

CLOSING ITEM NO.: A-2

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NUMBER THREE WIND LLC,  
AS LANDLORD

AND

COUNTY OF LEWIS INDUSTRIAL DEVELOPMENT AGENCY,  
AS TENANT

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MEMORANDUM OF UNDERLYING LEASE

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DATED AS OF DECEMBER 1, 2021

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RELATING TO A LEASEHOLD INTEREST HELD BY THE  
LANDLORD IN CERTAIN PARCELS OF LAND LOCATED ON THE  
EASTERN BORDER OF THE TOWN OF LOWVILLE AND  
THROUGHOUT THE TOWN OF HARRISBURG, LEWIS COUNTY,  
NEW YORK.

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THIS DOCUMENT IS INTENDED TO BE RECORDED IN LIEU OF  
THE WITHIN-DESCRIBED UNDERLYING LEASE IN  
ACCORDANCE WITH THE PROVISIONS OF SECTION 291-c OF  
THE NEW YORK REAL PROPERTY LAW.

## MEMORANDUM OF UNDERLYING LEASE

The undersigned, NUMBER THREE WIND LLC, a limited liability company organized and existing under the laws of the State of Delaware having an office for the transaction of business located at One South Wacker Drive, Suite 1800, Chicago, Illinois, as landlord (referred to in the hereinafter described Underlying Lease as the "Company") and COUNTY OF LEWIS INDUSTRIAL DEVELOPMENT AGENCY, a public benefit corporation organized and existing under the laws of the State of New York having an office for the transaction of business located at 7551 South State Street, PO Box 106, Lowville, New York, as tenant (referred to in the hereinafter described Underlying Lease as the "Agency") have entered into a certain lease to Agency dated as of December 1, 2021 the "Underlying Lease").

The Underlying Lease covers various parcels of land (the "Land") located on the eastern border of the Town of Lowville and throughout the Town of Harrisburg, Lewis County, New York, said Land being more particularly described on Exhibit A attached hereto and made a part hereof, together with the improvements now and hereafter located thereon (the "Facility"), and the machinery and equipment described in Exhibit B attached hereto (the "Equipment") (the Land, the Facility and said improvements and the Equipment being sometimes collectively referred to as the "Premises").

The Underlying Lease provides for the rental of the Premises for a term (the "Term") commencing as of November 1, 2021 and expiring on the earlier to occur of (A) December 31, 2052 or (B) so long as neither the term of a lease agreement dated as of December 1, 2021 (the "Lease Agreement") by and between the Agency and the Company nor the Company's right of possession as lessee thereunder shall have been terminated by the Agency pursuant to Article X thereof, the termination of the Lease Agreement. The Underlying Lease obligates the Agency, among other things, to pay rent of \$1.00 for the Term.

Pursuant to the Lease Agreement, the Company as agent of the Agency has agreed to improve the Premises by constructing certain improvements thereto and acquiring and installing certain personal property thereon and therein (collectively with the Premises, the "Project Facility"). The Lease Agreement grants to the Company various rights to purchase the Project Facility. Upon any such purchase of the Project Facility, the Agency shall surrender and deliver the Premises and all improvements located thereon to the Company. The Lease Agreement (or a memorandum thereof) is intended to be recorded in the Lewis County Clerk's Office immediately subsequent to the recording of this Memorandum of Underlying Lease.

Notwithstanding the lease of the Project Facility by the Agency to the Company pursuant to the Lease Agreement, during the term of the Underlying Lease, there shall be no merger of the Underlying Lease nor of the leasehold estate created by the Underlying Lease with the fee estate in the Premises or any part thereof by reason of the fact that the same person or entity may acquire, own or hold the Underlying Lease or the leasehold estate created thereunder and the fee estate in the Premises.

The Underlying Lease and all rights of the Company and the Agency under the Underlying Lease, are and shall be subordinate to the lien of each and all mortgages hereafter placed by the Company, with the consent of the Agency, on the Premises subsequent to the recording of the Memorandum of Underlying Lease.

IN WITNESS WHEREOF, the Company and the Agency have caused this Memorandum of Underlying Lease to be executed in their respective names, by their respective duly authorized officers and to be dated as of the day and year first above written.

COUNTY OF LEWIS INDUSTRIAL  
DEVELOPMENT AGENCY

BY: Joseph R. L...  
(Vice) Chairman

NUMBER THREE WIND LLC


BY: \_\_\_\_\_  
Michael Kaplan, Vice President

IN WITNESS WHEREOF, the Company and the Agency have caused this Memorandum of Underlying Lease to be executed in their respective names, by their respective duly authorized officers and to be dated as of the day and year first above written.

COUNTY OF LEWIS INDUSTRIAL  
DEVELOPMENT AGENCY

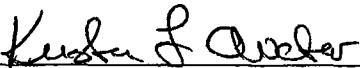
BY: \_\_\_\_\_  
(Vice) Chairman

NUMBER THREE WIND LLC

BY:  \_\_\_\_\_  
Michael Kaplan, Vice President

STATE OF NEW YORK     )  
  )ss:  
COUNTY OF LEWIS     )

On the 23 day of November, in the year 2021, before me, the undersigned, personally appeared Joseph Lawrence, 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

KRISTEN F. AUCTER  
Notary Public, State of New York  
Reg. No. 01AU6384577  
Qualified in Lewis County  
Commission Expires 12/17/2022

STATE OF ILLINOIS            )  
  )ss:  
COUNTY OF COOK            )

On the 22<sup>nd</sup> day of November, in the year 2021, before me, the undersigned, personally appeared MICHAEL KAPLAN, 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.

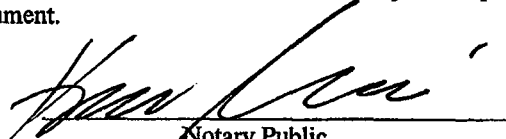
  
\_\_\_\_\_  
Notary Public



EXHIBIT A

DESCRIPTION OF THE LEASED LAND

A leasehold interest created by a certain lease to agency dated as of December 1, 2021 (the "Lease to Agency") between Number Three Wind LLC (the "Company"), as landlord, and County of Lewis Industrial Development Agency (the "Agency"), as tenant, in portions of an approximately 9,000 acre parcel of land (the "Leased Land") located on the eastern border of the Town of Lowville and throughout the Town of Harrisburg, Lewis County, New York, said Leased Land being more particularly described below), together with any improvements now or hereafter located on the Leased Land (the Leased Land and all such improvements being sometimes collectively referred to as the "Leased Premises"):

ALL THAT CERTAIN TRACT, PIECE OR PARCEL OF LAND situate, lying and being in the Town of Lowville and throughout the Town of Harrisburg, Lewis County, New York, bounded and described as follows:

**- SEE ATTACHED -**

Schedule A

**Description of Fee Parcels**

Various fee simple interests held by the Company in certain parcels of land (the "Fee Parcels") located in the Town of Lowville, County of Lewis, New York, and said Fee Parcels being more particularly described below, together with any improvements now or hereafter located on the Fee Parcels:

ALL THAT CERTAIN TRACT, PIECE OR PARCEL OF LAND situate, lying and being in the Town of Lowville, Lewis County, New York, bounded and described as follows:

**WNYNO30044 SBL No. p/o 177.-1-20.1 (Town of Lowville) Number Three Wind LLC (formerly Richard F. Weller and Margaret T. Weller)**

Warranty Deed given by Richard F. Weller and Margaret T. Weller to Number Three Wind LLC, dated October 18, 2021 and recorded in the Lewis County Clerk's Office as Instrument No. 2021-006313 on October 28, 2021 conveying the parcel described below:

All that tract or parcel of land situate in the Town of Lowville, County of Lewis, State of New York, being portion of Lot No. 15 in Township No. 11, and being more precisely described as follows:

Beginning at a point in the reputed center of the right-of-way of Buell Road (gravel-49.5 foot width), said point being 5.7 feet southerly from the traveled centerline of Buell Road, said point also being the northwesterly corner of a 24.00-acre parcel of land described in a conveyance from Richard F. and Margaret T. Weller to Joseph P. and Susan G. Shultz by deed dated November 21, 2008 and recorded in the Lewis County Clerk's Office on November 26, 2008 as Instrument No. 2008-005873, said point having New York State plan coordinates (NAD83/2011- Central Zone) of 1,395,335.88 feet North and 1,096,497.30 feet East;

Thence South 03 degrees 54 minutes 37 seconds West, along the westerly line of said 24.00-acre parcel a distance of 300.00 feet to a set 5/8-inch rebar with a 1 1/4-inch diameter red plastic cap marked "Thew Associates - Canton, NY" (herein after referred to as 5/8-inch rebar), said course passing over a 1/2-inch rebar with a 1-inch diameter orange plastic cap marked "TJ Kobach LS 049092" (extending 0.1 feet above grade) found on the southerly right-of-way of Buell Road;

Thence through a parcel of land conveyed by Richard A. and Helen F. Weller to Richard F. and Margaret T. Weller by deed dated June 29, 2004 and recorded in the Lewis County Clerk's Office on April 5, 2005 as Instrument No. 2005-01065, the following two courses and distances:

1. North 85 degrees 56 minutes 08 seconds West a distance of 300.00 feet to a set 5/8-inch rebar;
2. North 03 degrees 54 minutes 37 seconds East a distance of 300.00 feet to a point in the reputed center of the right-of-way of Buell Road, said point being 0.8 feet southerly of the traveled centerline of Buell Road, said course passing over a 5/8-inch rebar set on the southerly right-of-way of Buell Road at a distance of 275.25 feet;

Thence South 85 degrees 56 minutes 08 seconds East, along the reputed center of the right-of-way of Buell Road, a distance of 300.00 feet to the **Point of Beginning**.

To contain 2.066 acres of land, more or less, as surveyed by Jeremy L. Sweeney, Licensed Land Surveyor No. 050863.

The above described parcel of land is intended to be a portion of the same premises conveyed by Richard A. and Helen F. Weller to Richard F. and Margaret T. Weller by deed dated June 29, 2004 and recorded in the Lewis County Clerk's Office on April 5, 2005 as Instrument No. 2005-01065.

The above mentioned coordinates, bearings, and distances are referenced to the North American Datum of 1983, 2011 adjustment (NAD83/2011), projected on the New York State Plane Coordinate System (Central Zone).

A map of the above described parcel of land titled "Subdivision Plan - Final Plat, 2.066 Acre Substation Parcel, 3.333 Acre O&M Facility, Lands of Richard F. and Margaret T. Weller" was prepared by Thew Associates PE-LS, PLLC, dated June 28, 2019 and distinguished as Drawing No. CK3818-08-17 O&M.

AND

All that tract or parcel of land situate in the Town of Lowville, County of Lewis, State of New York, being a portion of Lot No. 15 in Township No. 11, and being more precisely described as follows:



Commencing at a point in the centerline of the Number Three Road (49.5-foot width), said point being the southwesterly corner of a 24.00-acre parcel of land described in a conveyance from Richard F. and Margaret T. Weller to Joseph P. and Susan G. Shultz by deed dated November 21, 2008 and recorded in the Lewis County Clerk's Office on November 26, 2008 as Instrument No. 2008-005873, said point also being South 03 degrees 54 minutes 37 seconds West a distance of 31.02 feet from a 1/2-inch rebar with a 1-inch diameter orange plastic cap marked "TJKovach L.S 049092" (extending 0.2 feet above grade) found on the northerly right-of-way of the Number Three Road, said point having New York State plane coordinates (NAD83/2011 – Central Zone) of 1,393,655.46 feet North and 1,096,383.12 feet East;

Thence North 49 degrees 27 minutes 38 seconds West, along the centerline of the Number Three Road, a distance of 511.12 feet to a point, said point having New York State plane coordinates (NAD83/2011 – Central Zone) of 1,393,997.67 feet North and 1,095,994.70 feet East, said point also being the **Point of Beginning**;

Thence continuing North 49 degrees 27 minutes 38 seconds West, along the centerline of the Number Three Road, a distance of 330.00 feet to a point;

Thence through a parcel of land conveyed by Richard A. and Helen F. Weller to Richard F. and Margaret T. Weller by deed dated June 29, 2004 and recorded in the Lewis County Clerk's Office on April 5, 2005 as Instrument No. 2005-01065, the following three courses and distances:

1. North 40 degrees 32 minutes 22 seconds East a distance of 440.00 feet to a set 5/8-inch rebar with a 1 1/4-inch diameter red plastic cap marked "Thew Associates – Canton, NY" (herein after referred to as a 5/8-inch rebar), said course passing over a 5.8-inch rebar set on the northerly right-of-way of the Number Three Road at a distance of 24.75 feet;
2. South 49 degrees 27 minutes 38 seconds East, parallel with and 415.25 feet distant northeasterly from the center of the Number Three Road, a distance of 330.00 feet to a set 5/8-inch rebar;
3. South 40 degrees 32 minutes 22 seconds West a distance of 440.00 feet to the Point of Beginning, said course passing over a 5.8-inch rebar set on the northerly right-of-way of the Number Three Road at a distance of 415.25 feet.

To contain 3.333 acres of land, more or less, as surveyed by Jeremy L. Sweeney, Licensed Land Surveyor No. 050863.

The above described parcel of land is intended to be a portion of the same premises conveyed by Richard A. and Helen F. Weller to Richard F. Weller and Margaret T. Weller by deed dated June 29, 2004 and recorded in the Lewis County Clerk's Office on April 5, 2005 as Instrument No. 2005-01065.

The above mentioned coordinates, bearings, and distances are referenced to the North American Datum of 1983, 2011 adjustment (NAD83/2011), projected on the New York State Plane Coordinate System (Central Zone).

A map of the above described parcel of land titled "Subdivision Plan – Final Plot, 2.066 Acre Substation Parcel, 3.333 Acre O&M Facility, Lands of Richard F. and Margaret T. Weller" was prepared by Thew Associates PE-LS, PLLC, dated June 28, 2019, and distinguished as Drawing No. CK3818-08-17 O&M.

**WNYNO30116 SBL No. 211.00-01-05.000 (Town of Lowville) Number Three Wind LLC (formerly Linda B. Spencer, Robbin E. Hlad, and Bethany A. Kirch)**

Warranty Deed given by Linda B. Spencer, as to a life estate, and Robbin E. Hlad and Bethany A. Kirch, as joint tenants with rights of survivorship to Number Three Wind LLC, dated July 28, 2021, and recorded in the Lewis County Clerk's Office as Instrument No. 2021-004735 on August 20, 2021 conveying the parcel below:

All that tract or parcel of land situate in the Town of Lowville, County of Lewis, State of New York, being a portion of Great Lot 26 in Township 11, and being more precisely described as follows:

Beginning at the intersection of the center of West Road (49.5-foot width) with the southerly bounds of New York State Route 177 (variable width), said point having New York State plane coordinates (NAD83/2011 – Central Zone) of 1,383,908.24 feet North and 1,093,649.62 feet East;

thence South 33 degrees 56 minutes 30 seconds East, along the center of West Road, a distance of 108.53 feet to the northeasterly corner of a 4.37-acre parcel of land conveyed by JoAnn K. Smith to Gordon J. Yancey by deed dated August 27, 1998 and recorded in the Lewis County Clerk's Office on September 18, 1998 in Liber 629 of Deeds at Page 8;

thence along the northerly line of said 4.37-acre parcel, the following three courses and distances:

1. South 60 degrees 10 minutes 35 seconds West a distance of 85.52 feet to a found 1/2-inch rebar with a 1-inch diameter yellow plastic cap marked "Moncrief PLS49819" (0.2 feet below grade), said course passing over a 1/2-inch rebar with a 1-inch diameter yellow plastic cap marked "Moncrief PLS49819" (0.2 feet below grade) found at a distance of 27.51 feet;

2. North 34 degrees 23 minutes 36 seconds West a distance of 46.38 feet to a found 1-inch iron pipe (flush with grade);
3. North 82 degrees 44 minutes 49 seconds West a distance of 281.17 feet to a 5/8-inch rebar with a 1 1/4-inch diameter red plastic cap marked "THEW ASSOCIATES – CANTON NY" set on the easterly line of a 1.24-acre parcel of land conveyed by Chester R. and Cheryl Britton to Stephen F. Sandoval by deed dated November 12, 2015 and recorded in the Lewis County Clerk's Office on November 20, 2015 as Instrument No. 2015-005649, said course passing over a 1/2-inch rebar with a 1-inch diameter yellow plastic cap marked "Moncrief PLS49819" (0.1 feet below grade) found at a distance of 115.09 feet;

thence North 07 degrees 07 minutes 32 seconds West, along the easterly line of said 1.24-acre parcel, a distance of 53.30 feet to a 5/8-inch rebar with a 1 1/2-inch diameter aluminum cap marked "NYS DOT ROW" (extends 0.1 feet above grade) found on the southerly bounds of New York State Route 177;

thence North 88 degrees 57 minutes 31 seconds East, along the southerly bounds of New York State Route 177, a distance of 325.37 feet to the Point of Beginning.

