

BILL TEXT:

**STATE OF NEW
YORK**

6213

2007-2008 Regular Sessions

IN SENATE

June 13, 2007

Introduced by Sen. SALAND -- read twice and ordered printed,
and when

printed to be committed to the Committee on Rules

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

**The People of the State of New York, represented in Senate
and Assem-**

bly, do enact as follows:

1 Section 1. Paragraph (a) of subdivision 1 of section 101 of
the alco-

2 holic beverage control law, as separately amended by
chapters 105 and

3 407 of the laws of 2002, 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

EXPLANATION--Matter in ***italics*** (underscored) is new; matter in brackets

[-] is old law to be omitted.

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1 a point in the northerly line of village lot nine where it meets with
2 South Main Street, thence south sixty-nine degrees fifty-four minutes
3 west a distance of nine hundred sixteen and twenty-three hundredths feet
4 to an iron pin; thence in the same course a distance of fourteen feet to
5 an iron pin; thence in the same course a distance of fourteen and four-
6 tenths feet to a point; thence south fifteen degrees thirty-eight
7 minutes and forty seconds east a distance of four hundred forty-six and
8 eighty-seven hundredths feet to a point; thence south twenty-eight
9 degrees thirty-seven minutes and fifty seconds east a distance of one
10 hundred thirteen and eighty-four hundredths feet to a point; thence

11 south eighty-five degrees and forty-seven minutes east a
distance of
12 forty-seven and sixty-one hundredths feet to an iron pin;
thence on the
13 same course a distance of three hundred and sixty-five feet
to an iron
14 pin; thence north seventeen degrees twenty-one minutes and ten
seconds
15 east a distance of four hundred fifty-seven and thirty-two
hundredths
16 feet to an iron pin; thence north nineteen degrees and thirty
minutes
17 west a distance of two hundred and forty-eight feet to a
point; thence
18 north sixty-nine degrees and fifty-four minutes east a distance
of two
19 hundred eighty-four and twenty-six hundredths feet to a
point; thence
20 north nineteen degrees and thirty minutes west a distance of
sixty feet
21 to the point and place of beginning, provided that such
facility main-
22 tains not less than one hundred twenty rooms and suites for
overnight
23 lodging, (iii) any such premises or business constituting the
overnight
24 lodging facility located wholly within the boundaries of that
tract or
25 parcel of land situated in the borough of Manhattan, city and
county of
26 New York, beginning at a point on the northerly side of
west fifty-
27 fourth street at a point one hundred feet easterly from the
intersection
28 of the said northerly side of west fifty-fourth street and the
easterly
29 side of seventh avenue; running thence northerly and parallel
with the
30 easterly side of seventh avenue one hundred feet five
inches to the
31 center line of the block; running thence easterly and parallel
with the
32 northerly side of west fifty-fourth street and along the
center line of
33 the block fifty feet to a point; running thence northerly and
parallel
34 with the easterly side of seventh avenue one hundred feet five
inches to
35 the southerly side of west fifty-fifth street at a point
distant one
36 hundred fifty feet easterly from the intersection of the said
southerly
37 side of west fifty-fifth street and the easterly side of
seventh avenue;
38 running thence easterly along the southerly side of west
fifty-fifth

39 street thirty-one feet three inches to a point; running thence southerly
40 and parallel with the easterly side of the seventh avenue one hundred
41 feet five inches to the center line of the block; running thence easter-
42 ly along the center line of the block and parallel with the southerly
43 side of west fifty-fifth street, one hundred feet; running thence north-
44 erly and parallel with the easterly side of seventh avenue one hundred
45 feet five inches to the southerly side of west fifty-fifth street;
46 running thence easterly along the southerly side of west fifty-fifth
47 street twenty-one feet ten and one-half inches to a point; running
48 thence southerly and parallel with the easterly side of seventh avenue
49 one hundred feet five inches to the center line of the block; running
50 thence westerly along the center line of the block and parallel with the
51 northerly side of west fifty-fourth street three feet one and one-half
52 inches; running thence southerly and parallel with the easterly side of
53 seventh avenue one hundred feet five inches to the northerly side of
54 west fifty-fourth street at a point distant three hundred feet easterly
55 from the intersection of the said northerly side of west fifty-fourth
56 street and the easterly side of seventh avenue; running thence westerly

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1 and along the northerly side of west fifty-fourth street two hundred
2 feet to the point or place of beginning, provided that such facility
3 maintains not less than four hundred guest rooms and suites for over-
4 night lodging, (iv) any such premises or business located on that tract
5 or parcel of land, or any subdivision thereof, situate in the Village of
6 Lake Placid, Town of North Elba, Essex County, New York; it being also a
7 part of Lot No. 279, Township No. 11, Old Military Tract, Richard's
8 Survey; it being also all of Lot No. 23 and part of Lot No. 22 as shown
9 and designated on a certain map entitled "Map of Building Sites for Sale

10 by B.R. Brewster" made by G.T. Chellis C.E. in 1892; also
being PARCEL
11 No. 1 on a certain map of lands of Robert J. Mahoney and
wife made by
12 G.C. Sylvester, P.E. & L.S. # 21300, dated August 4, 1964,
and filed
13 in the Essex County Clerk's Office on August 27, 1964, and
more partic-
14 ularly bounded and described as follows; BEGINNING at the
intersection
15 of the northerly bounds of Shore Drive (formerly Mirror Street)
with the
16 westerly bounds of Park Place (formerly Rider Street) which
point is
17 also the northeast corner of Lot No. 23, from thence South
21°50' East
18 in the westerly bounds of Park Place a distance of 119
feet, more or
19 less, to a lead plug in the edge of the sidewalk marking the
southeast
20 corner of Lot No. 23 and the northeast corner of Lot No. 24;
from thence
21 South 68°00'50" West a distance of 50.05 feet to an iron
pipe set in
22 concrete at the corner of Lots 23 and 22; from thence South
65°10'50"
23 West a distance of 7.94 feet along the south line of Lot No.
22 to an
24 iron pipe for a corner; from thence North 23°21'40" West and
at 17.84
25 feet along said line passing over a drill hole in a concrete
sidewalk,
26 and at 68.04 feet further along said line passing over an iron
pipe at
27 the southerly edge of another sidewalk, and at 1.22 feet
further along
28 said line passing over another drill hole in a sidewalk,
a total
29 distance of 119 feet, more or less, to the northerly line of
Lot. No.
30 22; from thence easterly in the northerly line of Lot 22 and 23
to the
31 northeast corner of Lot No. 23 and the point of beginning.
Also includ-
32 ing the lands to the center of Shore Drive included between the
norther-
33 ly straight line continuation of the side lines of the above
described
34 parcel, and to the center of Park Place, where they abut
the above
35 described premises SUBJECT to the use thereof for street
purposes. Being
36 the same premises conveyed by Morestuff, Inc. to Madeline
Sellers by
37 deed dated June 30, 1992, recorded in the Essex County Clerk's
Office on

