31' 20" West, 365.57 feet to land now or formerly of Vera Kineon;

thence running westerly and along said land of Vera Kinson and along land now or formerly of Harmon S. Auguste, the following courses and distances:

North 73 degrees 09' 20" West, 46.55 feet;

North 73 degrees 45' 10" West, 287.23 feet;

North 73 degrees 53' 00" West, 103.08 feet;

South 78 degrees 49' 00" West, 408.68 feet;

South 79 degrees 49' 20" West, 131.02 feet; and

South 80 degrees 20' 10" West, 210.22 feet, to a corner;

thence running northwesterly and westerly and still along said land of Harmon S. Auguste and along land now or formerly of Eckley, the following courses and distances:

North 21 degrees 57' 00" West, 48.57 feet;

North 00 degrees 47' 10" West, 25.97 feet;

North 10 degrees 15' 50" West, 189.28 feet;

North 25 degrees 54' 20" East, 13.09 feet; and

North 82 degrees 00' 00" West, 158.59 feet; to the easterly side of Mamaroneck Avenue;

thence running northerly and along said easterly side of Mamaroneck Avenue, North 08 degrees 03' 30" East, 200.00 feet, to the land now or formerly of David Levy;

thence easterly and southeasterly along said land of David Levy and along land now or formerly of Sarah Patrick, the following courses and distances:

South 82 degrees 44' 50" East, 97.31 feet;

South 81 degrees 27' 50" East, 125.97 feet;

North 83 degrees 39' 50" East, 216.60 feet;

North 83 degrees 25' 20" East, 129.19 feet;

North 82 degrees 44' 10" East, 68.85 feet;

South 68 degrees 31' 10" East, 39.85 feet;

South 80 degrees 08' 30" East, 35.86 feet;

North 72 degrees 25' 00" East, 37.21 feet;

LEGAL

CHICAGO TITLE INSURANCE COMPANY

SCHEDULE A DESCRIPTION

Title No.: 3704-00937

North 54 degrees 31' 00" East, 41.19 feet;
North 84 degrees 13' 50" East, 182.42 feet;
North 82 degrees 29' 40" East, 155.14 feet;
South 63 degrees 36' 04" East, 220.55 feet;
South 64 degrees 26' 20" East, 101.07 feet;
South 59 degrees 59' 00" East, 20.13 feet;
South 63 degrees 39' 55" East, 40.06 feet;
South 62 degrees 49' 03" East, 123.24 feet;
South 63 degrees 43' 29" East, 257.23 feet; and
South 53 degrees 18' 50" East, 275.42 feet, to the westerly side of Winfield Avenue;

Running thence Southwesterly along same on a curve to the left having a radius of 1050 feet, for a distance of 27 feet to the Point of place of beginning.

LEGAL

CHICAGO TITLE INSURANCE COMPANY

SCHEDULE A DESCRIPTION

Title No.: 3704-00937

PERIMETER DESCRIPTION

ALL that certain plot, piece, or parcel of land, situate, lying, and being in the Village of Harrison, County of Westchester and State of New York, being more particularly bounded and described as follows:

beginning at a point on the easterly side of Mamaroneck Avenue, distant 1130.11 feet southerly as measured along same, from its intersection with the southerly side of Union Avenue;

thence South 61 degrees 59' 42" East, 74.98 feet;

South 86 degrees 51' 45" East, 291.97 feet;

North 48 degrees 08' 15" East, 372.87 feet, to lands known as Resubdivision Map of a portion of Pleasant Ridge Heights Map No. 7787;

running thence along said last mentioned lands, the following courses and distances:

South 03 degrees 08' 15" West, 125.43 feet;

South 58 degrees 32' 00" East, 76.82 feet;

South 58 degrees 02' 00" East, 132.06 feet;

South 58 degrees 22' 20" East, 85.83 feet;

South 59 degrees 51' 45" East, 11.46 feet;

South 77 degrees 09' 30" East, 32.01 feet;

South 78 degrees 59' 50" East, 57.07 feet;

South 77 degrees 37' 10" East, 56.02 feet;

South 82 degrees 48' 45" East, 39.27 feet;

South 77 degrees 27' 50" East, 67.40 feet;

South 75 degrees 22' 15" East, 62.30 feet;

South 74 degrees 11' 00" East 90.55 feet;

South 75 degrees 07' 20" East, 114.39 feet; to lands now or formerly of Renee R. Landau;

running thence along said last mentioned lands, South 40 degrees 30' 20" West, 67.73 feet and South 42 degrees 17' 03" West, 87.15 feet, to lands now or formerly of Josephine Birnbaum;

running thence along said last mentioned lands, the following courses and distances:

South 77degrees 59' 54" West, 35.77 feet;

North 88 degrees 44' 00" West, 33.03 feet;

South 23 degrees 20' 08" West, 77.95 feet;

South 28 degrees 15' 16" West, 50.21 feet;

South 38 degrees 38' 58" West, 17.00 feet;

South 44 degrees 16' 33" West, 157.81 feet;

South 59 degrees 33' 16" East, 64.10 feet;

South 32 degrees 02' 14" West, 126.34 feet;

South 63 degrees 36' 04" East, 220.55 feet;

South 64 degrees 26' 20" East, 101.07 feet;

South 59 degrees 59' 00" East, 20.13 feet;

South 63 degrees 39' 55" East, 40.06 feet;

South 62 degrees 49' 03" East, 123.24 feet;

South 63 degrees 43' 29" East, 257.23 feet;

South 53 degrees 18' 50" East, 275.42 feet, to the westerly side of Winfield Avenue; running thence along said westerly side of Winfield Avenue in a southerly direction on a curve to the left having a radius of 1050 feet, a

CHICAGO TITLE INSURANCE COMPANY

SCHEDULE A DESCRIPTION

Title No.: 3704-00937

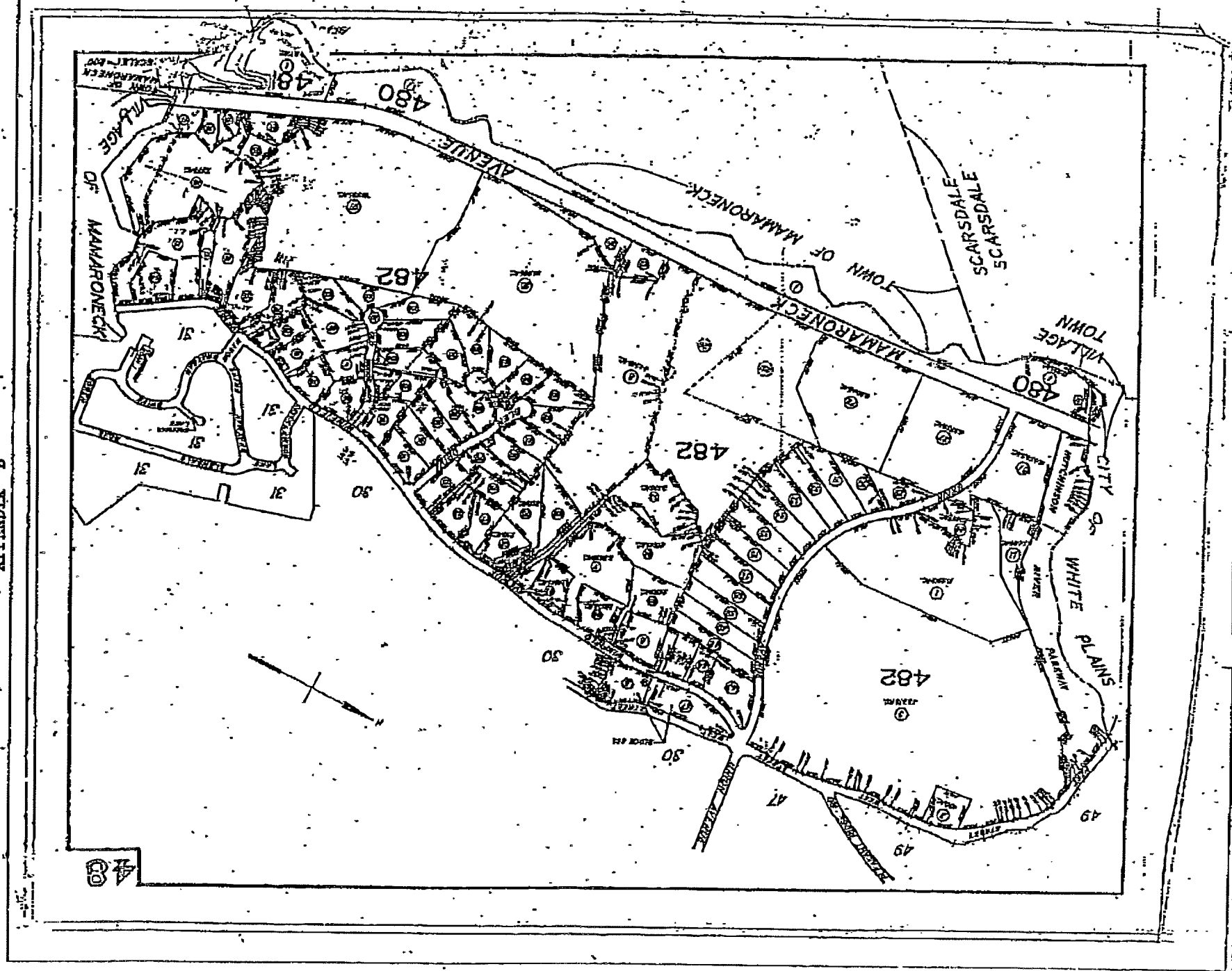
distance of 27 feet to lands now or formerly of Elizabeth G. Brooks; running thence along said last mentioned lands the following courses and distances:

North 53 degrees 18' 50" West, 283.35 feet;
North 63 degrees 43' 29" West, 255.15 feet;
North 62 degrees 49' 03" West, 13.22 feet;
South 34 degrees 31' 20" West, 365.57 feet, to lands known as Subdivision Map of Winfield Area County Clerk Map No. 16632;
running thence along said last mentioned lands, North 73 degrees 09' 20" West, 46.55 feet;
North 73 degrees 45' 10" West, 287.23 feet;
North 73 degrees 53' 00" West, 103.08 feet, to lands now or formerly of Prudential Insurance Company of America,
running thence along said last mentioned lands, South 78 degrees 49' West 408.68 feet;
South 79 degrees 49' 20" West, 121.02 feet;
South 80 degrees 20' 10" West, 230.22 feet;
North 21 degrees 57' 00" West, 48.57 feet; to lands now or formerly of J. Russell Cluns;
Running thence along said last mentioned lands, the following courses and distances:
North 00 degrees 47' 10" East, 25.97 feet;
North 10 degrees 15' 50" West, 189.28 feet;
North 25 degrees 54' 20" East, 13.09 feet;
North 82 degrees 00' 00" West, 158.59 feet, to the easterly side of Mamaroneck Avenue; running thence along said easterly side of Mamaroneck Avenue, North 8 degrees 03' 20" East, 435.37 feet;
thence in a northerly direction on a curve to the left having a radius of 2915 feet, a distance of 250.14 feet;
thence North 3 degrees 08' 20" East, 300 feet to the Point of Place of beginning.

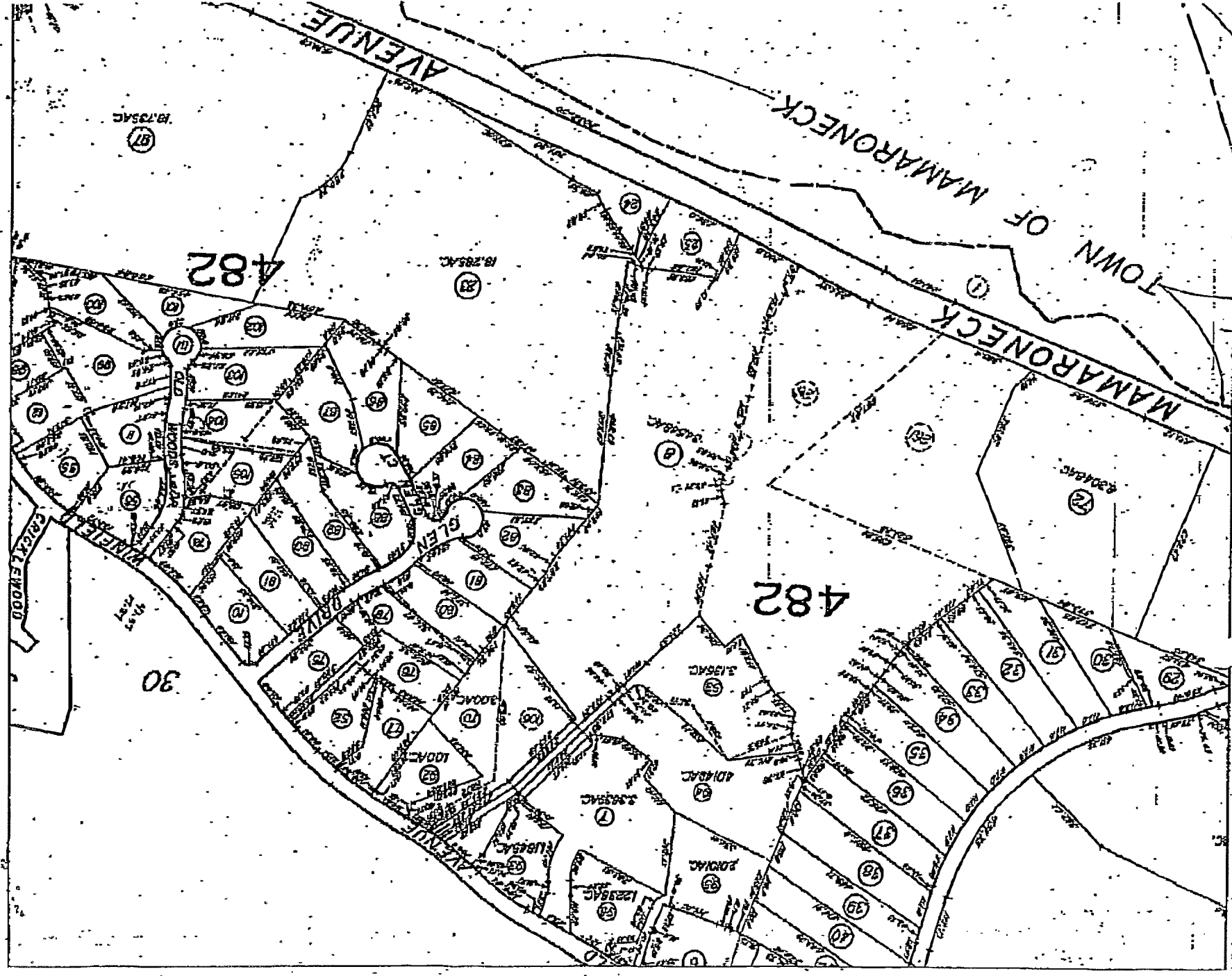
Subject and together with reciprocal easement of ingress and egress recorded on December 26, 1978 in Liber 7526 page 785 in the Westchester County Clerk's Office, Division of Land Records.