To contain 0.668 acres of land, more or less.

The above-described parcel of land is intended to be the same premises conveyed by Linda B. Spencer to Robbin E. Hlad and Bethany A. Kirch by deed dated October 1, 2012 and recorded in the Lewis County Clerk's Office on October 4, 2012 as Instrument No. 2012-004999.

The above-mentioned coordinates, bearings, and distances are referenced to the North American Datum of 1983, 2011 adjustment (NAD83/2011), projected on the New York State Plane Coordinate System (Central Zone).

**WNYNO30020 SBL No. p/o 196.00-01-31.110 (Town of Lowville) Number Three Wind LLC (formerly Earl Mervin Nolt and Marita D. Nolt)**

Warranty Deed given by Earl Mervin Nolt and Marita D. Nolt to Number Three Wind LLC, dated November 10, 2021 and recorded in the Lewis County Clerk's Office as Instrument No. 2021-007200 on December 6, 2021 conveying the parcel described below:

All that tract or parcel of land situate in the Town of Lowville, County of Lewis, State of New York, being a portion of Lot No. 23 in Township No. 11, and being more precisely described as follows:

Beginning at a 5/8-inch rebar with a 1 1/4-inch diameter red plastic cap marked "Thew Associates - Canton, NY" (hereinafter referred to as a 5/8-inch rebar) set on the reputed northerly bounds of the Niagara Mohawk Power Corporation Taylorville - Boonville Electric Transmission Line Easement (100-foot width), said rebar being 50 feet distant northerly measured at right angles from the centerline of said Taylorville - Boonville Electric Transmission Line, said rebar also being North 10 degrees 53 minutes 24 seconds East a distance of 86.1 feet from the northwesterly corner of steel transmission line Structure No. 102, said rebar having New York State plane coordinates (NAD83/2011 - Central Zone) of 1,388,132.43 feet North and 1,112,616.42 feet East;

thence through a parcel of land conveyed by Earl M. and Verna M. Nolt to Earl Mervin and Marita D. Nolt by deed dated August 22, 2017 and recorded in the Lewis County Clerk's Office on August 22, 2017 as Instrument No. 2017-004788, the following three courses and distances:

1. South 50 degrees 43 minutes 21 seconds East a distance of 500.00 feet to a set 5/8-inch rebar;
2. South 39 degrees 16 minutes 26 seconds West a distance of 1,000.00 feet to a set 5/8-inch rebar;
3. North 50 degrees 43 minutes 21 seconds West a distance of 500.00 feet to a 5/8-inch rebar set on the reputed northerly bounds of said Taylorville - Boonville Electric Transmission Line Easement, said rebar being 50 feet distant northerly, measured at right angles, from the centerline of said Taylorville - Boonville Electric Transmission Line;

thence North 39 degrees 16 minutes 26 seconds East, along the reputed northerly bounds of said Taylorville - Boonville Electric Transmission Line Easement, a distance of 1,000.00 feet to the Point of Beginning.

To contain 11.478 acres of land, more or less, as surveyed by Jeremy L. Sweeney, Licensed Land Surveyor No. 050863.

**Schedule B**

**Description of Leasehold Parcels**

Various leasehold interests held by the Company in certain parcels of land (the "Leased Land") located in the Town of Lowville, County of Lewis, New York, said Leased Land being more particularly described below, together with any improvements now or hereafter located on the Leased Land:

ALL THAT CERTAIN TRACT, PIECE OR PARCEL OF LAND situate, lying and being in the Town of Lowville, Lewis County, New York, bounded and described as follows:

**WNYNO30001 SBL No. 176.-2-2.2 (Town of Lowville) John E. O'Brien and Sue E. O'Brien**

Wind Lease Agreement of unspecified date as evidenced by that certain Memorandum of Wind Energy Lease, dated July 15, 2015 and recorded in the Lewis County Clerk's Office on March 30, 2016 as Instrument No. 2016-001699, as assigned to Number Three Wind LLC by Assignment and Assumption Agreement dated February 8, 2019 and recorded March 14, 2019 as Instrument No. 2019-001187, and as amended by that certain Amendment to Lease and Memorandum of Lease between John E. O'Brien and Sue E. O'Brien and Number Three Wind LLC, dated May 3, 2019 and recorded May 22, 2019 as Instrument No. 2019-002450 regarding the parcel below:

All that tract or parcel of land situate in the Town of Lowville, County of Lewis, State of New York, being a portion of Great Lot 13 in Township 11, and being more precisely described as follows:

Commencing at a point in the center of the Number Three Road (49.5-foot width), said point also being the northeasterly corner of a 66.11-acre parcel of land conveyed by Walter J. and Doris Kennell, and Paul R. Kennell to Walter J. and Doris Kennell by deed dated February 7, 2001 and recorded in the Lewis County Clerk's Office on February 7, 2001 in Liber 673 of Deeds at Page 106, said point having New York State plane coordinates (NAD83/2011 - Central Zone) of 1,401,174.93 feet North and 1,087,787.41 feet East;

thence along the easterly and westerly lines of said 66.11-acre parcel, the following three courses and distances:

South 34 degrees 35 minutes 28 seconds West, in part with a barbed wire fence, a distance of 750.87 feet to a point, said point being South 34 degrees 35 minutes 28 seconds West a distance of 0.34 feet from a found 1/2-inch rebar (extends 0.8 feet above grade);

North 71 degrees 42 minutes 01 seconds West a distance of 97.41 feet to a found 1-inch iron pin (extends 0.4 feet above grade);

South 81 degrees 36 minutes 39 seconds West a distance of 168.68 feet to the northwesterly corner of a 17.47-acre parcel of land conveyed by Daniel R. and Gail A. Klosner to Thomas Z., Jr. and Nancy J. Eaves by deed dated October 6, 1999 and recorded in the Lewis County Clerk's Office on October 6, 1999 in Liber 649 of Deeds at Page 21, said point being South 04 degrees 41 minutes 26 seconds West a distance of 0.24 feet from a found 1/2-inch rebar (extends 0.8 feet above grade), said point having New York State plane coordinates (NAD83/2011 - Central Zone) of 1,400,562.78 feet North and 1,087,101.77 feet East, said point being the Point of Beginning;

thence South 04 degrees 41 minutes 26 seconds West, along the westerly line of said 17.47-acre parcel, a distance of 1,964.02 feet to a 1/2-inch iron pipe (extends 1.4 feet above grade) found on the northerly line of a 55-acre parcel of land conveyed by Harold F. and Jean M. O'Brien to John E. and Sue E. O'Brien by deed dated April 4, 2005 and recorded in the Lewis County Clerk's Office on April 5, 2005 as Instrument No. 2005-01064;

thence North 85 degrees 40 minutes 33 seconds West, in part with a barbed wire fence and along the northerly line of said 55-acre parcel, a distance of 761.19 feet to a 1/2-inch rebar (extends 0.4 feet above grade) found at the northeasterly corner of a parcel of land conveyed by Clarence E. and Mabel Mayer to Wilfred C. and Marilyn Mayer by deed dated March 5, 1987 and recorded in the Lewis County Clerk's Office on March 5, 1987 in Liber 479 of Deeds at Page 118;

thence North 85 degrees 31 minutes 22 seconds West, in part with a barbed wire fence, a distance of 988.52 feet to a 3/4-inch iron pipe (extends 1.0 feet above grade) found at the southeasterly corner of a parcel of land conveyed to Walter J. and Doris Kennell (Liber 673 - Page 106);

thence along the easterly line of Walter J. and Doris Kennell, the following three courses and distances:

1. North 05 degrees 49 minutes 41 seconds East a distance of 738.93 feet to a found 5/8-inch rebar (extends 0.7 feet above grade);
2. North 34 degrees 55 minutes 30 seconds East a distance of 223.65 feet to a found 3/4-inch rebar (extends 0.6 feet above grade);
3. North 47 degrees 32 minutes 01 seconds East a distance of 875.29 feet to a 1-inch iron pin (extends 0.7 feet above grade) found on the southerly line of said 66.11-acre parcel;

thence along the southerly and easterly lines of said 66.11-acre parcel, the following three courses and distances:

1. North 83 degrees 40 minutes 49 seconds East a distance of 743.88 feet to a found 1-inch iron pin (extends 0.8 feet above grade);
2. North 14 degrees 10 minutes 06 seconds East a distance of 197.98 feet to a found 1-inch iron pin (extends 0.6 feet above grade);
3. North 81 degrees 36 minutes 39 seconds East a distance of 271.47 feet to the Point of Beginning.

To contain 59.971 acres of land, more or less.

The above-described parcel of land is intended to be a portion of the same premises conveyed by Harold F. and Jean M. O'Brien to John E. and Sue E. O'Brien by deed dated April 4, 2005 and recorded in the Lewis County Clerk's Office on April 5, 2005 as Instrument No. 2005-01064.

The above-mentioned coordinates, bearings, and distances are referenced to the North American Datum of 1983, 2011 adjustment (NAD83/2011), projected on the New York State Plane Coordinate System (Central Zone).

**WNYNO30002 SBL Nos. 158.-2-3.1; 158.-2-4; 158.-2-6; 158.-2-8; 159.-1-1; 159.-1-6.12; 159.-1-12.1; 159.-2-8.11; 176.-1-5.12; 176.-1-5.2; 176.-2-2.1 (Town of Lowville) Walter J. Kennell**

Wind Lease Agreement of unspecified date as evidenced by that certain Memorandum of Wind Energy Lease, dated August 11, 2015 and recorded in the Lewis County Clerk's Office on October 30, 2015 as Instrument No. 2015-005271, as assigned by Assignment and Assumption Agreement dated October 9, 2018 and recorded October 31, 2018 in Instrument 2018-005473, and as amended by Amendment to Lease and Memorandum of Lease between Walter J. Kennell and Doris Kennell and Number Three Wind LLC dated June 4, 2019 and recorded June 21, 2019 as Instrument No. 2019-003111 regarding the parcels below:

#### **PARCEL 2**

All that tract or parcel of land situate in the Town of Harrisburg, County of Lewis, State of New York, being a portion of Great Lots 6 and 13 in Township 10, and being more precisely described as follows:

Beginning at the intersection of the northerly bounds of New York State Route 12 (variable width) with the westerly line of Great Lot 13, said point having New York State plane coordinates (NAD83/2011 - Central Zone) of 1,404.464.60 feet North and 1,074,287.23 feet East;

thence North 05 degrees 31 minutes 14 seconds East, in part with a barbed wire fence and along the westerly line of Great Lot 13, a distance of 2,473.91 feet to the southeasterly corner of a parcel of land conveyed by Eloise L. Powis to Jeffery A. Powis by deed dated January 18, 2002 and recorded in the Lewis County Clerk's Office on January 28, 2002 in Liber 691 of Deeds at Page 71;

thence North 47 degrees 46 minutes 13 seconds East, generally with a barbed wire fence and along the easterly line of Jeffrey A. Powis, a distance of 560.07 feet to the southwesterly corner of a parcel of land conveyed by Ronald and Allison Sheldon to Allison Sheldon and Carolyn Sheldon by deed dated June 12, 1979 and recorded in the Lewis County Clerk's Office on June 13, 1979 in Liber 399 of Deeds at Page 28;

thence South 86 degrees 05 minutes 00 seconds East, in part with a barbed wire fence and along the southerly line of Allison Sheldon and Carolyn Sheldon, a distance of 2,073.72 feet to a point.

thence South 05 degrees 18 minutes 20 seconds West, in part with a barbed wire fence, in part along the westerly line of Allison Sheldon and Carolyn Sheldon, and in part along the westerly line of a parcel of land conveyed by Norma Kennell to Walter J. and Doris Kennell by deed dated January 2, 2012 and recorded in the Lewis County Clerk's Office on February 3, 2012 as Instrument No. 2012-000613, a distance of 4,120.62 feet to a point on the northerly bounds of New York State Route 12;

thence along the northerly bounds of New York State Route 12, the following three courses and distances:

1. North 59 degrees 05 minutes 23 seconds West a distance of 2273.36 feet to a point;
2. North 58 degrees 50 minutes 49 seconds West a distance of 195.90 feet to a point;
3. North 58 degrees 26 minutes 47 seconds West a distance of 261.02 feet to the Point of Beginning.

To contain 195.650 acres of land, more or less.

Also all that tract or parcel of land situate in the Town of Harrisburg, County of Lewis, State of New York, being a portion of Great Lot 13 in Township 10, and being more precisely described as follows:

Beginning at the intersection of the southerly bounds of New York State Route 12 (variable width) with the westerly line of Great Lot 13, said point having New York State plane coordinates (NAD83/2011 - Central Zone) of 1,404.391.49 feet North and 1,074,280.16 feet East;

thence along the southerly bounds of New York State Route 12, the following three courses and distances:

1. South 58 degrees 26 minutes 47 seconds East a distance of 229.02 feet to a point;
2. South 58 degrees 50 minutes 49 seconds East a distance of 196.27 feet to a point;
3. South 59 degrees 05 minutes 23 seconds East a distance of 344.93 feet to the northwesterly corner of a 1.190-acre parcel conveyed by Norma Kennell to Galen L. and Cheryl J. Moshier by deed dated July 19, 2004 and recorded in the Lewis County Clerk's Office on July 27, 2004 as Instrument No. 2004-02386;

thence along the westerly, southerly and easterly lines of said 1.190-acre parcel, the following three courses and distances:

1. South 38 degrees 07 minutes 05 seconds West a distance of 218.09 feet to a found 1-inch iron pipe (extends 0.9-feet above grade), said course passing over a 5/8-inch rebar inside a 3/4-inch iron pipe (extends 2.5-feet above grade) found at a distance of 1.38 feet;
2. South 59 degrees 05 minutes 31 seconds East a distance of 207.98 feet to a found 1-inch iron pipe (extends 0.8-feet above grade)
3. North 38 degrees 07 minutes 05 seconds East a distance of 200.37 feet to a point on the southerly bounds of New York State Route 12;

thence along the southerly bounds of New York State Route 12, the following three courses and distances:

1. South 59 degrees 00 minutes 40 seconds East a distance of 275.21 feet to a point;
2. South 68 degrees 39 minutes 33 seconds East a distance of 107.92 feet to a point;
3. South 59 degrees 05 minutes 23 seconds East a distance of 1,373.90 feet to the northwesterly corner of a parcel of land conveyed by Norma Kennell to Walter J. and Doris Kennell by deed dated January 2, 2012 and recorded in the Lewis County Clerk's Office on February 3, 2012 as Instrument No. 2012-000613;

thence South 03 degrees 47 minutes 20 seconds West, along the westerly line of Walter J. and Doris Kennell, a distance of 688.84 feet to a point on the southerly line of Great Lot 13;

thence along the southerly and westerly lines of Great Lot 13, the following two courses and distances:

1. North 86 degrees 16 minutes 41 seconds West, in part with a barbed wire fence, a distance of 2,488.23 feet to a found 1/2-inch iron pipe (extends 2.1-feet above grade);
2. North 05 degrees 31 minutes 14 seconds East, in generally with a barbed wire fence, a distance of 1,940.88 feet to the Point of Beginning.