38 July 10, 1992 in Book 1017 of Deeds at Page 318; (v) any such premises

39 or business located on that certain piece or parcel of land, or any

40 subdivision thereof, situate, lying and being in the Town of Platts-

41 burgh, County of Clinton, State of New York and being more particularly

42 bounded and described as follows: Starting at an iron pipe found in the

43 easterly bounds of the highway known as the Old Military Turnpike, said

44 iron pipe being located 910.39 feet southeasterly, as measured along the

45 easterly bounds of said highway, from the southerly bounds of the road-

46 way known as Industrial Parkway West, THENCE running S 31 ° 54' 33" E

47 along the easterly bounds of said Old Military Turnpike Extension,

48 239.88 feet to a point marking the beginning of a curve concave to the

49 west; thence southerly along said curve, having a radius of 987.99 feet,

50 248.12 feet to an iron pipe found marking the point of beginning for the

51 parcel herein being described, said point also marked the southerly

52 corner of lands of Larry Garrow, et al, as described in Book 938 of

53 Deeds at page 224; thence N 07° 45' 4" E along the easterly bounds of

54 said Garrow, 748.16 feet to a 3"x4" concrete monument marking the

55 northeasterly corner of said Garrow, the northwesterly corner of the

56 parcel herein being described and said monument also marking the south-

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1 erly bounds of lands of Salerno Plastic Corp. as described in Book 926

2 of Deeds at Page 186; thence S 81° 45' 28" E along a portion of the

3 southerly bounds of said Salerno Plastic Corp., 441.32 feet to an iron

4 pin found marking the northeasterly corner of the parcel herein being

5 described and also marking the northwest corner of the remaining lands

6 now or formerly owned by said Marx and Delaura; thence S 07° 45' 40" W

7 along the Westerly bounds of lands now of formerly of said Marx and

8 DeLaura and along the easterly bounds of the parcel herein being

9 described, 560.49 feet to an iron pin; thence N 83° 43' 21" W
along a
10 portion of the remaining lands of said Marx and DeLaura,
41.51 feet to
11 an iron pin; thence S 08° 31' 30" W, along a portion of the
remaining
12 lands of said Marx and DeLaura, 75.01 feet to an iron
pin marking
13 northeasterly corner of lands currently owned by the Joint
Council for
14 Economic Opportunity of Plattsburgh and Clinton County,
Inc. as
15 described in Book 963 of Deeds at Page 313; thence N 82° 20'
32" W along
16 a portion of the northerly bounds of said J.C.E.O., 173.50
feet to an
17 iron pin; thence 61° 21' 12" W, continuing along a portion of
the north-
18 erly bounds of said J.C.E.O., 134.14 feet to an iron pin;
thence S 07°
19 45' 42" W along the westerly bounds of said J.C.E.O., 50 feet
to an iron
20 pin; thence S 66° 48' 56" W along a portion of the northerly
bounds of
21 remaining lands of said Marx and DeLaura, 100.00 feet to an
iron pipe
22 found on the easterly bounds of the aforesaid highway, said
from pipe
23 also being located on a curve concave to the west; thence
running and
24 running northerly along the easterly bounds of the aforesaid
highway and
25 being along said curve, with the curve having a radius of
987.93 feet,
26 60.00 feet to the point of beginning and containing 6.905 acres
of land.
27 Being the same premises as conveyed to Ronald Marx and
Alice Marx by
28 deed of CIT Small Business Lending Corp., as agent of the
administrator,
29 U.S. Small Business Administration, an agency of the
United States
30 Government dated September 10, 2001 and recorded in the
office of the
31 Clinton County Clerk on September 21, 2001 as Instrument
#135020; [~~or~~]
32 (vi) any such premises or business located in the Town of
Hyde Park,
33 County of Dutchess and State of New York, known and designated
as Lot
34 No. 1 shown on a map entitled "Subdivision for Piney"
filed in the
35 Dutchess County Clerk's Office as Map No. 8764, being more
particularly
36 bounded and described as follows: BEGINNING at a point on the
easterly

37 line of State Highway Route 9 (also known as Albany Post Road)
at the
38 northwest corner of the herein described parcel and the
southwest corner
39 of the lands now or formerly of Friendly Ice Cream Corp.;
thence along
40 the division line between the herein described parcel and
the last
41 mentioned lands; South 77 deg 10' 10" East 310.17 feet to the
northeast
42 corner of the herein described parcel and the southeast corner
of the
43 last mentioned lands at a point on the westerly line of other
lands of
44 Fernando Piney which are designated as Lot No. 1. as shown on
Filed Map
45 5678; thence along the division line between the herein
described parcel
46 and the last described lands of Piney. South 06 deg 34' 20"
West 157.76
47 feet to the southeast corner of the herein described
parcel and the
48 northeast corner of Lot No. 2 as shown on Filed Map No.
8764; thence
49 along the northerly line of Lot No. 2 as shown on the last
mentioned
50 filed map. North 81 deg 25' 42" West 155.26 feet and South 87
deg 45'
51 20" West 155.00 feet to the southwest corner of Lot No. 1 and
the north-
52 west corner of Lot No. 2 at a point on the easterly line of
State High-
53 way Route 9; thence along the easterly line of State Highway
Route 9.
54 North 06 deg 34' 20" East 210.00 feet to the point of
beginning. Being
55 the same premises as conveyed to Anthony Lobianco, Joseph
Lobianco and
56 Carmelo DeCicco by deed of Universal Land Abstract, as
agent of the
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1 grantor, Fernando Piney, dated March 21, 1995 and recorded in
the office
2 of the Dutchess County Clerk on such date as Receipt no.
R12437, Batch
3 record no. A00209; Being the same premises as conveyed to
Angela DeCicco
4 by deed of Schirmer Hrdlicka & Strohsahl, as agent of the
grantor,
5 Carmelo DeCicco, dated November 17, 2003 and recorded in the
office of
6 the Dutchess County Clerk on December 9, 2004 as document
no. 02 2004
7 12028, Receipt no. R98669, Batch record no. C00440;
8 ALL that certain plot, piece or parcel of land with the
buildings and

