

## VIII. ECONOMIC ACTIVITY AND BUSINESS DEVELOPMENT

### C. LAND, CONSTRUCTION AND DESIGN OF PHYSICAL PLANT

#### 2. OWNERSHIP OF LAND

*Submit as Exhibit VIII. C.2.a. a description of all ownership interests in the land for the past twenty (20) years, including all easements, options, encumbrances, and other interests in the property.*

On April 2, 2014, PPE Casino Resorts NY, LLC (which owns a 50% interest in the Applicant), as Purchaser, entered into two Purchase and Sales Contracts, one contract with Infinity Holdings Northeast, LLC for Parcel 1 (the 84.40 acre parcel with an address of 4-14 Fairway Drive, Village of South Blooming Grove, New York) and one contract with Rieger Construction, Inc. for Parcel 2 (the adjacent 40 acre parcel). Both contracts were assigned and assumed by the Applicant as of April 25, 2014.

Parcel 1 is presently owned in fee simple by Infinity Holdings Northeast, LLC. Infinity Holdings Northeast, LLC acquired Parcel 1 on December 31, 2009 from David Plotkin. David Plotkin acquired the fee simple interest in Parcel 1 on March 1, 1991.

Parcel 1 contains three month to month tenants that will be terminated prior to the acquisition of Parcel 1 by the Applicant. Parcel 1 is encumbered by the following:

1. Temporary Construction and Permanent Utility Easement Agreement dated December 12, 2012 and recorded February 26, 2014 at Liber 13721, Page 267.
2. Utility Easements dated November 20, 1926 and recorded November 23, 1926 in Liber 670, Page 192 and Liber 670, Page 193.
3. Any dedication of lands for road purposes described in Indenture dated June 7, 1929 and recorded June 11, 1929 in Liber 697, Page 393.
4. A burial grounds and rights of way to reach same as recited in a certain Deed dated December 20, 1949 and recorded December 22, 1949 in Liber 1145, Page 133.

Parcel 2 is presently owned in fee simple by Rieger Construction Inc. Rieger Construction Inc. acquired Parcel 1 on January 30, 1974 from M. Jerome Rieger.

Parcel 2 is unoccupied unimproved land. Parcel 2 is encumbered by the following

1. Temporary Construction and Permanent Utility Easement Agreement dated December 12, 2012 and recorded February 26, 2014 at Liber 13721, Page 267.

2. Utility Easements dated November 20, 1926 and recorded November 23, 1926 in Liber 670, Page 192 and Liber 670, Page 193.
3. Any dedication of lands for road purposes described in Indenture dated June 7, 1929 and recorded June 11, 1929 in Liber 697, Page 393.