To contain 73.356 acres of land, more or less.

The above-described parcels of land are intended to be a portion of the same premises conveyed by Norma Kennell to Water J. and Doris Kennell by deed dated January 2, 2012 and recorded in the Lewis County Clerk's Office on February 3, 2012 as Instrument No. 2012-000613.

The above-mentioned coordinates, bearings, and distances are referenced to the North American Datum of 1983, 2011 adjustment (NAD83/2011), projected on the New York State Plane Coordinate System (Central Zone).

**PARCEL 3**

All that tract or parcel of land situate in the Town of Harrisburg, County of Lewis, State of New York, being a portion of Great Lot 20 in Township 10, and being more precisely described as follows:

Beginning at a point in the centerline of Moody Road (49.5-foot width), said point also being the southeasterly corner of a 13.38-acre parcel conveyed by Dale E. and Julie M Kloster to Ralph J Drelick, Jr. by deed dated October 17, 2007 and recorded in the Lewis County Clerk's Office on November 29, 2007 as Instrument No. 2007-04014, said point having New York State plane coordinates (NAD83/2011 - Central Zone) of 1,401,342.28 feet North and 1,074,466.38 feet East;

thence North 06 degrees 14 minutes 28 seconds East, in part with a barbed wire fence and along the easterly line of said 13.38-acre parcel, a distance of 1,091.82 feet to a point on the northerly line of Great Lot 20, said course passing over a 1/2-inch iron pipe found at a distance of 1,091.32 feet;

thence South 86 degrees 16 minutes 41 seconds East, in part with a barbed wire fence and along the northerly line of Great Lot 20, a distance of 1,971.62 feet to a point on the westerly line of a parcel of land conveyed by Norma Kennell to Walter J. and Doris Kennell by deed dated January 2, 2012 and recorded in the Lewis County Clerk's Office on February 3, 2012 as Instrument No. 2012-000613;

thence South 03 degrees 36 minutes 38 seconds West, in part with a barbed wire fence and along the westerly line of Walter J. and Doris Kennell, a distance of 716.14 feet to a point in the center of Moody Road;

thence along the center of Moody Road, the following four courses and distances:

1. South 83 degrees 30 minutes 16 seconds West a distance of 543.74 feet to a point;
2. South 83 degrees 43 minutes 13 seconds West a distance of 282.35 feet to a point;
3. South 83 degrees 03 minutes 01 seconds West a distance of 767.41 feet to a point;
4. South 82 degrees 51 minutes 50 seconds West a distance of 461.96 feet to the Point of Beginning.

To contain 41.176 acres of land, more or less.

The above-described parcel of land is intended to be a portion of the same premises conveyed by Norma Kennell to Walter J. and Doris Kennell by deed dated January 2, 2012 and recorded in the Lewis County Clerk's Office on February 3, 2012 as Instrument No. 2012-000613.

The above-mentioned coordinates, bearings, and distances are referenced to the North American Datum of 1983, 2011 adjustment (NAD83/2011), projected on the New York State Plane Coordinate System (Central Zone).

#### PARCEL 4

All that tract or parcel of land situate in the Town of Harrisburg, County of Lewis, State of New York, being a portion of Great Lot 12 in Township 10, and being more precisely described as follows:

Beginning at a point on the southerly bounds New York State Route 12, said point also being the northeasterly corner of a parcel of land conveyed by Walter J. and Doris Kennell, and Paul R. Kennell to Walter J. and Doris Kennell by deed dated February 7, 2001 and recorded in the Lewis County Clerk's Office on February 7, 2001 in Liber 673 of Deeds at Page 106, said point having New York State plane coordinates (NAD83/2011 - Central Zone) of 1,405,436.42 feet North and 1,072,578.56 feet East;

South 58 degrees 26 minutes 47 seconds East, along the southerly bounds of New York State Route 12, a distance of 555.98 feet the northwesterly corner of a parcel conveyed to Gallop Cemetery by deed recorded in the Lewis County Clerk's Office in Liber X of Deeds at Page 437;

thence along the westerly and southerly lines of the Gallop Cemetery, the following three courses and distances:

1. South 38 degrees 36 minutes 49 seconds West a distance of 138.39 feet to a point;
2. South 71 degrees 04 minutes 47 seconds East, in part with a barbed wire fence, a distance of 387.02 feet to a point;
3. North 71 degrees 10 minutes 03 seconds East a distance of 43.09 feet to a point on the southerly bounds of New York State Route 12;

thence along the southerly bounds of New York State Route 12, the following five courses and distances:

1. South 18 degrees 36 minutes 57 seconds East a distance of 146.47 feet to a point;
2. North 85 degrees 37 minutes 01 seconds East a distance of 171.82 feet to a point;
3. South 54 degrees 28 minutes 44 seconds East a distance of 193.00 feet to a point;
4. South 76 degrees 49 minutes 11 seconds East a distance of 81.94 feet to a point;
5. South 58 degrees 26 minutes 47 seconds East a distance of 530.83 feet to a point on the easterly line of Great Lot 12;

thence along the easterly and southerly line of Great Lot 12, the following two courses and distances:

1. South 05 degrees 31 minutes 14 seconds West a distance of 1,940.88 feet to a found 1/2-inch iron pipe (extends 2.1 feet above grade)
2. North 86 degrees 02 minutes 25 seconds West, in generally with a barbed wire fence, a distance of 2,791.80 feet to the southeasterly corner of a parcel of land conveyed by Rebecca A. Widrick to Emmanuel J. and Dorothy A. Widrick by deed dated January 17, 2017 and recorded in the Lewis County Clerk's Office on February 9, 2017 as Instrument No. 2017-000794, said course passing over a 1/2-inch rebar with a 1-inch diameter orange plastic cap marked "TJ KOVACH LS49092" (extends 0.8 feet above grade) found at a distance of 44.26 feet;

thence North 05 degrees 31 minutes 14 seconds East, generally with a barbed wire fence, along the easterly line of Emmanuel J. and Dorothy A. Widrick, a distance of 1,786.97 feet to the southwesterly corner of Water J. and Doris Kennell (Liber 673 - Page 106);

thence along the southerly and easterly lines of Water J. and Doris Kennell, the following five courses and distances:

1. South 85 degrees 14 minutes 15 seconds East, in part with a barbed wire fence, a distance of 1,011.38 feet to a point;
2. North 14 degrees 45 minutes 45 seconds East a distance of 209.64 feet to a point;
3. North 22 degrees 15 minutes 45 seconds East, in part with a barbed wire fence, a distance of 284.66 feet to a point;
4. North 85 degrees 49 minutes 35 seconds West, in part with a barbed wire fence, a distance of 124.08 feet to a point;
5. North 04 degrees 55 minutes 39 seconds East, in part with a barbed wire fence, a distance of 616.39 feet to the Point of Beginning.

To contain 137.672 acres of land, more or less.

The above-described parcel of land is intended to be a portion of the same premises conveyed by Walter J. and Doris Kennell, and Paul R. Kennell to Water J. and Doris Kennell by deed dated February 7, 2001 and recorded in the Lewis County Clerk's Office on February 7, 2001 in Liber 673 of Deeds at Page 106.

The above-mentioned coordinates, bearings, and distances are referenced to the North American Datum of 1983, 2011 adjustment (NAD83/2011), projected on the New York State Plane Coordinate System (Central Zone).

**PARCEL 5**

All that tract or parcel of land situate in the Town of Harrisburg, County of Lewis, State of New York, being a portion of Great Lot 12 in Township No. 10, and being more precisely described as follows:

Beginning at a point on the southerly bounds of New York State Route 12 (variable width), said point being the northeasterly corner of a 27 1/4-acre parcel conveyed by Rebecca A. Widrick to Emmanuel J. and Dorothy A. Widrick by deed dated January 17, 2017 and recorded in the Lewis County Clerk's Office on February 9, 2017 as Instrument No. 2017-000794, said point having New York State plane coordinates (NAD83/2011 - Central Zone) of 1,406,046.54 feet North and 1,071,585.53 feet East;

thence South 58 degrees 26 minutes 00 seconds East, along the southerly bounds of New York State Route 12, a distance of 1,165.50 feet to a point on the westerly line of a 121 1/2-acre parcel conveyed by Walter J. and Doris Kennell, and Paul R. Kennell to Walter J. and Doris Kennell by deed dated February 7, 2001 and recorded in the Lewis County Clerk's Office on February 7, 2001 in Liber 673 of Deeds at Page 106;

thence along the westerly and southerly lines of said 121 1/2-acre parcel, the following two courses and distances:

1. South 04 degrees 55 minutes 39 seconds West, generally with a barbed wire fence, a distance of 616.39 feet to a point;
2. South 85 degrees 49 minutes 35 seconds East, generally with a barbed wire fence, a distance of 124.08 feet to a point on the northerly line of a 143-acre parcel conveyed to Walter J. and Doris Kennell (Liber 673 - Page 106);

thence along the northerly line of said 143-acre parcel, the following three courses and distances:

1. South 22 degrees 15 minutes 45 seconds West, in part with a barbed wire fence, a distance of 284.66 feet to a point;
2. South 14 degrees 45 minutes 45 seconds West a distance of 209.64 feet to a point;
3. North 85 degrees 14 minutes 15 seconds West, in part with a barbed wire fence, a distance of 1,011.38 feet to a point on the easterly line of a 50-acre parcel of land conveyed to Emmanuel J. and Dorothy A. Widrick (Instrument No. 2017-000794);

thence along the easterly and northerly lines of said 50-acre parcel, the following two courses and distances:

1. North 05 degrees 31 minutes 14 seconds East, in part with a barbed wire fence, a distance of 466.40 feet to a point;
2. North 85 degrees 49 minutes 35 seconds West, in part with a barbed wire fence, a distance of 175.15 feet to the southeasterly corner of said 27 1/4-acre parcel;

thence North 11 degrees 40 minutes 08 seconds East, in part with a barbed wire fence and along the easterly line of said 27 1/4-acre parcel, a distance of 1,162.50 feet to the Point of Beginning.

To contain 34.452 acres of land, more or less.

The above-described parcel of land is intended to be a portion of the same premises conveyed by Walter J. and Doris Kennell, and Paul R. Kennell to Walter J. and Doris Kennell by deed dated February 7, 2001 and recorded in the Lewis County Clerk's Office on February 7, 2001 in Liber 673 of Deeds at Page 106.

The above-mentioned coordinates, bearings, and distances are referenced to the North American Datum of 1983, 2011 adjustment (NAD83/2011), projected on the New York State Plane Coordinate System (Central Zone).

#### **PARCEL 7**

All that tract or parcel of land situate in the Town of Harrisburg, County of Lewis, State of New York, being a portion of Great Lots 13 and 21 in Township 10, and being more precisely described as follows:

Beginning at a point on the southerly bounds of New York State Route 12 (variable width), said point being on the easterly line of a 275.13-acre parcel conveyed by Norma Kennell to Walter J. and Doris Kennell by deed dated January 2, 2012 and recorded in the Lewis County Clerk's Office on February 3, 2012 as Instrument No. 2012-000613, said point having New York State plane coordinates (NAD83/2011 - Central Zone) of 1,402,985.42 feet North and 1,076,621.95 feet East;

thence South 59 degrees 05 minutes 23 seconds East, along the southerly bounds of New York State Route 12, a distance of 212.90 feet to the northwesterly corner of a 0.83-acre parcel conveyed by James Clinton Snyder to Faith Z. Snyder by deed dated December 10, 2004 and recorded in the Lewis County Clerk's Office on February 18, 2005 as Instrument No. 2005-00554;

thence along the westerly, southerly, and easterly lines of said 0.83-acre parcel, the following five courses and distances:

1. South 24 degrees 40 minutes 41 seconds West a distance of 123.42 feet to a found 1-inch iron pipe in concrete (flush with grade), said course passing over a 1-inch iron pipe (0.7 feet below grade) found at a distance of 0.27 feet;
2. South 03 degrees 36 minutes 22 seconds East a distance of 113.73 feet to a found 1-inch iron pipe in concrete (Extends 0.1 feet above grade);
3. South 59 degrees 10 minutes 11 seconds East a distance of 58.93 feet to a found 1-inch iron pipe in concrete (0.1 feet below grade);
4. North 62 degrees 44 minutes 41 seconds East a distance of 80.00 feet to a point;



5. North 28 degrees 46 minutes 59 seconds East a distance of 148.45 feet to a point on the southerly bounds of New York State Route 12, said course passing over a 1-inch iron pipe (0.5 feet below grade) found at a distance of 148.00 feet;

thence along the southerly bounds of New York State Route 12, the following three courses and distances;

1. South 59 degrees 05 minutes 23 seconds East a distance of 545.78 feet to a point;
2. South 58 degrees 56 minutes 06 seconds East a distance of 290.71 feet to a point;
3. South 59 degrees 08 minutes 05 seconds East a distance of 750.38 feet to the northwesterly corner of a parcel conveyed by Bible Brethren Church to Bethany A. Hosmer by deed dated December 24, 1999 and recorded in the Lewis County Clerk's Office on January 13, 2000 in Liber 653 of Deeds at Page 334;

thence South 31 degrees 13 minutes 21 seconds West, along the westerly line of Bethany A. Hosmer, a distance of 235.38 feet to a point in the center of Moody Road (49.5-foot width);

thence along the center of Moody Road, the following four courses and distances:

1. South 84 degrees 08 minutes 22 seconds West a distance of 21.91 feet to a point;
2. South 84 degrees 29 minutes 50 seconds West a distance of 626.91 feet to a point;
3. South 83 degrees 04 minutes 57 seconds West a distance of 632.04 feet to a point;
4. South 83 degrees 30 minutes 16 seconds West a distance of 414.79 feet to the southeasterly corner of a 41.4-acre parcel conveyed to Walter J. and Doris Kennel (Instrument No. 2012-000613);

thence North 03 degrees 36 minutes 38 seconds East, in part with a barbed wire fence, along the easterly line of said 41.4-acre parcel, a distance of 716.14 feet to a point on the northerly line of Great Lot 20;

thence South 86 degrees 16 minutes 41 seconds East, along the northerly line of Great Lot 20, a distance of 23.95 feet to the southeasterly corner of said 275.13-acre parcel;

thence North 03 degrees 47 minutes 20 seconds East, along the easterly line of said 275.13-acre parcel, a distance of 688.84 feet to the Point of Beginning.