9 improvements thereon erected, situate, lying and being in
10 the Town of
11 Ulster, County of Ulster and the State of New York,
12 bounded and
13 described as follows: BEGINNING at a point on the
14 Northeasterly side of
15 City View Terrace, said point being the Westerly corner of the
16 lands of
17 the State of New York and a Southwesterly corner of the herein
18 described
19 parcel; THENCE from said point of beginning along the
20 Northeasterly side
21 of City View Terrace, North 43 degrees 36 minutes 03
22 seconds West,
23 109.02 feet to a point on the Southeasterly side of Forest
24 Hill Drive;
25 THENCE along the Southeasterly side of Forest Hill Drive the
26 following
27 course and distances, North 16 degrees 32 minutes 34 seconds
28 West, 92.62
29 feet to a point; THENCE North 10 degrees 38 minutes 26
30 seconds East,
31 70.45 feet to a point; THENCE North 35 degrees 53 minutes
32 26 seconds
33 East, 122.45 feet to a point; THENCE North 46 degrees 30
34 minutes 26
35 seconds East, 203.40 feet to a point; THENCE North 62 degrees
36 37 minutes
37 seconds East, 115.94 feet to a point; THENCE North 79
38 degrees 39
39 minutes 26 seconds East, 47.82 feet to a point; THENCE North 45
40 degrees
41 16 minutes 41 seconds East, 63.33 feet to a recovered bar;
42 THENCE along
43 the bounds of lands of now or formerly Skytop Village
44 Associates, L.
45 1916-P. 134, the following courses and distances, South 37
46 degrees 08
47 minutes 02 seconds East, 196.33 feet to a recovered bar; THENCE
48 South 65
49 degrees 47 minutes 02 seconds East, 90.63 feet to a point;
50 THENCE North
51 77 degrees 23 minutes 58 seconds East, 233.85 feet to a
52 recovered bar;
53 THENCE North 85 degrees 29 minutes 58 seconds East, 297.09
54 feet to a
55 recovered bar; THENCE South 63 degrees 30 minutes 02
56 seconds East,
57 108.50 feet to a recovered bar; THENCE along the bounds of
58 lands of now
59 or formerly Robert D. Sabino, L. 1487-P. 397, and along a
60 stone wall,
61 South 32 degrees 24 minutes 04 seconds West, 353.51 feet to
62 a point;
63 THENCE leaving said stone and along the bounds of lands
64 of now or

37 formerly Stanley Amerling, L. 1440-P. 908, South 75 degrees 41
minutes
38 26 seconds West, 264.62 feet to a point; THENCE along the
bounds of
39 lands of Summit Properties, LLC, L. 2856-P. 82, the following
courses
40 and distances, North 41 degrees 29 minutes 34 seconds West,
50.00 feet
41 to a point; THENCE South 71 degrees 10 minutes 26 seconds
West, 89.84
42 feet to a point; THENCE South 59 degrees 51 minutes 26
seconds West,
43 251.72 feet to a point; THENCE South 13 degrees 15 minutes 34
seconds
44 East, 90.20 feet to a point; THENCE along the bounds of
lands of said
45 State of New York, the following courses and distances, North
56 degrees
46 41 minutes 34 seconds West, 168.79 feet to a point; THENCE
North 75
47 degrees 51 minutes 34 seconds West, 254.10 feet to the point
and place
48 of beginning. Being the same premises as conveyed to Skytop
Motel, LLC
49 by deed of Stewart Title, as agent of the grantor, Skytop
Motel, Inc.,
50 dated April 29, 2003 and recorded in the office of the
Ulster County
51 Clerk on June 10, 2003 as document no. 2003-00016207, Receipt
no. 48178,
52 Bk-D VI-3621, pg-171; or (vii) any such premises or business
located on
53 the west side of New York state route 414 in military lots 64
and 75
54 located wholly within the boundaries of that tract or
parcel of land
55 situated in the town of Lodi, county of Seneca beginning at an
iron pin
56 on the assumed west line of New York State Route 414 on the
apparent

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1 north line of lands reputedly of White (lib. 420, page 155);
said iron
2 pin also being northerly a distance of 1200 feet more or less
from the
3 centerline of South Miller Road; Thence leaving the point of
beginning
4 north 85-17'-44" west along said lands of White a distance
of 2915.90
5 feet to an iron pin Thence north 03-52'-48" east along said
lands of
6 White, passing through an iron pin 338.36 feet distant, and
continuing
7 further along that same course a distance of 13.64 feet
farther, the