Together with all right, title and interest of, in and to any streets and roads, abutting the above described premises. Our policies of title insurance include such buildings and improvements thereon which by law constitute real property, unless specifically excepted therein.

APPENDIX "B"



Westchester, NY 2004-2005 - 2800-000-010-0000-2-001-0001, Sheet 1 of 1



Westchester, NY 2004-2005 - 2890-000-000-00482-000-0008, Sheet 1 of 4

APPENDIX C

Use Classification "SB-1" includes the following as permitted uses: Public library, police station, fire station, Town Hall or municipal service building; Professional and business offices and financial institutions; Scientific research, excluding manufacturing of products for sale; Customary accessory uses incidental to a permitted use on the premises; Private off-street parking pursuant to Article VI; Signs pursuant to Article VIII. User Classification "SB-1" includes the following special exception uses: Residential community facilities - church, synagogue or similar place of worship, parish house or rectory; General community facilities; Health maintenance, rehabilitation and fitness centers; Planned office park; Secretarial, business, trade or similar schools; Telephone exchange; Private parking garage pursuant to Article VII; Retail service or wholesale trade only incidental activity to a permitted use. Use Classification "SB-1" prohibits the following uses: Residential uses - 1-family detached dwelling, 2-family detached dwelling, Multiple dwelling, dwelling units over first-floor nonresidential uses; Non-profit clubs, fraternal social, educational or philanthropic organizations; Public passenger transportation station or terminal; automobile or boat salesroom, outdoor sales area or repair garage; automobile service stations; bowling alley, billiard parlor and similar indoor recreation use; cabaret; cleaning establishments; day care center; eating establishment - drive-in open front or curb service; executive learning center, corporate management training facility; food-processing shop; guest facilities; hotel/motel; job printing; newspaper establishment; nursing home; public parking garage; public off-street parking; restaurants; retail service establishments; retail stores; undertaker's establishment. All unlisted uses are prohibited.

WESTCHESTER COUNTY CLERK RECORDING SHEET

110 Dr. Marlin Luther King, Jr. Boulevard White Plains, NY 10601

THIS FORM MUST BE COMPLETED AND SUBMITTED WITH EACH DOCUMENT

This page is part of the instrument; the County Clerk will rely on the information provided on this page for purposes of indexing this document.
To the best of the submitter's knowledge the information contained on this Recording Sheet is consistent with the information contained in the attached document.

SUBMITTER INFORMATION: Title Number: _____

Company: Keane & Beane, P.C.