To contain 31.325 of land, more or less.

Also, all that tract or parcel of land situate in the Town of Harrisburg, County of Lewis, State of New York, being a portion of Great Lot 13 in Township 10, and being more precisely described as follows:

Beginning at a point on the northerly bounds of New York State Route 12 (variable width), said point being on the easterly line of a 275.13-acre parcel conveyed by Norma Kennel to Walter J. and Doris Kennel by deed dated January 2, 2012 and recorded in the Lewis County Clerk's Office on February 3, 2012 as Instrument No. 2012-000613, said point having New York State plane coordinates (NAD83/2011 - Central Zone) of 1,403,058.85 feet North and 1,076,627.79 feet East;

thence North 05 degrees 18 minutes 20 seconds East, along the easterly line of said 275.13-acre parcel, a distance of 2,530.45 feet to the southwesterly corner of a parcel conveyed by Ronald and Allison Sheldon to Allison Sheldon and Carolyn Sheldon by deed dated June 12, 1979 and recorded in the Lewis County Clerk's Office on June 12, 1979 in Liber 399 of Deeds at Page 28;

thence South 86 degrees 20 minutes 26 seconds East, in part with a barbed wire fence and along the southerly line of Allison Sheldon and Carolyn Sheldon, a distance of 2,482.16 feet to a point on the easterly line of Great Lot 13;

thence South 04 degrees 06 minutes 31 seconds West, in part with a barbed wire fence and along the easterly line of Great Lot 13, a distance of 1,042.72 feet to the northeasterly corner of a 71-acre parcel conveyed by Simon and Diane Gingerich to Lowell and Joyce Gingerich by deed dated January 1, 2001 and recorded in the Lewis County Clerk's Office on October 4, 2001 in Liber 685 of Deeds at Page 172;

thence along the northerly and westerly lines of said 71-acre parcel, the following two courses and distances:

1. North 86 degrees 24 minutes 31 seconds West, in part with a barbed wire fence, a distance of 1,257.85 feet to a point;
2. South 03 degrees 07 minutes 34 seconds West, in part with a barbed wire fence, a distance of 596.04 feet to a point;

thence South 12 degrees 10 minutes 31 seconds West, in part with a barbed wire fence, in part along the westerly line of said 71-acre parcel, and in part along the westerly line of a 62.81-acre parcel conveyed by Cristopher and Jennifer J. Kain to Walter J. and Doris Kennell by deed dated August 28, 2013 and recorded in the Lewis County Clerk's office on August 28, 2013 as Instrument No. 2013-006220, a distance of 1,461.28 feet to a point on the northerly bounds of New York State Route 12;

thence along the northerly bounds of New York State Route 12, the following two courses and distances:

1. North 58 degrees 56 minutes 06 seconds West a distance of 247.97 feet to a point;
2. North 59 degrees 05 minutes 23 seconds West a distance of 964.94 feet to the Point of Beginning.

To contain 109.152 of land, more or less.

The above-described parcel of land is intended to be a portion of the same premises conveyed by Norma Kennell to Walter J. and Doris Kennell by deed dated January 2, 2012 and recorded in the Lewis County Clerk's Office on February 3, 2012 as Instrument No. 2012-000613.

The above-mentioned coordinates, bearings, and distances are referenced to the North American Datum of 1983, 2011 adjustment (NAD83/2011), projected on the New York State Plane Coordinate System (Central Zone).

#### PARCEL 9

All that tract or parcel of land situate in the Town of Harrisburg, County of Lewis, State of New York, being a portion of Great Lots 13 and 14 in Township 10, and being more precisely described as follows:

Beginning at a point in the centerline of Vary Road (49.5-foot width), said point also being the southeasterly corner of a 51 1/2-acre parcel conveyed by Simon and Diane Gingerich to Lowell and Joyce Gingerich by deed dated January 1, 2001 and recorded in the Lewis County Clerk's Office on October 4, 2001 in Liber 685 of Deeds at Page 172, said point having New York State plane coordinates (NAD83/2011 - Central Zone) of 1,402,802.36 feet North and 1,080,142.04 feet East;

thence South 48 degrees 09 minutes 48 seconds West, along the center of Vary Road, a distance of 983.01 feet to the northeasterly corner of a parcel of land conveyed by Christopher and Jennifer J. Kain to Lauren D. and Debbie R. Zehr by deed dated May 11, 2015 and recorded in the Lewis County Clerk's Office on June 4, 2015 as Instrument No. 2015-002435;

thence along the northerly and westerly lines of Lauren D. and Debbie R. Zehr, the following two courses and distances:

1. North 65 degrees 36 minutes 55 seconds West a distance of 355.17 feet to a point, said course passing over a found 1/2-inch rebar with a 1-inch diameter yellow plastic cap marked "Moncrief PLS49819" (extends 0.5-feet above grade);
2. South 30 degrees 14 minutes 05 seconds West a distance of 164.61 feet to the northeasterly corner of a parcel conveyed to Fair View Cemetery by deed recorded in the Lewis County Clerk's Office in Liber 24 of deeds at Page 217;

thence along the northerly and westerly line of Fair View Cemetery, the following two courses and distances:

1. North 59 degrees 13 minutes 53 seconds West a distance of 264.15 feet to a point;
2. South 30 degrees 37 minutes 14 seconds West a distance of 165.32 feet to the northeasterly corner of a 2.42-acre parcel conveyed by Alan J. Priest to Dickinson L. and Victoria L. Windover by deed dated May 14, 2002 and recorded in the Lewis County Clerk's Office on May 17, 2002 in Liber 697 of Deeds at Page 127;

thence North 85 degrees 51 minutes 59 seconds West, in part with a barbed wire fence, along the northerly line of said 2.42-acre parcel a distance of 612.46 feet to a point on the northerly bounds of New York State Route 12 (variable width), said course passing over a 3/4-inch iron pipe (extends 0.4-feet below grade) found at a distance of 611.91 feet;

thence North 59 degrees 07 minutes 01 seconds West, along the northerly bounds of New York State Route 12, a distance of 481.41 feet to the southeasterly corner of a parcel conveyed by Norma Kennell to Walter J. and Doris Kennell by deed dated January 2, 2012 and recorded in the Lewis County Clerk's Office on February 3, 2012 as Instrument No. 2012-000613;

thence North 12 degrees 10 minutes 31 seconds East, in part with a barbed wire fence and along the easterly line of Walter J. and Doris Kennell, a distance of 1,265.63 feet to the southwesterly corner of a 71-acre parcel conveyed to Lowell and Joyce Gingerich (Liber 685 - Page 172);

thence South 68 degrees 29 minutes 09 seconds East, generally with a barbed wire fence, in part along the southerly line of said 71-acre parcel, and in part along said 51 1/2-acre parcel (Liber 885 - Page 172), a distance of 2,372.31 feet to the Point of Beginning.

To contain 52.276 acres of land, more or less.

The above-described parcel of land is intended to be a portion of the same premises conveyed by Cristopher and Jennifer J. Kain to Walter and Doris Kennell by deed dated August 28, 2013 and recorded in the Lewis County Clerk's Office on August 28, 2013 as Instrument No. 2013-006220.

The above-mentioned coordinates, bearings, and distances are referenced to the North American Datum of 1983, 2011 adjustment (NAD83/2011), projected on the New York State Plane Coordinate System (Central Zone).

#### **PARCELS 10 AND 11**

##### **SBL No. 159-1-12.1**

All that tract or parcel of land situate in the Town of Harrisburg, County of Lewis, State of New York, being a portion of Great Lot 21 in Township 10, and being more precisely described as follows:

Beginning at a point on the division line between the Town of Harrisburg and the Town of Lowville, said point being South 03 degrees 36 minutes 54 seconds West, a distance of 268.00 feet from the northeasterly corner of Great Lot 21, said point having New York State plane coordinates (NAD83/2011 - Central Zone) of 1,401,617.58 feet North and 1,083,858.16 feet East;

thence South 03 degrees 36 minutes 54 seconds West along the division line between the Town of Harrisburg and the Town of Lowville, a distance of 2,094.45 feet to the northeasterly corner of a parcel of land conveyed by Walter J. and Doris Kennell, and Paul R. Kennell to Walter J. and Doris Kennell by deed dated February 7, 2001 and recorded in the Lewis County Clerk's Office on February 7, 2001 in Liber 673 of Deeds at Page 106;

thence North 86 degrees 22 minutes 44 seconds West, along the northerly line of Walter J. and Doris Kennell, a distance of 247.96 feet to the southeasterly corner of a parcel of land conveyed by Paul E. Long to Delmar K. Long by deed dated December 1, 2010 and recorded in the Lewis County Clerk's Office on December 2, 2010 as Instrument No. 2010-006328;

thence North 03 degrees 36 minutes 54 seconds East, along the easterly line of Delmar K. Long, a distance of 2,016.40 feet to a point at the southeasterly corner of a 1.5-acre parcel conveyed by The United States of America, acting through the Administrator of the Farmers Home Administration, United States Department of Agriculture to Lauren D. and Debbie R. Zehr by deed dated January 27, 1987 and recorded in the Lewis County Clerk's Office on February 17, 1987 in Liber 478 of Deeds at Page 270;

thence North 76 degrees 08 minutes 56 seconds East, along the southerly line of said 1.5-acre parcel, a distance of 259.95 feet to the Point of Beginning.  
To contain 11.700 of land, more or less.

The above-described parcel of land is intended to be a portion of the same premises conveyed by Walter J. Kennell, Doris Kennell and Paul R. Kennell to Walter J. and Doris Kennell by deed dated February 7, 2001 and recorded in the Lewis County Clerk's Office on February 7, 2001 in Liber 673 of Deeds at Page 106.

The above-mentioned coordinates, bearings, and distances are referenced to the North American Datum of 1983, 2011 adjustment (NAD83/2011), projected on the New York State Plane Coordinate System (Central Zone).

##### **SBL No. 159-2-8.11**

All that tract or parcel of land situate in the Town of Lowville, County of Lewis, State of New York, being a portion of Great Lot 13 in Township 11, and being more precisely described as follows:

Beginning at a point on the division line between the Town of Lowville and the Town of Harrisburg, said point also being the northwesterly corner of Great Lot 13, said point having New York State plane coordinates (NAD83/2011 - Central Zone) of 1,401,549.12 feet North and 1,083,853.83 feet East;

thence South 85 degrees 24 minutes 35 seconds East, along the northerly line of Great Lot 13, a distance of 312.84 feet to the reputed northwesterly corner of the Willow Grove Cemetery (no deed reference);

thence South 02 degrees 20 minutes 41 seconds West, in part along the reputed westerly line of the Willow Grove Cemetery and in part along the westerly line of a parcel of land conveyed by Walter J. and Doris Kennell, and Paul R. Kennell to Walter J. and Doris Kennell

by deed dated February 7, 2001 and recorded in the Lewis County Clerk's Office on February 7, 2001 in Liber 673 of Deeds at Page 106, a distance of 2,706.00 feet to a point on the northerly line of a parcel of land conveyed by Clarence E. and Mabel Mayer to Wilfred C. and Marilyn Mayer by deed dated March 5, 1987 and recorded in the Lewis County Clerk's Office on March 5, 1987 in Liber 479 of Deeds at Page 118;

thence North 85 degrees 58 minutes 08 seconds West, along the northerly line of Wilfred C. and Marilyn Mayer, a distance of 372.78 feet to a point on the division line between the Town of Lowville and the Town of Harrisburg;

thence North 03 degrees 36 minutes 54 seconds East, along the division line between the Town of Lowville and the Town of Harrisburg, a distance of 2,707.95 feet to the Point of Beginning.

To contain 21.296 acres of land, more or less.

The above-described parcel of land is intended to be a portion of the same premises conveyed by Walter J. and Doris Kennell, and Paul R. Kennell to Walter J. and Doris Kennell by deed dated February 7, 2001 and recorded in the Lewis County Clerk's Office on February 7, 2001 in Liber 673 of Deeds at Page 106.

The above-mentioned coordinates, bearings, and distances are referenced to the North American Datum of 1983, 2011 adjustment (NAD83/2011), projected on the New York State Plane Coordinate System (Central Zone).

#### **PARCEL 12**

All that tract or parcel of land situate in the Town of Harrisburg, County of Lewis, State of New York, being a portion of Great Lot 21 in Township 10, and being more precisely described as follows:

Beginning at a point on the southerly bounds of New York State Route 12 (variable width), said point being North 89 degrees 19 minutes 12 seconds West a distance of 0.47 feet from a found 1/2-inch rebar with a 1-inch diameter yellow plastic cap marked "Moncrief PLS49819" (flush with grade), said point also being the southeasterly corner of a parcel of land conveyed by Paul E. Long to Delmar K. Long, Trustee of the Long Irrevocable Trust by deed dated August 11, 2016 and recorded in the Lewis County Clerk's Office on November 10, 2016 as Instrument No. 2016-005954, said point having New York State plane coordinates (NAD83/2011 - Central Zone) of 1,398,505.09 feet North and 1,082,393.67 feet East;

thence South 44 degrees 31 minutes 48 seconds East, along the southerly bounds of New York State Route 12, a distance of 798.67 feet to the most northerly corner of the remainder of a 234.22-acre parcel conveyed by Clarence E. and Mabel Mayer to Wilfred C. and Marilyn Mayer by deed dated March 5, 1987 and recorded in the Lewis County Clerk's Office on March 5, 1987, said point being South 38 degrees 49 minutes 10 seconds West a distance of 1.73 feet from a found 2-inch iron pipe (flush with grade);

thence South 38 degrees 49 minutes 10 seconds West, along the northwesterly line of said 234.22-acre remainder parcel, a distance of 881.85 feet to a point on the southerly line of Great Lot 21;

thence along the southerly line of Great Lot 21, the following two courses and distances;

1. North 84 degrees 23 minutes 02 seconds West a distance of 1,215.86 feet to a found 1/2-inch rebar with a 1-inch diameter yellow plastic cap marked "Moncrief PLS49819" (extends 0.3 feet above grade), said course passing over a 3/4-inch iron pipe (extends 2.5 feet above grade) found at a distance of 8.01 feet;

2. North 86 degrees 41 minutes 49 seconds West a distance of 1,499.35 feet to the southeasterly corner of a 234.36-acre parcel conveyed by Kermit K. and Ann Z. Lehman to Steven W. and Elnora L. Widrick by deed dated February 22, 1995 and recorded in the Lewis County Clerk's Office on February 24, 1995 in Liber 581 of Deeds at Page 74;

thence along the easterly line of said 234.36-acre parcel, the following seven courses and distances:

1. North 04 degrees 18 minutes 24 seconds East a distance of 361.94 feet to a found 1/2-inch rebar with a 1-inch diameter yellow cap marked "Moncrief PLS 49819" (extends 0.3 feet above grade);

2. North 69 degrees 50 minutes 51 seconds West a distance of 463.77 feet to a found 1/2-inch rebar with a 1-inch diameter yellow cap marked "Moncrief PLS 49819" (extends 0.3 feet above grade);

3. North 15 degrees 12 minutes 48 seconds East a distance of 231.92 feet to a found 1/2-inch rebar with a 1-inch diameter yellow cap marked "Moncrief PLS 49819" (extends 0.5 feet above grade);

4. South 85 degrees 29 minutes 28 seconds East a distance of 447.27 feet to a found 1/2-inch rebar with a 1-inch diameter yellow cap marked "Moncrief PLS 49819" (extends 0.5 feet above grade);
5. North 30 degrees 16 minutes 56 seconds East a distance of 803.63 feet to a found 1/2-inch rebar with a 1-inch diameter yellow cap marked "Moncrief PLS 49819" (extends 0.4 feet above grade);
6. South 73 degrees 52 minutes 23 seconds East a distance of 322.62 feet to a found 1/2-inch rebar with a 1-inch diameter yellow cap marked "Moncrief PLS 49819" (extends 0.5 feet above grade);
7. North 67 degrees 57 minutes 38 seconds East a distance of 322.46 feet to a 1/2-inch rebar with a 1-inch diameter yellow cap marked "Moncrief PLS 49819" (extends 0.5 feet above grade) found on the southerly line of Delmar K. Long;

thence along the southerly line of Delmar K. Long, the following four courses and distances:

1. North 73 degrees 14 minutes 59 seconds East a distance of 430.08 feet to a point;
2. South 59 degrees 53 minutes 03 seconds East a distance of 608.26 feet to a point;
3. South 40 degrees 11 minutes 28 seconds East a distance of 257.45 feet to a point;
4. South 89 degrees 19 minutes 12 seconds East a distance of 482.88 feet to the Point of Beginning.