8 total distance being 352.00 feet to a point in the assumed centerline of
9 Nellie Neal Creek; Thence in generally a north westerly direction the
10 following courses and distances along the assumed centerline of Nellie
11 Neal Creek; north 69-25'-11" west a distance of 189.56 feet to a point;
12 north 63-40'-00" west a distance of 156.00 feet to a point; north
13 49-25'-00" west a distance of 80.00 feet to a point; south 80-21'-00"
14 west a distance of 90.00 feet to a point; north 72-03'-00" west a
15 distance of 566.00 feet to a point; north 68-15'-00" west a distance of
16 506.00 feet to a point; north 55-16'-00" west a distance of 135.00 feet
17 to a point; south 69-18'-00" west a distance of 200.00 feet to a point;
18 south 88-00'-00" west a distance of 170.00 feet to a point on a tie line
19 at or near the high water line of Seneca Lake; Thence north 25-17'-00"
20 east along said tie line a distance of 238.00 feet to an iron pipe;
21 Thence south 82-04'-15" east along lands reputedly of M. Wagner (lib.
22 464, page 133) a distance of 100.00 feet to an iron pin; Thence north
23 06-56'-47" east along said lands of M. Wagner a distance of 100.00 feet
24 to an iron pipe; Thence north 09-34'-28" east along lands reputedly of
25 Schneider (lib. 429, page 37) a distance of 50.10 feet to an iron pipe;
26 Thence north 07-49'-11" east along lands reputedly of Oney (lib. 484,
27 page 24) a distance of 50.00 feet to an iron pipe; Thence north
28 82-29'-40" west along said lands of Oney a distance of 95.30 feet to an
29 iron pipe on a tie line at or near the highwater line of Seneca Lake;
30 Thence north 08-15'-22" east along said tie line a distance of 25.00
31 feet to an iron pin; Thence south 82-28'-00" east along lands reputedly
32 of Yu (lib. 405, page 420) a distance of 96.53 feet to an iron pipe;
33 Thence north 34-36'-59" east along said lands of Yu a distance of 95.00
34 feet to a point in the assumed centerline of Van Liew Creek; Thence in
35 generally an easterly direction the following courses and distances

36 along the assumed centerline of Van Liew Creek; north 72-46'-
37" east a
37 distance of 159.98 feet to a point; north 87-53'-00" east a
distance of
38 94.00 feet to a point; south 71-12'-00" east a distance of
52.00 feet to
39 a point; south 84-10'-00" east a distance of 158.00 feet to
a point;
40 south 59-51'-00" east a distance of 160.00 feet to a
point; south
41 83-29'-00" east a distance of 187.00 feet to a point;
Thence north
42 01-33'-40" east along lands reputedly of Hansen (lib. 515,
page 205)
43 passing through an iron pipe 32.62 feet distant, and
continuing further
44 along that same course passing through an iron pin 205.38 feet
farther,
45 and continuing still further along that same course a distance
of 21.45
46 feet farther, the total distance being 259.45 feet to the
assumed
47 remains of a White Oak stump; Thence north 69-16'-11" east
along lands
48 reputedly of Schwartz (lib. 374, page 733) being tie lines
along the top
49 of the south bank of Campbell Creek a distance of 338.00
feet to a
50 point; Thence south 57-17'32" east along said tie line a
distance of
51 136.60 feet to a point; Thence south 74-45'-00" east along said
tie line
52 a distance of 100.00 feet to an iron pin; Thence north 04-46'-
00" east
53 along said lands of Schwartz a distance of 100.00 feet to a
point in the
54 assumed centerline of Campbell Creek; Thence in generally an
easterly
55 direction the following courses and distances along the assumed
center-
56 line of Campbell Creek; south 71-34'-00" east a distance of
330.00 feet

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1 to a point; north 76-53'-00" east a distance of 180.00 feet to
a point;
2 north 83-05'00" east a distance of 230.00 feet to a
point; south
3 66-44'-00" east a distance of 90.00 feet to a point; south
81-10'-00"
4 east a distance of 240.00 feet to a point; south 45-29'-
15" east a
5 distance of 73.18 feet to a point; Thence south 05-25'-50"
west along
6 lands reputedly of Stanley Wagner (lib. 450, page 276) a
distance of

7 135.00 feet to a point on the assumed north line of Military
Lot 75;
8 Thence south 84-34'-10" east along said lands of Wagner and
the assumed
9 north line of Military Lot 75 a distance of 1195.06 feet to an
iron pin;
10 Thence south 06-57'52" west along said lands of M. Wagner
(lib. 414,
11 page 267) passing through an iron pin 215.58 feet distant, and
continu-
12 ing further along that same course a distance of 20.59 feet
farther, the
13 total distance being 236.17 feet to a point in the assumed
centerline of
14 Campbell Creek; Thence in generally a south easterly
direction the
15 following course and distances along the assumed centerline of
Campbell
16 Creek; north 78-23'-09" east a distance of 29.99 feet to a
point; south
17 46-09'-15" east a distance of 65.24 feet to a point; north
85-55'-09"
18 east a distance of 60.10 feet to a point; south 61-59'-50"
east a
19 distance of 206.91 feet to a point; north 63-58'-27" east a
distance of
20 43.12 feet to a point; south 28-51'-21" east a distance of
47.72 feet to
21 a point; south 15-14'-08" west a distance of 33.42 feet to
a point;
22 south 79-16'-32" east a distance of 255.15 feet to a
point; south
23 62-19'-46" east a distance of 75.82 feet to a point; north
76-10'-42"
24 east a distance of 99.60 feet to a point; north 82-
12'55" east a
25 distance of 86.00 feet to a point; south 44-13'53" east a
distance of
26 64.08 feet to a point; north 67-52'-46" east a distance of
73.98 feet to
27 a point; north 88-13'-13" east a distance of 34.64 feet to a
point on
28 the assumed west line of New York State Route 414;
Thence south
29 20-13'-30" east along the assumed west line of New York State
Route 414
30 a distance of 248.04 feet to a concrete monument;
Thence south
31 02-10'-30" west along said road line a distance of 322.90
feet to an
32 iron pin; Thence 13-14'-50" west along said road line a
distance of
33 487.41 feet to an iron pin, said iron pin being the point and
place of
34 beginning;
35 Comprising an area of 126.807 acres of land according to
a survey