Address: 445 Hamilton Avenue -15th Floor

City White Plains State: NY Zip: 10601 Telephone: (914) 948-4777

Attention: Joel M. Sachs, Esq.

| | | | |
|--|---------------------------|---|--|
| Document type: C&R | # of pages - 15 | Mortgage Amount On page _____ of document \$ _____ | Dwelling Type: For Mortgage Only On page _____ of document <input type="checkbox"/> 1 to 2 family <input type="checkbox"/> 1 to 6 family <input type="checkbox"/> Not 1 to 6 family |
| 1st party name(s) (i.e. grantor/mortgagor) On page 1 _____ of document 500 Mamaroneck Avenue L.P. and Viviane Paris, LLC | | OR Consideration/Conveyance Amt: \$ <u>0.00</u> | |
| Check if submitted: <input type="checkbox"/> RP-5217 - <input type="checkbox"/> 575 <input type="checkbox"/> 5165 <input checked="" type="checkbox"/> TP-584 - Type of property conveyed [1 through 8] p _____ <input type="checkbox"/> TP-584.1 <input type="checkbox"/> FT-2663 | | | |
| 2nd party name(s) (i.e. grantee/mortgagee) On page 1 _____ of document New York State Department of Environmental Conservation | | TAXES PAID: Mortgage Tax \$ _____ Amount _____ Transfer Tax \$ _____ Manation Tax \$ _____ | |
| Tax designation (Section, Block & Lot) On page 1 _____ of document Block: 4B2, Lots 8-26 and 26.1 | | RECORDING FEES PAID: Amount _____ \$ 87.00 Reference # or Check # 48640 | |

City (ies) or Town(s) for Property Description
On page 1 _____ of document
Town of Harrison

MORTGAGE TAX AFFIDAVITS SUBMITTED:
 252 255 280 Other: _____
 253 260 339-ee _____

Cross Referenced(s): _____ On page _____ of document

Property Description - If required, check the one contained within the document.
 Metes & bounds
 Lot number on map filed in the Office of the County Clerk
 Refer to deed recorded in the Office of the County Clerk

Record and Return To:
Rosalie K. Rusinke, Esq.
NYS Dept. of Environmental Conservation
Division of Environmental Enforcement
200 White Plains Road, 5th Floor
Tarrytown, New York 10591

PH 3-33
COUNTY CLERK



461090156DLR1

Control Number
461090156

Instrument Type
DLR



WESTCHESTER COUNTY RECORDING AND ENDORSEMENT PAGE
(THIS PAGE FORMS PART OF THE INSTRUMENT)
*** DO NOT REMOVE ***

THE FOLLOWING INSTRUMENT WAS ENDORSED FOR THE RECORD AS FOLLOWS:
TYPE OF INSTRUMENT; DLR - DECLARATION
FEE PAGES: 17 TOTAL PAGES: 17

| RECORDING FEES | |
|------------------------|----------------|
| STATUTORY CHARGE | \$6.00 |
| RECORDING CHARGE | \$51.00 |
| RECORD MGT. FUND | \$19.00 |
| RP 5217 | \$0.00 |
| TP-584 | \$5.00 |
| CROSS REFERENCE | \$0.00 |
| MISCELLANEOUS | \$0.00 |
| TOTAL FEES PAID | \$81.00 |

| MORTGAGE TAXES | |
|-------------------|---------------|
| MORTGAGE DATE | \$0.00 |
| MORTGAGE AMOUNT | |
| EXEMPT | |
| COUNTY TAX | \$0.00 |
| YONKERS TAX | \$0.00 |
| BASIC | \$0.00 |
| ADDITIONAL | \$0.00 |
| MTA | \$0.00 |
| SPECIAL | \$0.00 |
| TOTAL PAID | \$0.00 |

| TRANSFER TAXES | |
|----------------|--------|
| CONSIDERATION | \$0.00 |
| TAX PAID | \$0.00 |
| TRANSFER TAX # | 12240 |

SERIAL NUMBER:
DWELLING:

RECORDING DATE: 5/4/2006
TIME: 15:18:00

THE PROPERTY IS SITUATED IN
WESTCHESTER COUNTY, NEW YORK IN THE:
TOWN OF HARRISON

WITNESS MY HAND AND OFFICIAL SEAL

Timothy C. Idoni
TIMOTHY C. IDONI
WESTCHESTER COUNTY CLERK

Record & Return to:
NY DEPT OF ENVIRONMENTAL ENFORCI
200 WHITE PLAINS RD 5TH FLOOR
TARRYTOWN, NY 10591