To contain 93.812 acres of land, more or less.

The above-described parcel of land is intended to be a portion of the same premises conveyed by Walter J. and Doris Kennell, and Paul R. Kennell to Water J. and Doris Kennell by deed dated February 7, 2001 and recorded in the Lewis County Clerk's Office on February 7, 2001 in Liber 673 of Deeds at Page 106.

The above-mentioned coordinates, bearings, and distances are referenced to the North American Datum of 1983, 2011 adjustment (NAD83/2011), projected on the New York State Plane Coordinate System (Central Zone).

#### **PARCEL 13**

All that tract or parcel of land situate in the Town of Harrisburg, County of Lewis, State of New York, being a portion of Great Lot 21 in Township 10, and being more precisely described as follows:

Beginning at a point on the northerly bounds of New York State Route 12, said point also being the southwesterly corner of a parcel of land conveyed by Paul E. Long to Delmar K. Long by deed dated December 1, 2010 and recorded in the Lewis County Clerk's Office on December 2, 2010 as Instrument No. 2010-006328, said point having New York State plane coordinates (NAD83/2011 - Central Zone) of 1,399,670.01 feet North and 1,081,470.88 feet East;

thence South 86 degrees 22 minutes 44 seconds East, in part along the southerly line of Delmar K. Long, and in part along the southerly line of a 13 1/3-acre parcel conveyed by Walter J. and Doris Kennell, and Paul R. Kennell to Walter J. and Doris Kennell by deed dated February 7, 2001 and recorded in the Lewis County Clerk's Office on February 7, 2001 in Liber 673 of Deeds at Page 106 a distance of 2,259.73 feet to a point on the division line between the Town of Harrisburg and the Town of Lowville;

thence South 03 degrees 36 minutes 54 seconds West, along the division line between the Town of Harrisburg and the Town of Lowville, a distance of 686.83 feet to the northwesterly corner of a parcel of land conveyed by Clarence E. and Mabel Mayer to Wilfred C. and Marilyn Mayer by deed dated March 5, 1987 and recorded in the Lewis County Clerk's Office on March 5, 1987 in Liber 479 of Deeds at Page 118;

thence South 38 degrees 49 minutes 10 seconds West, along the westerly line of Wilfred C. and Marilyn Mayer, a distance of 1,096.53 feet to a point on the northerly bounds of New York State Route 12;

thence along the northerly bounds of New York State Route 12, the following two courses and distances:

1. North 44 degrees 34 minutes 28 seconds West a distance of 553.04 feet to a point;
2. North 44 degrees 16 minutes 01 seconds West a distance of 392.37 feet the most southerly corner of a parcel of land conveyed to Walter J. and Doris Kennell (Liber 673 - Page 106);

thence along the easterly, northerly, and westerly lines of Walter J. and Doris Kennell (Liber 673 - Page 106), the following three courses and distances:

1. North 48 degrees 19 minutes 59 seconds East a distance of 190.35 feet to a point;
2. North 42 degrees 10 minutes 33 seconds West a distance of 202.75 feet to a point;
3. South 47 degrees 57 minutes 52 seconds West a distance of 193.66 feet to a point on the northerly bounds of New York State Route 12;

thence along the northerly bounds of New York State Route 12, the following five courses and distances:

1. along a curve deflecting to the right, non-tangent to the previous course, having a central angle of 02 degrees 06 minutes 57 seconds and a radius of 11,269.50 feet, an arc distance of 416.14 feet to a point (chord: North 41 degrees 32 minutes 52 seconds West, 416.11 feet);
2. North 49 degrees 09 minutes 36 seconds East a distance of 12.43 feet to a point;
3. North 39 degrees 15 minutes 11 seconds West a distance of 294.69 feet to a point;
4. North 41 degrees 57 minutes 34 seconds West a distance of 295.23 feet to a point;
5. North 38 degrees 34 minutes 30 seconds West a distance of 119.18 feet to the Point of Beginning.

To contain 46.302 of land, more or less.

The above-described parcel of land is intended to be a portion of the same premises conveyed by Walter J. and Doris Kennell, and Paul R. Kennell to Walter J. and Doris Kennell by deed dated February 7, 2001 and recorded in the Lewis County Clerk's Office on February 7, 2001 in Liber 673 of Deeds at Page 106.

The above-mentioned coordinates, bearings, and distances are referenced to the North American Datum of 1983, 2011 adjustment (NAD83/2011), projected on the New York State Plane Coordinate System (Central Zone).

**PARCEL 14**

All that tract or parcel of land situate in the Town of Lowville, County of Lewis, State of New York, being a portion of Great Lot 13 in Township 11, and being more precisely described as follows:

Commencing at a point on the Division line between the Town of Lowville and the Town of Harrisburg, said point also being the northwesterly corner of Great Lot 13, said point having New York State plane coordinates (NAD83/2011 - Central Zone) of 1,401,549.12 feet North and 1,083,853.83 feet East;

thence South 85 degrees 24 minutes 35 seconds East, along the northerly line of Great Lot 13, a distance of 312.84 feet to the reputed northwesterly corner of the Willow Grove Cemetery;

thence South 02 degrees 20 minutes 41 seconds West, along the reputed westerly line of the Willow Grove Cemetery, a distance of 212.57 feet to the reputed southwesterly corner of the Willow Grove Cemetery, said point having New York State plane coordinates (NAD83/2011 - Central Zone) of 1,401,311.69 feet North and 1,084,156.97 feet East, said point being the Point of Beginning;

thence South 85 degrees 24 minutes 35 seconds East, along the reputed southerly line of the Willow Grove Cemetery, a distance of 224.09 feet to a point on the westerly line of a 66.11-acre parcel of land conveyed by Walter J. and Doris Kennell, and Paul R. Kennell to Walter J. and Doris Kennell by deed dated February 7, 2001 and recorded in the Lewis County Clerk's Office on February 7, 2001 in Liber 673 of Deeds at Page 106;

thence along the westerly and southerly lines of said 66.11-acre parcel, the following six courses and distances:

1. South 01 degrees 06 minutes 43 seconds West a distance of 394.74 feet to a point;
2. South 71 degrees 17 minutes 51 seconds East a distance of 720.81 feet to a point;
3. South 06 degrees 21 minutes 29 seconds East a distance of 188.96 feet to a point;
4. South 76 degrees 16 minutes 50 seconds East a distance of 485.09 feet to a point;
5. North 87 degrees 06 minutes 55 seconds East a distance of 388.44 feet to a point;

6. South 39 degrees 03 minutes 54 seconds East a distance of 174.30 feet to a 1-inch iron pin (extends 0.7 feet above grade) found at the northwesterly corner of a 60-acre parcel of land conveyed by Harold F. and Jean M. O'Brien to John E. and Sue E. O'Brien by deed dated April 4, 2005 and recorded in the Lewis County Clerk's Office on April 5, 2005 as Instrument No. 2005-01064;

thence along the westerly lines of said 60-acre parcel, the following three courses and distances:

1. South 47 degrees 32 minutes 01 seconds West a distance of 875.29 feet to a found 3/4-inch rebar (extends 0.6 feet above grade);
2. South 34 degrees 55 minutes 30 seconds West a distance of 223.65 feet to a found 5/8-inch rebar (extends 0.7 feet above grade);
3. South 05 degrees 49 minutes 41 seconds West a distance of 738.93 feet to a 3/4-inch iron pipe (extends 1.0 feet above grade) found on the northerly line of a parcel of land conveyed by Clarence E. and Mabel Mayer to Wilfred C. and Marilyn Mayer by deed dated March 5, 1987 and recorded in the Lewis County Clerk's Office on March 5, 1987 in Liber 479 of Deeds at Page 118;

thence North 85 degrees 58 minutes 08 seconds West, along the northerly line of Wilfred C. and Marilyn Mayer, a distance of 1,144.52 feet to the southeasterly corner of a 20-acre parcel conveyed to Walter J. and Doris Kennell (Liber 673 - Page 106);

thence North 02 degrees 20 minutes 41 seconds East, along the easterly line of said 20-acre parcel, a distance of 2,493.43 feet to the Point of Beginning.

To contain 63.377 acres of land, more or less.

The above-described parcel of land is intended to be a portion of the same premises conveyed by Walter J. and Doris Kennell, and Paul R. Kennell to Walter J. and Doris Kennell by deed dated February 7, 2001 and recorded in the Lewis County Clerk's Office on February 7, 2001 in Liber 673 of Deeds at Page 106.

The above-mentioned coordinates, bearings, and distances are referenced to the North American Datum of 1983, 2011 adjustment (NAD83/2011), projected on the New York State Plane Coordinate System (Central Zone).

**WNYNO30003 SBL No. 177.-1-5.1 (Town of Lowville) Andrew Nikitich**

Wind Lease Agreement of unspecified date as evidenced by that certain Memorandum of Wind Energy Lease, dated May 1, 2018 and recorded in the Lewis County Clerk's Office on August 21, 2018 as Instrument No. 2018-004137, as assigned by Assignment and Assumption Agreement dated October 9, 2018 and recorded in the Lewis County Clerk's Office on October 31, 2018 as Instrument No. 2018-005473, as amended by Ratification of Agreement and Memorandum of Lease dated March 12, 2019 and recorded in the Lewis County Clerk's Office on April 23, 2019 as Instrument No. 2019-001865, and as amended by Amendment to Lease and Memorandum of Lease dated September 10, 2021 and recorded September 29, 2021 as Instrument No. 2021-005674 regarding the parcel below:

All that tract or parcel of land situate in the Town of Lowville, County of Lewis, State of New York, being a portion of Great Lots 14 and 17, and 14 (Stowe Square Lot) in Township 11, and being more precisely described as follows:

Beginning at a point in the center of the Number Three Road (49.5-foot width), said point also being on the southerly line of a 106-acre parcel of land conveyed by Emma T. Stoltzfus to Amos L. and Barbara C. Stoltzfus by deed dated November 17, 2015 and recorded in the Lewis County Clerk's Office on January 8, 2016 as Instrument No. 2016-000176, said point having New York State plane coordinates (NAD83/2011 - Central Zone) of 1,397,367.83 feet North and 1,092,603.54 feet East;

thence along the center of the Number Three Road, the following three courses and distances:

1. South 42 degrees 31 minutes 00 seconds East a distance of 233.03 feet to a point;
2. South 43 degrees 10 minutes 37 seconds East a distance of 389.76 feet to a point;
3. South 43 degrees 48 minutes 49 seconds East a distance of 566.20 feet to the southeasterly corner of a 24.42-acre parcel of land conveyed to Amos L. and Barbara C. Stoltzfus (Instrument No. 2016-000176);

thence North 04 degrees 10 minutes 12 seconds East, along the easterly line of said 24.42-acre parcel, a distance of 1,212.16 feet to a 1/2-inch rebar with a 1-inch diameter yellow plastic cap (extends 0.1 feet above grade) found on the northerly line of Lot 14, (Stowe Square Lot);

thence South 86 degrees 45 minutes 52 seconds East, in part with a barbed wire fence and along the northerly line of said Stowe Square Lot, a distance of 2,474.63 feet to the northwesterly corner of 22.72-acre parcel conveyed by David M. and Saloma N. Beiler to John

D. and Rachel H. Beiler by deed dated December 30, 2011 and recorded in the Lewis County Clerk's Office on December 30, 2011 as Instrument No. 2011-006423;

thence along the westerly and southerly lines of said 22.72-acre parcel, the following two courses and distances:

1. South 04 degrees 34 minutes 49 seconds West, generally with a barbed wire fence, a distance of 736.29 feet to a point;
2. South 78 degrees 23 minutes 55 seconds East, generally with a barbed wire fence, a distance of 1,254.32 feet to a point on the easterly line of said Stowe Square Lot;

thence South 04 degrees 19 minutes 44 seconds West, along the easterly line of said Stowe Square Lot, a distance of 1,293.52 feet to a point in the center of Buell Road (49.5-foot width);

thence North 85 degrees 56 minutes 08 seconds West, along the center of Buell Road, a distance of 2,676.12 feet to a point in the center of Number Three Road;

thence South 43 degrees 28 minutes 28 seconds East, along the center of Number Three Road, a distance of 17.95 feet to the centerline intersection of the Number Three Road and Rice Road (49.5-foot width);

thence along the center of Rice Road, the following two courses and distances:

1. North 85 degrees 33 minutes 33 seconds West, a distance of 980.02 feet to a point;
2. North 85 degrees 51 minutes 46 seconds West a distance of 581.38 feet to a point on the northerly line of a parcel of land conveyed by Emma T. Stoltzfus to Samuel S. and Lydia H. Stoltzfus by deed dated November 17, 2015 and recorded in the Lewis County Clerk's Office on January 8, 2016 as Instrument No. 2016-000177;

thence along the northerly and westerly lines of Samuel S. and Lydia H. Stoltzfus, the following four courses and distances:

1. North 86 degrees 35 minutes 48 seconds West, a distance of 2,010.04 feet to a point;
2. South 03 degrees 33 minutes 05 seconds West, generally with a barbed wire fence, a distance of 978.81 feet to a point;
3. North 85 degrees 28 minutes 42 seconds West a distance of 81.84 feet to a point;
4. South 03 degrees 33 minutes 05 seconds West, in part with a barbed wire fence, a distance of 180.84 feet to the northeasterly corner of the remainder of a 119-acre parcel conveyed by Benuel H. and Sadie Christina Stoltzfus, and John S. and Mary I. Swarey to Benuel H. and Sadie Christina Stoltzfus by deed dated June 14, 2005 and recorded in the Lewis County Clerk's Office on June 20, 2005 as Instrument No. 2005-01961,

thence North 85 degrees 28 minutes 42 seconds West, in part with a barbed wire fence and along the northerly line of said 119-acre remainder parcel, a distance of 485.76 feet to the southeasterly corner of a 19.13-acre parcel conveyed by Stephen M. and Ruth J. Zubrzycki, Benuel H. and Sadie Christina Stoltzfus, John S. and Mary I. Swarey, Lloyd Roes & Sons, and Andrew W. and Sandra E. Nikitich to John S. and Mary I. Swarey by deed dated October 20, 2005 and recorded in the Lewis County Clerk's Office on January 13, 2006 as Instrument No. 2006-00167;

thence along the easterly and northerly lines of said 19.13-acre parcel, the following two courses and distances:

1. North 03 degrees 33 minutes 05 seconds East a distance of 1,372.42 feet to a point;
2. North 68 degrees 26 minutes 12 seconds West, in part with a barbed wire fence, a distance of 582.89 feet to a point on the easterly line of a 29.08-acre parcel conveyed by Benuel H. and Sadie Christina Stoltzfus, and John S. and Mary I. Swarey to John S. and Mary I. Swarey by deed dated June 14, 2005 and recorded in the Lewis County Clerk's Office on October 13, 2005 as Instrument No. 2005-03492;

thence North 03 degrees 33 minutes 05 seconds East, along the easterly line of said 29.08-acre parcel, a distance of 112.12 feet to a point on the northerly line of Great Lot 17;

thence South 86 degrees 26 minutes 55 seconds East, in part with a barbed wire fence and along the northerly line of Great Lot 17, a distance of 1,984.11 feet to the southeasterly corner of said 106-acre parcel;

thence along the southerly line of said 106-acre parcel, the following two courses and distances:



1. North 04 degrees 38 minutes 59 seconds East a distance of 1,263.54 feet to a point;
2. South 85 degrees 25 minutes 36 seconds East, in part with a barbed wire fence, a distance of 780.78 feet to the Point of Beginning.