36 completed by Michael D. Karlsen entitled "Plan Owned by Stanley A. Wagner" known as Parcel A of Job number 98-505.
37
38 This survey is subject to all utility easements and easements and
39 right-of-ways of record which may affect the parcel of land.
40 This survey is also subject to the rights of the public in and to
41 lands herein referred to as New York State Route 414.
42 This survey intends to describe a portion of the premises as conveyed
43 by Ruth V. Wagner to Stanley A. Wagner by deed recorded February 10,
44 1989 in Liber 450 of deeds, at Page 286.
45 This survey also intends to describe a portion of the premises as
46 conveyed by Stanley W. VanVleet to Stanley A. Wagner by deed recorded
47 April 30, 1980 in Liber 385 of Deeds, at Page 203.
48 ALSO ALL THAT OTHER TRACT OR PARCEL OF LAND SITUATE on the east side of
49 New York State Route 414 in Military Lot 75 in the Town of Lodi, County
50 of Seneca, State of New York bounded and described as follows:
51 Beginning at an iron pin on the assumed east line of New York State
52 Route 414, said iron pin being north 50-44'-57" east a distance of
53 274.92 feet from the south east corner of the parcel of land herein
54 above described; Thence leaving the point of beginning north 00-26'01"
55 east along a mathematical tie line a distance of 504.91 feet to an iron
56 pin; Thence south 37-00'-20" east along lands reputedly of Tomberelli
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1 (lib. 419, page 243) passing through an iron pin 176.00 feet distant,
2 and continuing further along that same course a distance of 2.01 feet
3 farther, the total distance being 178.01 feet to a point;
Thence south
4 09-03'-55" west along lands reputedly of M. Wagner (lib. 491, page 181)
5 a distance of 68.19 feet to an iron pipe; Thence south 15-36'-04" west
6 along said lands of M. Wagner a distance of 300.15 feet to an iron pipe;
7 Thence south 72-04'-59" west along said lands of M. Wagner a distance of
8 20.49 feet to an iron pin, said iron pin being the point and place of
9 beginning.
10 Comprising an area of 0.727 acre of lands according to a survey

11 completed by Michael D. Karlsen entitled "Plan of Land Owned
by Stanley
12 A. Wagner" known as Parcel B of job number 98-505.
13 This survey is subject to all utility easements and
easements and
14 right-of-ways of record which may affect this parcel of land.
15 This survey is also subject to the rights of the public
in and to
16 lands herein referred to as New York State Route 414.
17 This survey intends to describe the same premises as conveyed
by Henry
18 W. Eighmey as executor of the Last Will and Testament of Mary
C. Eighmey

19 to Stanley A. Wagner by deed recorded July 2, 1996 in liber
542, page
20 92.
21 This survey also intends to describe a portion of the
premises as
22 conveyed by Ruth V. Wagner to Stanley A. Wagner by deed
recorded Febru-
23 ary 10, 1989 in Liber 450 of deeds, at Page 286. The
provisions of this
24 paragraph shall not apply to any premises or business
located wholly
25 within the following described parcel: ALL THAT TRACT OR
PARCEL OF LAND
26 situate in the City of Corning, County of Steuben and State of
New York
27 bounded and described as follows: Beginning at an iron pin
situate at
28 the terminus of the westerly line of Townley Avenue at its
intersection
29 with the southwesterly line of New York State Route 17; thence
S 00° 45'
30 18" E along the westerly line of Townley Avenue, a distance
of 256.09
31 feet to a point; thence S 89° 02' 07" W through an iron pin
placed at a
32 distance of 200.00 feet, a total distance of 300.00 feet to an
iron pin;
33 thence N 00° 59' 17" W a distance of 47.13 feet to an iron pin;
thence S
34 89° 02' 07" W a distance of 114.56 feet to a point situate in
the south-
35 east corner of Parcel A-2 as set forth on a survey map
hereinafter
36 described; thence N 14° 18' 49" E a distance of 124.40 feet to
an iron
37 pin situate at the southeast corner of lands now or formerly
of Cicci
38 (Liber 923, Page 771); thence N 14° 18' 49" E a distance of
76.46 feet
39 to an iron pin; thence N 00° 57' 53" W a distance of 26.25
feet to an
40 iron pin marking the southeast corner of parcel A-1 as set
forth on the

41 hereinafter described survey map; thence N 00° 58' 01" W a distance of
42 166.00 to an iron pin situate at the northeast corner of said Parcel
43 A-1, which pin also marks the southeast corner of lands now or formerly
44 of Becraft (Liber 1048, Page 1086); thence N 00° 57' 53" W a distance of
45 106.00 feet to an iron pin situate in the southerly line of lands now or
46 formerly of the United States Postal Service; thence N 89° 02' 07" E
47 along the southerly line of said United States Postal Service a distance
48 of 81.47 feet to a point; thence N 14° 18' 49" E along the easterly line
49 of said United States Postal Service a distance of 114.29 feet to an
50 iron pin situate in the southwesterly line of New York State Route 17;
51 thence S 32° 00' 31" E along the southwesterly line of New York State
52 Route 17, a distance of 358.93 feet to an iron pin; thence continuing
53 along the southwesterly line of New York state Route 17, S 38° 30' 04" E
54 a distance of 108.18 feet to the iron pin marking the place of begin-
55 ning. Said premises are set forth and shown as approximately 4.026 acres
56 of land designated as Parcel A (excluding Parcels A-1 and A-2) on a
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9

1 survey map entitled "As-Built Survey of Lands of New York Inn, LLC, City
2 of Corning, Steuben County, New York" by Weiler Associates, dated Decem-
3 ber 27, 2001, designated Job No. 12462. The provisions of this paragraph
4 shall not apply to any premises licensed under section sixty-four of
5 this chapter in which a manufacturer or wholesaler holds a direct or
6 indirect interest, provided that: (I) said premises consist of an inter-
7 active entertainment facility which predominantly offers interactive
8 computer and video entertainment attractions, and other games and also
9 offers themed merchandise and food and beverages, (II) the sale of alco-
10 holic beverages within the premises shall be restricted to an area
11 consisting of not more than twenty-five percent of the total interior

