

AFFIDAVIT

Frederick E. Parola, being duly sworn, deposes and says:

1. That he resides in the Town of Hempstead, New York, and is the duly appointed Executive Director and Chief Executive Officer of the Town of Hempstead Local Development Corporation, a corporate governmental agency duly organized and validly existing under the laws of the State of New York, having its principal office at 350 Front Street, 2nd Floor, Hempstead, New York 11550 (the “**Issuer**”).

2. That Circulo Real Property Holding Corporation (the “**Institution**”), is granting a mortgage to the Issuer pursuant to a Mortgage and Security Agreement, dated as of August 1, 2019 (the “**Mortgage**”), from the Institution to the Issuer, securing a principal amount of \$14,540,000 which Mortgage is intended to be recorded in the Nassau County Clerk’s Office.

3. That as further security for the payment of the sums due or to become due upon the Mortgage, the Issuer has executed and delivered to the UMB Bank, N.A., as trustee (the “**Trustee**”), a certain Assignment of Mortgage and Security Agreement, dated August 8, 2019 (the “**Assignment of Mortgage**”), from the Issuer to the Trustee, pursuant to which the Issuer has assigned to the Trustee substantially all of its rights (except for certain Unassigned Rights) under the Mortgage, which Assignment of Mortgage is intended to be recorded in the Nassau County Clerk’s Office immediately after the recording of the above-listed mortgage.

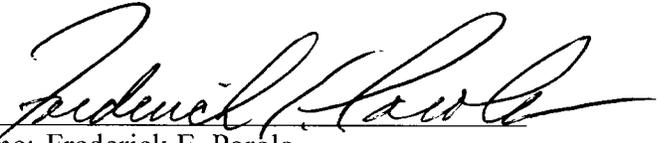
4. That in said Mortgage, and elsewhere, the Issuer covenants that it will record or cause the Mortgage and the Assignment to be recorded in all offices where recordation thereof is necessary.

5. That the Assignment of Mortgage is given solely for the purpose of further securing the same principal indebtedness and/or the unpaid balance thereof, to-wit: \$14,540,000, which under any contingency may be secured by the Mortgage.

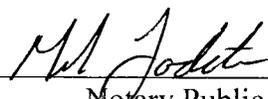
6. That pursuant to the New York State Department of Taxation and Finance, Taxpayer Service Division, Technical Services Bureau’s Advisory Opinion dated December 22, 1995, Petition No. M950802C, the recording of mortgages of not-for-profit corporations incorporated under Section 1411 of the Not-for-Profit Corporation Law is exempt from the mortgage recording tax imposed by Article 11 of the Tax Law.

THEREFORE, deponent respectfully requests that the Mortgage and the Assignment be recorded without the imposition of any mortgage recording tax.

**TOWN OF HEMPSTEAD LOCAL
DEVELOPMENT CORPORATION**

By: 
Name: Frederick E. Parola
Title: Executive Director and Chief Executive Officer

Subscribed and sworn to before me
this the 7th day of August, 2019.



Notary Public

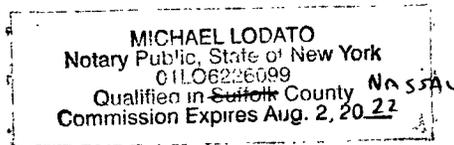


EXHIBIT A

LEGAL DESCRIPTION OF REAL PROPERTY

ALL that certain plot, piece or parcel of land with the buildings and improvements thereon erected, situate, lying and being in the Incorporated Village of Hempstead, Town of Hempstead, County of Nassau and State of New York, bounded and described as follows:

BEGINNING at the corner formed by the intersection of the northerly side of Sycamore Avenue with the easterly side of Peninsula Boulevard;

RUNNING THENCE northerly and along the easterly side of Peninsula Boulevard the following 2 courses and distances:

1. North 9 degrees 30 minutes 11 seconds west, 53.95 feet;
2. North 17 degrees 04 minutes 45 seconds east, 152.15 feet to the corner of the easterly side of Peninsula Boulevard with the southerly side of Linden Avenue;

THENCE south 72 degrees 01 minutes 41 seconds east and along the southerly side of Linden Avenue, 173.26 feet;

THENCE south 17 degrees 58 minutes 19 seconds west, 100.00 feet;

THENCE south 72 degrees 01 minute 41 seconds east, 104.00 feet;

THENCE south 17 degrees 58 minutes 13 seconds west, 100.00 feet to the northerly side of Sycamore Avenue;

THENCE north 72 degrees 01 minutes 41 seconds west and along the northerly side of Sycamore Avenue, 250.00 feet to the corner first mentioned and the point or place of **BEGINNING**.

TOGETHER with the right, title and interest, if any, of the party of the first part, in and to any streets and roads abutting the above described premises, to the center line thereof.

For Information Only:

134 Linden Avenue, Hempstead, NY 11550

Section: 34 Block: 380 Lots: 328 and 329

and

605 Peninsula Boulevard, Hempstead, NY 11550

Section: 34 Block: 380 Lots: 256, 454-455, 464, 467 and 470