To contain 256.119 acres of land, more or less.

The above-described parcel of land is intended to be a portion of the same premises conveyed by Edward J. and Christine M. Chrzanowski to Andrew W. and Sandra E. Nikitich by deed dated July 1, 1994 and recorded in the Lewis County Clerk's Office on July 1, 1994 in Liber 573 of Deeds at Page 199.

The above-mentioned coordinates, bearings, and distances are referenced to the North American Datum of 1983, 2011 adjustment (NAD83/2011), projected on the New York State Plane Coordinate System (Central Zone).

**WNYNO30004 SBL Nos. 177.-1-24.1; 177.-1-1.2; 177.-1-25; 193.-2-2.1 (Town of Lowville) Lloyd Roes & Sons LLC**

Wind Lease Agreement of unspecified date as evidenced by that certain Memorandum of Wind Energy Lease, dated August 18, 2015 and recorded in the Lewis County Clerk's Office on March 30, 2016 as Instrument No. 2016-001702, as assigned by Assignment and Assumption Agreement between Invenergy Wind Development LLC and Number Three Wind LLC dated October 9, 2018 and recorded October 31, 2018 as Instrument No. 2018-005473, as amended by Amendment to Lease and Memorandum of Lease between Lloyd Roes & Sons LLC and Number Three Wind LLC dated May 7, 2019 and recorded May 20, 2019 as Instrument No. 2019-002339 regarding the parcels below:

**PARCEL 1**

All that tract or parcel of land situate in the Town of Lowville, County of Lewis, State of New York, being a portion of Great Lots 17 and 21 in Township 11, and being more precisely described as follows:

Beginning at a point on the westerly bounds of New York State Route 12 (variable width), said point also being the southeasterly corner of a 1.34-acre parcel of land conveyed by Lloyd and Clara Roes to Norman D. Roes and Melanie R. Zehr by deed dated January 27, 1989 and recorded in the Lewis County Clerk's Office on June 1, 1990 in Liber 521 of Deeds at Page 281, said point having New York State plane coordinates (NAD83/2011 - Central Zone) of 1,391,906.78 feet North and 1,088,322.71 feet East;

thence South 33 degrees 18 minutes 19 seconds East, along the westerly bounds of New York State Route 12, a distance of 764.49 feet to the most northerly corner of a 0.675-acre parcel of land conveyed by Carey L. and Marcia L. Koster to Jessica L. Burris by deed dated November 2, 2004 and recorded in the Lewis County Clerk's Office on November 17, 2004 as Instrument No. 2004-03856, said point also being on the southerly top of bank of a gulf;

thence westerly along the northerly line of said 0.675-acre parcel and along the southerly top of bank of said gulf, as it winds and turns, a distance of 250.4 feet, more or less, to the northerly line of a parcel of land conveyed by Clara Roes to Lloyd Roes and Sons, LLC. by deed dated October 7, 2010 and recorded in the Lewis County Clerk's Office on October 19, 2011 as Instrument No. 2011-005035, (chord: South 61 degrees 11 minutes 40 seconds West, 249.60 feet);

thence North 85 degrees 16 minutes 25 seconds West, along the northerly line of Lloyd Roes and Sons, LLC., a distance of 738.68 feet to a point on the westerly line of Great Lot 21;

thence North 04 degrees 12 minutes 52 seconds East, generally with a barbed wire fence, in part along the westerly line of Great Lot 21, and in part along the westerly line of Great Lot 17, a distance of 824.43 feet to the southwesterly corner of a 1.09-acre parcel of land conveyed by Clarence R. and Beulah Y. Widrick to Keith D. and Linda R. Widrick by deed dated December 30, 2008 and recorded in the Lewis County Clerk's Office on January 2, 2009 as Instrument No. 2009-000029;

thence North 75 degrees 50 minutes 17 seconds East, in part with a barbed wire fence and along the southerly line of said 1.09-acre parcel, a distance of 136.11 feet to the northwesterly corner of said 1.34-acre parcel;

thence along the westerly and southerly lines of said 1.34-acre parcel, the following two courses and distances:

1. South 33 degrees 17 minutes 23 seconds East a distance of 250.00 feet to a point;
2. North 75 degrees 50 minutes 17 seconds East a distance of 211.75 feet to the Point of Beginning.

To contain 12.727 acres of land, more or less.

Also, all that tract or parcel of land situate in the Town of Lowville, County of Lewis, State of New York, being a portion of Great Lots 17 and 21 in Township 11, and being more precisely described as follows:

Beginning at a point on the easterly bounds of New York State Route 12 (variable width), said point also being the southwest corner of a 198.28-acre parcel of land conveyed by Jack P. and Charlene M. Lomeo to Jacob M. and Annie Y. Stoltzfus by deed dated June 2, 2006 and recorded in the Lewis County Clerk's Office on June 2, 2006 as Instrument No. 2006-01778, said point having New York State plane coordinates (NAD83/2011 - Central Zone) of 1,392,519.15 feet North and 1,087,997.96 feet East;

thence along the southerly and easterly lines of said 198.28-acre parcel, the following two courses and distances:

1. South 86 degrees 36 minutes 46 seconds East, in part with a barbed wire fence, a distance of 2,561.04 feet to a point;
2. North 03 degrees 11 minutes 46 seconds East, generally with a barbed wire fence, a distance of 665.18 feet to the southwest corner of a parcel of land conveyed by Emma T. Stoltzfus to Samuel S. and Lydia H. Stoltzfus by deed dated November 17, 2015 and recorded in the Lewis County Clerk's Office on January 8, 2016 as Instrument No. 2016-000177;

thence South 86 degrees 42 minutes 19 seconds East, in part with a barbed wire fence, in part along the southerly line of Samuel S. and Lydia H. Stoltzfus, and in part along the southerly line of a parcel of land conveyed by Emma T. Stoltzfus to Benue J. and Fannie D. Stoltzfus by deed dated November 17, 2015 and recorded in the Lewis County Clerk's Office on January 8, 2016 as Instrument No. 2016-000184, a distance of 793.21 feet to a point on the westerly line of 51-acre parcel of land conveyed by Paul R. and Donna J. Rice to Jacob M. and Annie Y. Stoltzfus by deed dated March 24, 2003 and recorded in the Lewis County Clerk's Office on February 20, 2004 as Instrument No. 2004-00561, said course passing over a 1/2-inch rebar with a 1-inch diameter orange plastic cap marked "TJ Kovach LS49092" (extends 0.1 feet above grade) found at a distance of 432.74 feet;

thence South 04 degrees 03 minutes 03 seconds West, in part with a barbed wire fence and along the westerly line of said 51-acre parcel, a distance of 1,544.17 feet to a point on the southerly line of Great Lot 17;

thence North 85 degrees 09 minutes 46 seconds West, along the southerly line of Great Lot 17, a distance of 762.44 feet to a point on the northerly line of a parcel of land conveyed by Community Bank, N.A. to Kirk L. and Patricia J. Herse by deed dated July 24, 2002 and recorded in the Lewis County Clerk's Office on September 11, 2002 as Instrument No. 2002-01133;

thence South 83 degrees 39 minutes 22 seconds West, in part along the northerly line of Kirk L. and Patricia J. Herse and in part along the northerly line of a 1.06-acre parcel of land conveyed by Marvin D. and Sandra Roes to Roes Irrevocable Trust by deed dated February 22, 2018 and recorded in the Lewis County Clerk's Office on February 23, 2018 as Instrument No. 2018-000910, a distance of 1,574.12 feet to the southeasterly corner of a 1.02-acre parcel of land conveyed by Lloyd and Carla Roes to Calvin J. and Marcia J. Roes by deed dated August 12, 1987 and recorded in the Lewis County Clerk's Office on August 12, 1987 in Liber 484 of Deeds at Page 288;

thence along the easterly and northerly lines of said 1.02-acre parcel, the following two courses and distances:

1. North 30 degrees 17 minutes 17 seconds West a distance of 266.29 feet to a point;
2. South 65 degrees 51 minutes 43 seconds West a distance of 162.74 feet to a point on the easterly bounds of New York State Route 12;

thence North 33 degrees 17 minutes 43 seconds West, along the easterly bounds of New York State Route 12, a distance of 1,219.50 feet to the Point of Beginning.

To contain 77.376 acres of land, more or less.

The above-described parcels of land are intended to be a portion of the same premises conveyed by Clara Roes to Lloyd Roes & Sons, L.L.C. by deed dated October 7, 2010 and recorded in the Lewis County Clerk's Office on October 19, 2011 as Instrument No. 2011-005035.

The above-mentioned coordinates, bearings, and distances are referenced to the North American Datum of 1983, 2011 adjustment (NAD83/2011), projected on the New York State Plane Coordinate System (Central Zone).

## PARCEL 2

All that tract or parcel of land situate in the Town of Lowville, County of Lewis, State of New York, being a portion of Great Lot 14 in Township 11, and being more precisely described as follows:

Beginning at the centerline intersection of the Number Three Road (49.5-foot width) with Willow Grove Road (49.5-foot width), said point having New York State plane coordinates (NAD83/2011 - Central Zone) of 1,400,795.24 feet North and 1,088,476.93 feet East;

thence along the center of the Number Three Road, the following four courses and distances:

1. South 61 degrees 40 minutes 34 seconds East a distance of 1,307.82 feet to a point;
2. along a curve deflecting to the right, having a central angle of 15 degrees 55 minutes 15 seconds and a radius of 1,853.16 feet, an arc distance of 514.94 feet to a point (chord: South 54 degrees 54 minutes 58 seconds East, 513.29 feet);
3. South 46 degrees 30 minutes 53 seconds East a distance of 266.96 feet to a point;
4. South 46 degrees 12 minutes 46 seconds East a distance of 1,782.06 feet to the northwesterly corner of a 106-acre parcel of land conveyed by Emma T. Stoltzfus to Amos L. and Barbara C. Stoltzfus by deed dated November 17, 2015 and recorded in the Lewis County Clerk's Office on January 8, 2016 as Instrument No. 2016-000176;

thence along the westerly line of said 106-acre parcel, the following three courses and distances:

1. South 04 degrees 38 minutes 29 seconds West, in part with a barbed wire fence, a distance of 1,229.48 feet to a point;
2. North 85 degrees 12 minutes 15 seconds West, in part with a barbed wire fence, a distance of 602.25 feet to a point;
3. South 04 degrees 54 minutes 43 seconds West, in part with a barbed wire fence, a distance of 1,059.82 feet to a point on the southerly line of Great Lot 14;

thence North 86 degrees 26 minutes 55 seconds West, in part with barbed wire fence and along the southerly line of Great Lot 14, a distance of 2,597.25 feet to a point in the center of Willow Grove Road;

thence along the center of Willow Grove Road, the following two courses and distances:

1. North 04 degrees 07 minutes 56 seconds East a distance of 2,293.47 feet to a point;
2. North 04 degrees 29 minutes 08 seconds East a distance of 2,121.52 feet to the Point of Beginning.

To contain 243.576 acres of land, more or less.

The above-described parcel of land is intended to be the same premises conveyed by Lloyd Roes & Sons to Lloyd Roes & Sons, LLC by deed dated September 22, 2011 and recorded in the Lewis County Clerk's Office on October 19, 2011 as Instrument No. 2011-005036.

The above-mentioned coordinates, bearings, and distances are referenced to the North American Datum of 1983, 2011 adjustment (NAD83/2011), projected on the New York State Plane Coordinate System (Central Zone).

#### PARCELS 3 AND 4

All that tract or parcel of land situate in the Town of Lowville, County of Lewis, State of New York, being a portion of Great Lot 17 in Township 11, and being more precisely described as follows:

Beginning at a point in the centerline of Willow Grove Road (49.5-foot width), said point also being the southwestly corner of a 29.08-acre parcel of land conveyed by Benuel H. and Sadie Christina Stoltzfus, and John S. and Mary I. Swarey to John S. and Mary I. Swarey by deed dated June 14, 2005 and recorded in the Lewis County Clerk's Office on October 13, 2005 as Instrument No. 2005-03492, said point having New York State plane coordinates (NAD83/2011 - Central Zone) of 1,395,602.45 feet North and 1,088,093.12 feet East;

thence South 86 degrees 26 minutes 55 seconds East, along the southerly line of said 29.08-acre parcel, a distance of 1,603.42 feet to a point on the westerly line of a 19.13-acre parcel of land conveyed by Stephen M. and Ruth J. Zubrzycki, Benuel H. and Sadie Christina Stoltzfus, John S. and Mary I. Swarey, Lloyd Roes & Sons, and Andrew W. and Sandra E. Nikitich to John S. and Mary I. Swarey by deed dated October 20, 2005 and recorded in the Lewis County Clerk's Office on January 13, 2006 as Instrument No. 2006-00167;

thence South 03 degrees 33 minutes 05 seconds West, in part with a barbed wire fence and along the westerly line of said 19.13-acre parcel, a distance of 863.39 feet to a point on the northerly line of the remainder of a 119-acre parcel of land conveyed by Benuel H. and Sadie Christina Stoltzfus, and John S. and Mary I. Swarey to Benuel H. and Sadie Christina Stoltzfus by deed dated June 14, 2005 and recorded in the Lewis County Clerk's Office on June 20, 2005 as Instrument No. 2005-01961;

thence North 85 degrees 28 minutes 42 seconds West, generally with a barbed wire fence, along the northerly line of said 119-acre parcel, a distance of 1,605.99 feet to a point in the center of Willow Grove Road;

thence along the center of the Willow Grove Road, the following three courses and distances:

1. along a curve deflecting to the left, non-tangent to the previous course, having a central angle of 03 degrees 30 minutes 52 seconds and a radius of 1,905.50 feet, an arc distance of 116.89 feet to a point (chord: North 05 degrees 05 minutes 06 seconds East, 116.87 feet);
2. North 03 degrees 19 minutes 40 seconds East a distance of 386.19 feet to a point;
3. North 03 degrees 40 minutes 28 seconds East a distance of 333.19 feet to the Point of Beginning.

To contain 31.284 acres of land, more or less.

The above-described parcel of land is intended to be a portion of the same premises conveyed by Clara Roes to Lloyd Roes & Sons, LLC by deed dated October 7, 2010 and recorded in the Lewis County Clerk's Office on October 19, 2011 as Instrument No. 2011-005035.