12 floor area of the premises, (III) the retail licenses shall
derive not
13 less than sixty-five percent of the total revenue generated
by the
14 facility from interactive video entertainment activities
and other
15 games, including related attractions and sales of merchandise
other than
16 food and alcoholic beverages, (IV) the interested manufacturer
or whole-
17 saler, or its parent company, shall be listed on a national
securities
18 exchange and its direct or indirect equity interest in the
retail licen-
19 see shall not exceed twenty-five percent, (V) no more
than fifteen
20 percent of said licensee's purchases of alcoholic beverages for
sale in
21 the premises shall be products produced or distributed by the
manufac-
22 turer or wholesaler, (VI) neither the name of the manufacturer
or whole-
23 saler nor the name of any brand of alcoholic beverage
produced or
24 distributed by said manufacturer or wholesaler shall be part of
the name
25 of the premises, (VII) the name of the manufacturer or
wholesaler or the
26 name of products sold or distributed by such manufacturer or
wholesaler
27 shall not be identified on signage affixed to either the
interior or the
28 exterior of the premises in any fashion, (VIII) promotions
involving
29 alcoholic beverages produced or distributed by the
manufacturer or
30 wholesaler are not held in such premises and further, retail
and consum-
31 er advertising specialties bearing the name of the
manufacturer or
32 wholesaler or the name of alcoholic beverages produced or
distributed by
33 the manufacturer or wholesaler are not utilized in any
fashion, given
34 away or sold in said premises, and (IX) except to the extent
provided in
35 this paragraph, the licensing of each premises covered by this
exception
36 is subject to all provisions of section sixty-four of this
chapter,
37 including but not limited to liquor authority approval of the
specific
38 location thereof. The provisions of this paragraph shall not
prohibit
39 (1) a manufacturer or wholesaler, if an individual, or a
partner, of a

40 partnership, or, if a corporation, an officer or director
thereof, from
41 being an officer or director of a duly licensed charitable
organization
42 which is the holder of a license for on-premises consumption
under this
43 chapter, nor (2) a manufacturer from acquiring any such
premises if the
44 liquor authority first consents thereto after determining,
upon such
45 proofs as it shall deem sufficient, that such premises is
contiguous to
46 the licensed premises of such manufacturer, and is reasonably
necessary
47 for the expansion of the facilities of such manufacturer. After
any such
48 acquisition, it shall be illegal for a manufacturer acquiring
any such
49 premises to sell or deliver alcoholic beverages manufactured by
him to
50 any licensee occupying such premises.

51 § 2. Subdivision 13 of section 106 of the alcoholic
beverage control
52 law, as amended by chapter 105 of the laws of 2002, is amended
to read

53 as 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-

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10

1 locking directors, mortgage or lien on any personal or real
property or

2 by any other means, except that (a) liquors, wines or beer may
be manu-

3 factured or sold wholesale by the person licensed as a
manufacturer or

4 wholesaler thereof on real property owned by an interstate
railroad

5 corporation or a United States certificated airline with
a retail

6 license for on-premises consumption, or on premises or with
respect to a

7 business constituting an overnight lodging and resort
facility located

8 wholly within the boundaries of the town of North Elba, county
of Essex,

9 township eleven, Richard's survey, great lot numbers two
hundred seven-

10 ty-eight, two hundred seventy-nine, two hundred eight, two
hundred nine-

11 ty-eight, two hundred ninety-nine, three hundred, three
hundred eigh-

12 teen, three hundred nineteen, three hundred twenty, three
hundred

13 thirty-five and three hundred thirty-six, and township
twelve, Thorn's

14 survey, great lot numbers one hundred six and one hundred
thirteen, as

15 shown on the Adirondack map, compiled by the conservation
department of

16 the state of New York - nineteen hundred sixty-four edition,
in the

17 Essex county atlas at page twenty-seven in the Essex
county clerk's

18 office, Elizabethtown, New York, provided that such facility
maintains

19 not less than two hundred fifty rooms and suites for overnight
lodging,

20 or on premises or with respect to the operation of a
restaurant in an

21 office building located in a city having a population of
five hundred

22 thousand or more and in which is located the licensed premises
of such

23 manufacturer or wholesaler, provided that the building, the
interior of

24 the retail premise and the rental therefor fully comply with
the crite-

25 ria set forth in paragraph two of subdivision three of
section one

26 hundred one of this article, any such premises or business
located on

27 that tract or parcel of land, or any subdivision thereof,
situate in the

28 Village of Lake Placid, Town of North Elba, Essex County, New
York; it

29 being also a part of Lot No. 279, Township No. 11, Old
Military Tract,

30 Richard's Survey; it being also all of Lot No. 23 and part of
Lot No. 22

31 as shown and designated on a certain map entitled "Map of
Building Sites

32 for Sale by B.R. Brewster" made by G.T. Chellis C.E. in 1892;
also being

33 PARCEL No. 1 on a certain map of lands of Robert J. Mahoney
and wife

34 made by G.C. Sylvester, P.E. & L.S. # 21300, dated August 4,
1964, and

35 filed in the Essex County Clerk's Office on August 27, 1964,
and more

36 particularly bounded and described as follows; BEGINNING at
the inter-

37 section of the northerly bounds of Shore Drive (formerly Mirror
Street)

38 with the westerly bounds of Park Place (formerly Rider
Street) which

39 point is also the northeast corner of Lot No. 23, from
thence South

40 21°50' East in the westerly bounds of Park Place a distance of
119 feet,
41 more or less, to a lead plug in the edge of the sidewalk
marking the
42 southeast corner of Lot No. 23 and the northeast corner of Lot
No. 24;
43 from thence South 68°00'50" West a distance of 50.05 feet
to an iron
44 pipe set in concrete at the corner of Lots 23 and 22; from
thence South
45 65°10'50" West a distance of 7.94 feet along the south line
of Lot No.
46 22 to an iron pipe for a corner; from thence North 23°21'40"
West and at
47 17.84 feet along said line passing over a drill hole in a
concrete side-
48 walk, and at 68.04 feet further along said line passing over
an iron
49 pipe at the southerly edge of another sidewalk, and at 1.22
feet further
50 along said line passing over another drill hole in a
sidewalk, a total
51 distance of 119 feet, more or less, to the northerly line of
Lot No. 22;
52 from thence easterly in the northerly line of Lot 22 and 23
to the
53 northeast corner of Lot No. 23 and the point of beginning.
Also includ-
54 ing the lands to the center of Shore Drive included between the
norther-
55 ly straight line continuation of the side lines of the above
described
56 parcel, and to the center of Park Place, where they abut
the above

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11

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 **(b)** any
such prem-
5 ises or business located on that certain piece or parcel of
land, or any
6 subdivision thereof, situate, lying and being in the Town of
Platts-
7 burgh, County of Clinton, State of New York and being more
particularly
8 bounded and described as follows: Starting at an iron pipe
found in the
9 easterly bounds of the highway known as the Old Military
Turnpike, said
10 iron pipe being located 910.39 feet southeasterly, as measured
along the