The above-mentioned coordinates, bearings, and distances are referenced to the North American Datum of 1983, 2011 adjustment (NAD83/2011), projected on the New York State Plane Coordinate System (Central Zone).

All that tract or parcel of land situate in the Town of Lowville, County of Lewis, State of New York, being a portion of Great Lots 20 and 21 in Township 11, and being more precisely described as follows:

Beginning at a point on the westerly bounds of New York State Route 12 (variable width), said point also being the northeasterly corner of a 0.14-acre parcel of land conveyed by Community Bank, N.A. to Kirk L. and Patricia J. Herse by deed dated July 24, 2002 and recorded in the Lewis County Clerk's Office on September 11, 2002 as Instrument No. 2002-01133, said point having New York State plane coordinates (NAD83/2011 - Central Zone) of 1,390,660.56 feet North and 1,089,141.57 feet East;

thence along the northerly line of Kirk L. and Patricia J. Herse, the following seven courses and distances:

1. South 66 degrees 19 minutes 01 seconds West, in part with a barbed wire fence, a distance of 173.59 feet to a point;
2. South 82 degrees 00 minutes 17 seconds West, in part with a barbed wire fence, a distance of 614.18 feet to a point;
3. South 28 degrees 15 minutes 17 seconds West a distance of 152.00 feet, more or less, to a point in the center of a stream or gulf;
4. southwesterly along the center of said stream or gulf, as it winds and turns, a distance of 895.5 feet, more or less, as it winds and turns, to a point, (chord: South 46 degrees 40 minutes 08 seconds West a distance of 815.57 feet);
5. South 03 degrees 13 minutes 00 seconds West a distance of 250.57 feet to a point;
6. North 86 degrees 49 minutes 13 seconds West, in part with a barbed wire fence, a distance of 2,102.59 feet to a point;
7. South 03 degrees 13 minutes 00 seconds West a distance of 212.22 feet to a point on the northerly line of a parcel of land conveyed by Samuel B. and Hannah H. Stoltzfus to Joseph S. and Fannie H. Stoltzfus by deed dated August 6, 2010 and recorded in the Lewis County Clerk's Office on August 9, 2010 as Instrument No. 2010-004243;

thence North 86 degrees 49 minutes 13 seconds West, in part with a barbed wire fence and along the northerly line of Joseph S. and Fannie H. Stoltzfus, a distance of 941.32 feet to a point;

thence North 02 degrees 59 minutes 53 seconds East, in part with a barbed wire fence, in part along the easterly line of Joseph S. and Fannie H. Stoltzfus, and in part along the easterly line of a 60-acre parcel of land conveyed by Clarence R. and Beulah Y. Widrick to Luke C. and Michele N. Widrick by deed dated December 30, 2008 and recorded in the Lewis County Clerk's Office on January 29, 2009 as Instrument No. 2009-000470, a distance of 1,958.93 feet to the southwesterly corner of a 2-acre parcel conveyed to Luke C. and Michele N. Widrick (Instrument No. 2009-000470), said course passing over a 3/4-inch iron pipe (0.1 feet below grade) found at a distance of 750.65 feet;

thence North 52 degrees 55 minutes 00 seconds East, in part with a barbed wire fence and along the southeasterly line of said 2-acre parcel a distance of 624.96 feet to a point on the southerly line of Great Lot 20;

thence South 85 degrees 29 minutes 53 seconds East, in part with a barbed wire fence and along the southerly line of Great Lot 20, a distance of 1,134.38 feet, to a point in the center of a stream or gulf;

thence easterly along the center of said stream or gulf, as it winds and turns, a distance of 1,681.2 feet, more or less, to the southwesterly corner of a parcel of land conveyed by Clara Roes to Lloyd Roes & Sons, LLC by deed dated October 7, 2010 and recorded in the Lewis County Clerk's Office on October 19, 2011 as Instrument No. 2011-005035, (chord: South 68 degrees 33 minutes 58 seconds East a distance of 1,516.67 feet);

thence South 85 degrees 16 minutes 25 seconds East, along the southerly line of Lloyd Roes & Sons, LLC, a distance of 738.68 feet to the most westerly corner of a 0.675-acre parcel of land conveyed by Carey L and Marcia L. Koster to Jessica L. Burris by deed dated November 2, 2004 and recorded in the Lewis County Clerk's Office on November 17, 2004 as Instrument No. 2004-03856;

thence along the southerly line of said 0.675-acre parcel, the following two courses and distances:

1. South 68 degrees 42 minutes 39 seconds East a distance of 147.57 feet to a point;
2. North 73 degrees 50 minutes 12 seconds East a distance of 170.92 feet to a point on the westerly bounds of New York State Route 12, said course passing over a 1 1/2-inch iron pipe (extends 0.2 feet above grade) found at a distance of 42.49 feet;

thence South 33 degrees 18 minutes 19 seconds East, along the westerly bounds of New York State Route 12, a distance of 575.58 feet to the Point of Beginning.

To contain 163.716 acres of land, more or less.

The above-described parcel of land is intended to be a portion of the same premises conveyed by Clara Roes to Lloyd Roes & Sons, LLC by deed dated October 7, 2010 and recorded in the Lewis County Clerk's Office on October 19, 2011 as Instrument No. 2011-005035.

The above-mentioned coordinates, bearings, and distances are referenced to the North American Datum of 1983, 2011 adjustment (NAD83/2011), projected on the New York State Plane Coordinate System (Central Zone).

**WNYNO30005 SBL No. 158-1-13.211 (Town of Lowville) Rebecca Widrick**

Wind Lease Agreement of unspecified date as evidenced by that certain Memorandum of Wind Energy Lease, dated September 30, 2015 and recorded in the Lewis County Clerk's Office on October 30, 2015 as Instrument No. 2015-005269, as assigned by Assignment and Assumption Agreement dated October 9, 2018 and recorded in the Lewis County Clerk's Office on October 31, 2018 as Instrument No. 2018-005473, and amended by Amendment to Lease and Memorandum of Lease dated May 28, 2019 and recorded in the Lewis County Clerk's Office on June 7, 2019 as Instrument No. 2019-002791.

All that tract or parcel of land situate in the Town of Harrisburg, County of Lewis, State of New York, being a portion of Great Lots 11, 12 and 19 in Township 10, and being more precisely described as follows:

Beginning at a point on the of southerly bounds of New York State Route 12 (variable width), said point also being the northeasterly corner of a 47.02-acre parcel conveyed by William F. Kuhlmann to Lillian I. Kuhlmann Lindergren and Stephen Dacek by deed dated July 13, 2002 and recorded in the Lewis County Clerk's Office on September 25, 2002 as Instrument No. 2002-01289, said point having New York State plane coordinates (NAD83/2011 - Central Zone) of 1,406,620.25 feet North and 1,070,651.38 feet East;

thence along the southerly bounds of New York State Route 12, the following two courses and distances:

1. South 58 degrees 28 minutes 56 seconds East a distance of 769.93 feet to a point;
2. South 58 degrees 21 minutes 16 seconds East a distance of 326.33 feet to the northwesterly corner of a parcel of land conveyed by Walter J. and Doris Kennell, and Paul R. Kennell to Waler J. and Doris Kennell by deed dated February 7, 2007 and recorded in the Lewis County Clerk's Office on February 7, 2007 in Liber 673 of Deeds at Page 106;

thence along the westerly line of Walter J. and Doris Kennell, the following four courses and distances:

1. South 11 degrees 40 minutes 08 seconds West, in part with a barbed wire fence, a distance of 1162.50 feet to a point;

2. South 85 degrees 49 minutes 35 seconds East, in part with a barbed wire fence, a distance of 175.15 feet to a point;
3. South 05 degrees 31 minutes 14 seconds West, in part with a barbed wire fence, a distance of 2,253.37 feet to a point on the southerly line of Great Lot 12;
4. South 86 degrees 02 minutes 25 seconds East, in part with a barbed wire fence and along the southerly line of Great Lot 12 a distance of 433.81 feet to the northwesterly corner of a parcel of land conveyed by Dale E. and Julie M. Kloster to Samuel S. and Katie H. Swarey by deed dated October 17, 2007 and recorded in the Lewis County Clerk's Office on October 19, 2007 as Instrument No. 2007-03547, said point being South 04° 21' 13" West, a distance of 1.97 feet from a found 1/2-inch rebar with a 1-inch diameter orange plastic cap marked "TJ Kovach LS49092" (extends 0.4-feet above grade);

thence South 04 degrees 21 minutes 13 seconds West, in part with a barbed wire fence, along the westerly line of Samuel S. and Katie H. Swarey, a distance of 587.29 feet the northeasterly corner of a parcel of land conveyed by Clarence R. and Beulah Y. Widrick to Paul A. and Dawn V. Widrick by deed dated January 1, 2006 and recorded in the Lewis County Clerk's Office on February 23, 2007 as Instrument No. 2007-00604, said course passing over a found 1/2-inch rebar with a 1-inch diameter yellow plastic cap marked "Moncrief PLS49819" (extends 0.2-feet above grade);

thence North 85 degrees 54 minutes 46 seconds West, in part with a barbed wire fence, along the northerly line of Paul A. and Dawn V. Widrick, a distance of 2,347.29 feet to a point on the westerly line of Great Lot 19;

thence North 04 degrees 07 minutes 22 seconds East, along the westerly line of Great Lot 19, a distance of 595.40 feet to a point in the center of Cobb Road (49.5-foot width);

thence along the center of Cobb Road, the following two courses and distances:

1. along a curve deflecting to the left, non-tangent to the previous course, having a central angle of 14 degrees 13 minutes 07 seconds and a radius of 317.00 feet, an arc distance of 78.67 feet to a point (chord: North 11 degrees 45 minutes 55 seconds East, 78.46 feet);
2. North 04 degrees 39 minutes 22 seconds East a distance of 662.62 feet to the northeasterly corner of a parcel of land conveyed to Paul A. and Dawn V. Widrick (Instrument No. 2007-00604);

thence along the northerly line of Paul A. and Dawn V. Widrick, the following four courses and distances:

1. North 68 degrees 32 minutes 14 seconds West, in part with a barbed wire fence, a distance of 1,060.02 feet to a point;
2. North 85 degrees 50 minutes 26 seconds West a distance of 240.97 feet to a point;
3. South 03 degrees 54 minutes 34 seconds West, generally with a barbed wire fence, a distance of 1,051.38 feet to a point on the southerly line of Great Lot 11
4. North 86 degrees 52 minutes 22 seconds West, generally with a barbed wire fence and along the southerly line of Great Lot 11 a distance of 1,246.35 feet to the southeasterly corner of an 88.53-acre parcel conveyed by The Federal Bank of Springfield to Robert L. and Eva M. Snyder, by deed dated June 23, 1948 and recorded in the Lewis County Clerk's Office on July 7, 1948 in Liber 211 of Deeds at Page 175;

thence along the easterly line of Robert L. and Eva M. Snyder (Liber 211 - Page 175), the following three courses and distances:

1. North 03 degrees 54 minutes 34 seconds East, generally with a barbed wire fence and stonewall, a distance of 2,261.57 feet to a point;
2. South 86 degrees 20 minutes 12 seconds East, in part with a barbed wire fence, a distance of 121.85 feet to a point;
3. North 04 degrees 30 minutes 07 seconds East, generally with a barbed wire fence, a distance of 886.47 feet to a point in the center of Humphrey Road (49.5-foot width);

thence along the center of Humphrey Road, the following five courses and distances:

1. North 82 degrees 31 minutes 28 seconds East a distance of 67.66 feet to a point;
2. along a curve deflecting to the left, having a central angle of 21 degrees 09 minutes 39 seconds and a radius of 900.50 feet, an arc distance of 332.58 feet to a point (chord: North 71 degrees 56 minutes 39 seconds East, 330.69 feet);

3. North 61 degrees 21 minutes 49 seconds East a distance of 543.15 feet to a point;
4. North 60 degrees 20 minutes 04 seconds East a distance of 934.67 feet to a point;
5. North 59 degrees 05 minutes 53 seconds East a distance of 675.69 feet to a point on the southerly bounds of New York State Route 12;

thence along the southerly bounds of New York State Route 12, the following three courses and distances:

1. South 04 degrees 42 minutes 36 seconds East a distance of 27.58 feet to a point;
2. South 51 degrees 59 minutes 57 seconds East a distance of 208.91 feet to a point;
3. South 45 degrees 55 minutes 04 seconds East a distance of 32.56 feet to a point in the center of Cobb Road;

thence along the center of Cobb Road, the following two courses and distances:

1. South 03 degrees 33 minutes 08 seconds West a distance of 745.11 feet to a point;
2. South 04 degrees 02 minutes 26 seconds West a distance of 456.59 feet to the southwesterly corner of a parcel of land conveyed by Charles Marolf to Walter J. and Doris Kennell by deed dated July 27, 2016 and recorded in the Lewis County Clerk's Office on July 27, 2016 as Instrument No. 2016-003927;

thence along the southerly and easterly lines of Walter J. and Doris Kennell, the following two courses and distances:

1. North 87 degrees 53 minutes 08 seconds East a distance of 322.90 feet to a point;
2. North 08 degrees 11 minutes 08 seconds East a distance of 358.38 feet to a point on the southerly line of said 47.02-acre parcel;

thence along the southerly and easterly lines of said 47.02-acre parcel, the following two courses and distances:

1. South 76 degrees 26 minutes 52 seconds East a distance of 631.62 feet to a point
2. North 03 degrees 33 minutes 08 seconds East a distance of 507.36 feet to the Point of Beginning.

To contain 371.816 acres of land, more or less.

The above-described parcel of land is intended to be a portion of the same premises conveyed by Rebecca A. Widrick to Emmanuel J. and Dorothy A. Widrick by deed dated January 17, 2017 and recorded in the Lewis County Clerk's Office on February 9, 2017 as Instrument No. 2017-000794.

The above-mentioned coordinates, bearings, and distances are referenced to the North American Datum of 1983, 2011 adjustment (NAD83/2011), projected on the New York State Plane Coordinate System (Central Zone).