11 easterly bounds of said highway, from the southerly bounds of
the road-
12 way known as Industrial Parkway West, THENCE running S 31 °
54' 33" E
13 along the easterly bounds of said Old Military Turnpike
Extension,
14 239.88 feet to a point marking the beginning of a curve
concave to the
15 west; thence southerly along said curve, having a radius of
987.99 feet,
16 248.12 feet to an iron pipe found marking the point of
beginning for the
17 parcel herein being described, said point also marked the
southerly
18 corner of lands of Larry Garrow, et al, as described in
Book 938 of
19 Deeds at page 224; thence N 07° 45' 4" E along the easterly
bounds of
20 said Garrow, 748.16 feet to a 3"x4" concrete monument
marking the
21 northeasterly corner of said Garrow, the northwesterly corner
of the
22 parcel herein being described and said monument also marking
the south-
23 erly bounds of lands of Salerno Plastic Corp. as described in
Book 926
24 of Deeds at Page 186; thence S 81° 45' 28" E along a
portion of the
25 southerly bounds of said Salerno Plastic Corp., 441.32 feet to
an iron
26 pin found marking the northeasterly corner of the parcel
herein being
27 described and also marking the northwest corner of the
remaining lands
28 now or formerly owned by said Marx and Delaura; thence S 07°
45' 40" W
29 along the Westerly bounds of lands now of formerly of said
Marx and
30 DeLaura and along the easterly bounds of the parcel
herein being
31 described, 560.49 feet to an iron pin; thence N 83° 43' 21" W
along a
32 portion of the remaining lands of said Marx and DeLaura,
41.51 feet to
33 an iron pin; thence S 08° 31' 30" W, along a portion of the
remaining
34 lands of said Marx and Delaura, 75.01 feet to an iron
pin marking
35 northeasterly corner of lands currently owned by the Joint
Council for
36 Economic Opportunity of Plattsburgh and Clinton County,
Inc. as
37 described in Book 963 of Deeds at Page 313; thence N 82° 20'
32" W along
38 a portion of the northerly bounds of said J.C.E.O., 173.50
feet to an

39 iron pin; thence 61° 21' 12" W, continuing along a portion of
the north-
40 erly bounds of said J.C.E.O., 134.14 feet to an iron pin;
thence S 07°
41 45' 42" W along the westerly bounds of said J.C.E.O., 50 feet
to an iron
42 pin; thence S 66° 48' 56" W along a portion of the northerly
bounds of
43 remaining lands of said Marx and DeLaura, 100.00 feet to an
iron pipe
44 found on the easterly bounds of the aforesaid highway, said
from pipe
45 also being located on a curve concave to the west; thence
running and
46 running northerly along the easterly bounds of the aforesaid
highway and
47 being along said curve, with the curve having a radius of
987.93 feet,
48 60.00 feet to the point of beginning and containing 6.905 acres
of land.

49 Being the same premises as conveyed to Ronald Marx and
Alice Marx by
50 deed of CIT Small Business Lending Corp., as agent of the
administrator,
51 U.S. Small Business Administration, an agency of the
United States
52 Government dated September 10, 2001 and recorded in the
office of the
53 Clinton County Clerk on September 21, 2001 as Instrument
#135020, or (c)

54 on premises or with respect to a business located in the Town
of Hyde
55 Park, County of Dutchess and State of New York, known and
designated as
56 Lot No. 1 shown on a map entitled "Subdivision for Piney" filed
in the

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1 Dutchess County Clerk's Office as Map No. 8764, being more
particularly
2 bounded and described as follows: BEGINNING at a point on the
easterly
3 line of State Highway Route 9 (also known as Albany Post
Road) at the
4 northwest corner of the herein described parcel and the
southwest corner
5 of the lands now or formerly of Friendly Ice Cream Corp.;
thence along
6 the division line between the herein described parcel and
the last
7 mentioned lands; South 77 deg 10' 10" East 310.17 feet to the
northeast
8 corner of the herein described parcel and the southeast corner
of the
9 last mentioned lands at a point on the westerly line of other
lands of

10 Fernando Piney which are designated as Lot No. 1. as shown on
Filed Map
11 5678; thence along the division line between the herein
described parcel
12 and the last described lands of Piney. South 06 deg 34' 20"
West 157.76
13 feet to the southeast corner of the herein described
parcel and the
14 northeast corner of Lot No. 2 as shown on Filed Map No.
8764; thence
15 along the northerly line of Lot No. 2 as shown on the last
mentioned
16 filed map. North 81 deg 25' 42" West 155.26 feet and South 87
deg 45'
17 20" West 155.00 feet to the southwest corner of Lot No. 1 and
the north-
18 west corner of Lot No. 2 at a point on the easterly line of
State High-
19 way Route 9; thence along the easterly line of State Highway
Route 9.
20 North 06 deg 34' 20" East 210.00 feet to the point of
beginning. Being
21 the same premises as conveyed to Anthony Lobianco, Joseph
Lobianco and
22 Carmelo DeCicco by deed of Universal Land Abstract, as
agent of the
23 grantor, Fernando Piney, dated March 21, 1995 and recorded in
the office
24 of the Dutchess County Clerk on such date as Receipt no.
R12437, Batch
25 record no. A00209; Being the same premises as conveyed to
Angela DeCicco
26 by deed of Schirmer Hrdlicka & Strohsahl, as agent of the
grantor,
27 Carmelo DeCicco, dated November 17, 2003 and recorded in the
office of
28 the Dutchess County Clerk on December 9, 2004 as document
no. 02 2004
29 12028, Receipt no. R98669, Batch record no. C00440;
30 ALL that certain plot, piece or parcel of land with the
buildings and
31 improvements thereon erected, situate, lying and being in
the Town of
32 Ulster, County of Ulster and the State of New York,
bounded and
33 described as follows: BEGINNING at a point on the
Northeasterly side of
34 City View Terrace, said point being the Westerly corner of the
lands of
35 the State of New York and a Southwesterly corner of the herein
described
36 parcel; THENCE from said point of beginning along the
Northeasterly side
37 of City View Terrace, North 43 degrees 36 minutes 03
seconds West,
38 109.02 feet to a point on the Southeasterly side of Forest
Hill Drive;

39 THENCE along the Southeasterly side of Forest Hill Drive the following
40 course and distances, North 16 degrees 32 minutes 34 seconds West, 92.62
41 feet to a point; THENCE North 10 degrees 38 minutes 26 seconds East,
42 70.45 feet to a point; THENCE North 35 degrees 53 minutes 26 seconds
43 East, 122.45 feet to a point; THENCE North 46 degrees 30 minutes 26
44 seconds East, 203.40 feet to a point; THENCE North 62 degrees 37 minutes
45 26 seconds East, 115.94 feet to a point; THENCE North 79 degrees 39
46 minutes 26 seconds East, 47.82 feet to a point; THENCE North 45 degrees
47 16 minutes 41 seconds East, 63.33 feet to a recovered bar; THENCE along
48 the bounds of lands of now or formerly Skytop Village Associates, L.
49 1916-P. 134, the following courses and distances, South 37 degrees 08
50 minutes 02 seconds East, 196.33 feet to a recovered bar; THENCE South 65
51 degrees 47 minutes 02 seconds East, 90.63 feet to a point; THENCE North
52 77 degrees 23 minutes 58 seconds East, 233.85 feet to a recovered bar;
53 THENCE North 85 degrees 29 minutes 58 seconds East, 297.09 feet to a
54 recovered bar; THENCE South 63 degrees 30 minutes 02 seconds East,
55 108.50 feet to a recovered bar; THENCE along the bounds of lands of now
56 or formerly Robert D. Sabino, L. 1487-P. 397, and along a stone wall,

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13

1 South 32 degrees 24 minutes 04 seconds West, 353.51 feet to a point;
2 THENCE leaving said stone and along the bounds of lands of now or
3 formerly Stanley Amerling, L. 1440-P. 908, South 75 degrees 41 minutes
4 26 seconds West, 264.62 feet to a point; THENCE along the bounds of
5 lands of Summit Properties, LLC, L. 2856-P. 82, the following courses
6 and distances, North 41 degrees 29 minutes 34 seconds West, 50.00 feet
7 to a point; THENCE South 71 degrees 10 minutes 26 seconds West, 89.84
8 feet to a point; THENCE South 59 degrees 51 minutes 26 seconds West,
9 251.72 feet to a point; THENCE South 13 degrees 15 minutes 34 seconds

10 East, 90.20 feet to a point; THENCE along the bounds of
lands of said
11 State of New York, the following courses and distances, North
56 degrees
12 41 minutes 34 seconds West, 168.79 feet to a point; THENCE
North 75
13 degrees 51 minutes 34 seconds West, 254.10 feet to the point
and place
14 of beginning. Being the same premises as conveyed to Skytop
Motel, LLC
15 by deed of Stewart Title, as agent of the grantor, Skytop
Motel, Inc.,
16 dated April 29, 2003 and recorded in the office of the
Ulster County
17 Clerk on June 10, 2003 as document no. 2003-00016207, Receipt
no. 48178,
18 Bk-D VI-3621, pg-171; or (d) on premises or with respect to a
business
19 constituting the overnight lodging facility located wholly
within the
20 boundaries of that tract or parcel of land situated in the
borough of
21 Manhattan, city and county of New York, beginning at a point
on the
22 northerly side of west fifty-fourth street at a point one
hundred feet
23 easterly from the intersection of the said northerly side
of west
24 fifty-fourth street and the easterly side of seventh
avenue; running
25 thence northerly and parallel with the easterly side of
seventh avenue
26 one hundred feet five inches to the center line of the
block; running
27 thence easterly and parallel with the northerly side of
west fifty-
28 fourth street and along the center line of the block fifty
feet to a
29 point; running thence northerly and parallel with the easterly
side of
30 seventh avenue one hundred feet five inches to the
southerly side of
31 west fifty-fifth street at a point distant one hundred fifty
feet east-
32 erly from the intersection of the said southerly side of
west fifty-
33 fifth street and the easterly side of seventh avenue;
running thence
34 easterly along the southerly side of west fifty-fifth street
thirty-one
35 feet three inches to a point; running thence southerly and
parallel with
36 the easterly side of the seventh avenue one hundred feet five
inches to
37 the center line of the block; running thence easterly along
the center

38 line of the block and parallel with the southerly side of
west fifty-
39 fifth street, one hundred feet; running thence northerly and
parallel
40 with the easterly side of seventh avenue one hundred feet five
inches to
41 the southerly side of west fifty-fifth street; running thence
easterly
42 along the southerly side of west fifty-fifth street twenty-one
feet ten
43 and one-half inches to a point; running thence southerly and
parallel
44 with the easterly side of seventh avenue one hundred feet five
inches to
45 the center line of the block; running thence westerly along
the center
46 line of the block and parallel with the northerly side of
west fifty-
47 fourth street three feet one and one-half inches; running
thence south-
48 erly and parallel with the easterly side of seventh avenue one
hundred
49 feet five inches to the northerly side of west fifty-fourth
street at a
50 point distant three hundred feet easterly from the intersection
of the
51 said northerly side of west fifty-fourth street and the
easterly side of
52 seventh avenue; running thence westerly and along the
northerly side of
53 west fifty-fourth street two hundred feet to the point or
place of
54 beginning, provided that such facility maintains not less
than four
55 hundred guest rooms and suites for overnight lodging. Any lien,
mortgage
56 or other interest or estate now held by said retail licensee
on or in
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1 the personal or real property of such manufacturer or
wholesaler, which
2 mortgage, lien, interest or estate was acquired on or before
December
3 thirty-first, nineteen hundred thirty-two, shall not be
included within
4 the provisions of this subdivision; provided, however, the
burden of
5 establishing the time of the accrual of the interest,
comprehended by
6 this subdivision shall be upon the person who claims to be
entitled to
7 the protection and exemption afforded hereby.
8 § 3. This act shall take effect immediately.