**WNYNO30044 SBL No. 177.-1-20.1 (Town of Lowville) Richard F. Weller and Margaret T. Weller**

Wind Lease Agreement of unspecified date as evidenced by that certain Memorandum of Wind Energy Lease, dated January 7, 2016 and recorded in the Lewis County Clerk's Office on March 30, 2016 as Instrument No. 2016-001697, as assigned by Assignment and Assumption Agreement between Invenergy Wind Development LLC and Number Three Wind LLC dated February 8, 2019 and recorded in the Lewis County Clerk's Office on March 14, 2019 as Instrument No. 2019-001187, as amended by Amendment to Lease and Memorandum of Lease between Richard F. Weller and Margaret T. Weller and Number Three Wind LLC, dated May 21, 2019 and recorded in the Lewis County Clerk's Office on May 31, 2019 as Instrument No. 2019-002614 regarding the parcel below:

All that tract or parcel of land situate in the Town of Lowville, County of Lewis, State of New York, being a portion of Stowe Square Lot 15 in Township 11, and being more precisely described as follows:

Beginning at a point in the center of the Number Three Road (49.5-foot width), said point also being the most northerly corner of a 20.0-acre parcel of land conveyed by Paul R. and Donna J. Rice to Jacob M. and Annie Y. Stoltzfus by deed dated March 24, 2003 and recorded in the Lewis County Clerk's Office on February 20, 2004 as Instrument No. 2004-00561, said point having New York State plane coordinates (NAD83/2011 - Central Zone) of 1,393,492.07 feet North and 1,096,585.84 feet East;

thence South 56 degrees 02 minutes 45 seconds West, generally with a barbed wire fence and along the northerly line of said 20.0-acre parcel, a distance of 783.89 feet to a point on the southerly line of Stowe Square Lot 15;

thence North 86 degrees 21 minutes 34 seconds West, generally with a barbed wire fence and along the southerly line of Stowe Square Lot 15, a distance of 1,168.20 feet to a 1/2-inch rebar (extends 0.6 feet above grade) found at the southeasterly corner of a parcel of land conveyed by Emma T. Stoltzfus to Benuel J. and Fannie D. Stoltzfus by deed dated November 17, 2015 and recorded in the Lewis County Clerk's Office on January 8, 2016 as Instrument No. 2016-000184;

thence North 03 degrees 23 minutes 56 seconds East, generally with a barbed wire fence, in part along the easterly line of Benuel J. and Fannie D. Stoltzfus, and in part along a 65-acre parcel conveyed by Emma T. Stoltzfus to Samuel S. and Lydia H. Stoltzfus by deed dated November 17, 2015 and recorded in the Lewis County Clerk's Office on January 8, 2016 as Instrument No. 2016-000177, a distance of 2,324.52 feet to a point in the center of Buell Road, said course passing over a 1/2-inch rebar with a 1-inch diameter yellow plastic cap marked "Monerief PLS49819" (extends 0.2 feet above grade) found at a distance of 619.62 feet and passing over the center of the Number Three Road at a distance of 1,848.50 feet;

thence South 85 degrees 56 minutes 08 seconds East, along the center of Buell Road, a distance of 1,593.73 feet to the northwesterly corner of a 24.00-acre parcel conveyed by Richard F. and Margaret T. Weller to Joseph P. and Susan G. Schultz by deed dated November 21, 2008 and recorded in the Lewis County Clerk's Office on November 26, 2008 as Instrument No. 2008-005873;

thence South 03 degrees 54 minutes 37 seconds West, along the westerly line of said 24.00-acre parcel, a distance of 1,674.32 feet to a point in the center of the Number Three Road, said course passing over a 1/2-inch rebar with a 1-inch diameter orange plastic cap marked "TJ Kovach LS49092" (extends 0.1 feet above grade) found at a distance of 24.58 feet, and passing over a 1/2-inch rebar with a 1-inch diameter orange plastic cap marked "TJ Kovach LS49092" (extends 0.2 feet above grade) found at a distance of 1,643.30 feet;

thence South 49 degrees 27 minutes 33 seconds East, along the center of the Number Three Road, a distance of 266.75 feet to the Point of Beginning.

To contain 83.624 acres of land, more or less.

The above-described parcel of land is intended to be the same premises conveyed by Richard A. and Helen F. Weller to Richard F. and Margaret T. Weller by deed dated June 29, 2004 and recorded in the Lewis County Clerk's Office on April 5, 2005 as Instrument No. 2005-01065.

The above-mentioned coordinates, bearings, and distances are referenced to the North American Datum of 1983, 2011 adjustment (NAD83/2011), projected on the New York State Plane Coordinate System (Central Zone).

**EXCEPTING THEREFROM THE FOLLOWING LANDS:**

All that tract or parcel of land situate in the Town of Lowville, County of Lewis, State of New York, being portion of Lot No. 15 in Township No. 11, and being more precisely described as follows:

Beginning at a point in the reputed center of the right-of-way of Buell Road (gravel-49.5 foot width), said point being 5.7 feet southerly from the traveled centerline of Buell Road, said point also being the northwesterly corner of a 24.00-acre parcel of land described in a conveyance from Richard F. and Margaret T. Weller to Joseph P. and Susan G. Shultz by deed dated November 21, 2008 and recorded in the Lewis County Clerk's Office on November 26, 2008 as Instrument No. 2008-005873, said point having New York State plan coordinates (NAD83/2011 - Central Zone) of 1,395,335.88 feet North and 1,096,497.30 feet East;

Thence South 03 degrees 54 minutes 37 seconds West, along the westerly line of said 24.00-acre parcel a distance of 300.00 feet to a set 5/8-inch rebar with a 1 1/4-inch diameter red plastic cap marked "Thew Associates - Canton, NY" (herein after referred to as 5/8-inch rebar), said course passing over a 1/2-inch rebar with a 1-inch diameter orange plastic cap marked "TJ Kobach LS 049092" (extending 0.1 feet above grade) found on the southerly right-of-way of Buell Road;

Thence through a parcel of land conveyed by Richard A. and Helen F. Weller to Richard F. and Margaret T. Weller by deed dated June 29, 2004 and recorded in the Lewis County Clerk's Office on April 5, 2005 as Instrument No. 2005-01065, the following two courses and distances:

1. North 85 degrees 56 minutes 08 seconds West a distance of 300.00 feet to a set 5/8-inch rebar;
2. North 03 degrees 54 minutes 37 seconds East a distance of 300.00 feet to a point in the reputed center of the right-of-way of Buell Road, said point being 0.8 feet southerly of the traveled centerline of Buell Road, said course passing over a 5/8-inch rebar set on the southerly right-of-way of Buell Road at a distance of 275.25 feet;



Thence South 85 degrees 56 minutes 08 seconds East, along the reputed center of the right-of-way of Buell Road, a distance of 300.00 feet to the **Point of Beginning**.

To contain 2.066 acres of land, more or less, as surveyed by Jeremy L. Sweeney, Licensed Land Surveyor No. 050863.

The above described parcel of land is intended to be a portion of the same premises conveyed by Richard A. and Helen F. Weller to Richard F. and Margaret T. Weller by deed dated June 29, 2004 and recorded in the Lewis County Clerk's Office on April 5, 2005 as Instrument No. 2005-01065.

The above mentioned coordinates, bearings, and distances are referenced to the North American Datum of 1983, 2011 adjustment (NAD83/2011), projected on the New York State Plane Coordinate System (Central Zone).

A map of the above described parcel of land titled "Subdivision Plan – Final Plat, 2.066 Acre Substation Parcel, 3.333 Acre O&M Facility, Lands of Richard F. and Margaret T. Weller" was prepared by Thew Associates PE-LS, PLLC, dated June 28, 2019 and distinguished as Drawing No. CK3818-08-17 O&M.

AND

All that tract or parcel of land situate in the Town of Lowville, County of Lewis, State of New York, being a portion of Lot No. 15 in Township No. 11, and being more precisely described as follows:

Commencing at a point in the centerline of the Number Three Road (49.5-foot width), said point being the southwesterly corner of a 24.00-acre parcel of land described in a conveyance from Richard F. and Margaret T. Weller to Joseph P. and Susan G. Shultz by deed dated November 21, 2008 and recorded in the Lewis County Clerk's Office on November 26, 2008 as Instrument No. 2008-005873, said point also being South 03 degrees 54 minutes 37 seconds West a distance of 31.02 feet from a 1/2-inch rebar with a 1-inch diameter orange plastic cap marked "TJ Kovach LS 049092" (extending 0.2 feet above grade) found on the northerly right-of-way of the Number Three Road, said point having New York State plane coordinates (NAD83/2011 – Central Zone) of 1,393,655.46 feet North and 1,096,383.12 feet East;

Thence North 49 degrees 27 minutes 38 seconds West, along the centerline of the Number Three Road, a distance of 511.12 feet to a point, said point having New York State plane coordinates (NAD83/2011 – Central Zone) of 1,393,997.67 feet North and 1,095,994.70 feet East, said point also being the **Point of Beginning**;

Thence continuing North 49 degrees 27 minutes 38 seconds West, along the centerline of the Number Three Road, a distance of 330.00 feet to a point;

Thence through a parcel of land conveyed by Richard A. and Helen F. Weller to Richard F. and Margaret T. Weller by deed dated June 29, 2004 and recorded in the Lewis County Clerk's Office on April 5, 2005 as Instrument No. 2005-01065, the following three courses and distances:

1. North 40 degrees 32 minutes 22 seconds East a distance of 440.00 feet to a set 5/8-inch rebar with a 1 1/4-inch diameter red plastic cap marked "Thew Associates – Canton, NY" (herein after referred to as a 5/8-inch rebar), said course passing over a 5.8-inch rebar set on the northerly right-of-way of the Number Three Road at a distance of 24.75 feet;
2. South 49 degrees 27 minutes 38 seconds East, parallel with and 415.25 feet distant northeasterly from the center of the Number Three Road, a distance of 330.00 feet to a set 5/8-inch rebar;
3. South 40 degrees 32 minutes 22 seconds West a distance of 440.00 feet to the Point of Beginning, said course passing over a 5.8-inch rebar set on the northerly right-of-way of the Number Three Road at a distance of 415.25 feet.

To contain 3.333 acres of land, more or less, as surveyed by Jeremy L. Sweeney, Licensed Land Surveyor No. 050863.

The above described parcel of land is intended to be a portion of the same premises conveyed by Richard A. and Helen F. Weller to Richard F. Weller and Margaret T. Weller by deed dated June 29, 2004 and recorded in the Lewis County Clerk's Office on April 5, 2005 as Instrument No. 2005-01065.

The above mentioned coordinates, bearings, and distances are referenced to the North American Datum of 1983, 2011 adjustment (NAD83/2011), projected on the New York State Plane Coordinate System (Central Zone).

A map of the above described parcel of land titled "Subdivision Plan – Final Plot, 2.066 Acre Substation Parcel, 3.333 Acre O&M Facility, Lands of Richard F. and Margaret T. Weller" was prepared by Thew Associates PE-LS, PLLC, dated June 28, 2019, and distinguished as Drawing No. CK3818-08-17 O&M.

**WNYNO30011 SBL No. 159-1-11.1 (Town of Lowville) Lauren D. Zehr and Debbie R. Zehr**

Wind Lease Agreement of unspecified date as evidenced by that certain Memorandum of Wind Energy Lease, dated January 7, 2016 and recorded in the Lewis County Clerk's Office on March 30, 2016 as Instrument No. 2016-001698, as assigned by Assignment and Assumption Agreement between Invenergy Wind Development LLC and Number Three Wind LLC dated February 8, 2019 and recorded in the Lewis County Clerk's Office on March 14, 2019 as Instrument No. 2019-001187, as amended by Amendment to Lease and Memorandum of Lease between Lauren d. Zehr and Debbie R. Zehr and Number Three Wind LLC dated May 8, 2019 and recorded in the Lewis County Clerk's Office on May 20, 2019 as Instrument No. 2019-002340 regarding the parcel below:

All that tract or parcel of land situate in the Town of Harrisburg, County of Lewis, State of New York, being a portion of Great Lots 14 and 21 in Township 10, and being more precisely described as follows:

Beginning at the intersection of the center of the Number Three Road, with the easterly line of a 47.54-acre parcel conveyed by Dale E. and Julie M. Kloster to Lauren D. and Debbie R. Zehr by deed dated October 29, 2007 and recorded in the Lewis County Clerk's Office on October 31, 2007 as Instrument No. 2007-03703, said point having New York State plane coordinates (NAD83/2011 - Central Zone) of 1,404,469.22 feet North and 1,082,899.35 feet East;

thence North 09 degrees 58 minutes 19 seconds East, along the easterly line of said 47.54-acre parcel a distance of 1,949.59 feet to a point on the northerly line of Great Lot 14;

thence South 86 degrees 16 minutes 19 seconds East, in part with a barbed wire fence and along the northerly line of Great Lot 14, a distance of 920.82 feet to a point on the division line between the Town of Harrisburg and the Town of Lowville;

thence South 03 degrees 36 minutes 54 seconds West, in part with a barbed wire fence and along the division line between the Town of Harrisburg and the Town of Lowville, a distance of 4,721.30 feet to the northeasterly corner of a parcel of land conveyed by Walter J. and Doris Kennell, and Paul R. Kennell to Walter J. and Doris Kennell by deed dated February 7, 2001 and recorded in the Lewis County Clerk's Office on February 7, 2001 in Liber 673 of Deeds at Page 106;

thence along the northerly and westerly lines of Walter J. and Doris Kennell, the following two courses and distances:

1. South 76 degrees 08 minutes 56 seconds West a distance of 259.95 feet to a point;
2. South 03 degrees 36 minutes 54 seconds West a distance of 65.55 feet to the northeasterly corner of a parcel conveyed by Paul E. Long to Delmar K. Long by deed dated December 1, 2010 and recorded in the Lewis County Clerk's Office on December 2, 2010 as Instrument No. 2010-006328;

thence along the northerly lines of Delmar K. Long, the following three courses and distances:

1. South 78 degrees 08 minutes 56 seconds West a distance of 914.72 feet to a point;
2. North 03 degrees 57 minutes 59 seconds East a distance of 702.55 feet to a point on the northerly line of Great Lot 21;
3. North 87 degrees 22 minutes 17 seconds West, along the northerly line of Great Lot 21, a distance of 331.51 feet to the southeasterly corner of a 25-acre parcel conveyed by Christopher and Jennifer J. Kain to Walter and Doris Kennell by deed dated August 28, 2013 and recorded in the Lewis County Clerk's Office on August 28, 2013 as Instrument No. 2013-006220;

thence North 10 degrees 26 minutes 23 seconds East, in part along the easterly line of said 25-acre parcel and in part along the easterly line of a 175.25-acre parcel conveyed by Simon and Diane Gingerich to Lowell and Joyce Gingerich by deed dated January 1, 2001 and recorded in the Lewis County Clerk's Office on October 4, 2001 in Liber 685 of Deeds at Page 172, a distance of 1,466.82 feet to the southeasterly corner of said 47.54-acre parcel;

thence North 10 degrees 09 minutes 59 seconds East, along the easterly line of said 47.54-acre parcel a distance of 1,092.95 feet to the Point of Beginning.

To contain 132.974 of land, more or less.

The above-described parcel of land is intended to be the same premises conveyed by The United States of America, acting through the Administrator of the Farmers Home Administration, United States Department of Agriculture to Lauren D. and Debbie R. Zehr by deed dated January 27, 1987 and recorded in the Lewis County Clerk's Office on February 17, 1987 in Liber 478 of Deeds at Page 270.

The above-mentioned coordinates, bearings, and distances are referenced to the North American Datum of 1983, 2011 adjustment (NAD83/2011), projected on the New York State Plane Coordinate System (Central Zone).

**WNYNO30013 SBL No. 159.-1-13.3 (Town of Lowville) Delmar K. Long**

Wind Lease Agreement of unspecified date as evidenced by that certain Memorandum of Wind Energy Lease, dated January 7, 2016 and recorded in the Lewis County Clerk's Office on March 30, 2016 as Instrument No. 2016-001694, assigned by Assignment and Assumption Agreement between Invenery Wind Development LLC and Number Three Wind LLC dated October 9, 2018, and recorded in the Lewis County Clerk's Office on October 31, 2018 as Instrument No. 2018-005473, as amended by Amendment to Lease and Memorandum of Lease between Delmar K. Long and Number Three Wind LLC dated May 29, 2019 and recorded in the Lewis County Clerk's Office on June 7, 2019 as Instrument No. 2019-002786 regarding the parcel below:

All that tract or parcel of land situate in the Town of Harrisburg, County of Lewis, State of New York, being a portion of Great Lot 21 in Township 10, and being more precisely described as follows:

Beginning at a point on the northerly bounds of New York State Route 12, said point being on the southerly line of a 45.196-acre parcel conveyed by Dean M. Vogt to Red Sunset Enterprises, Inc. by deed dated July 5, 2001 and recorded in the Lewis County Clerk's Office on July 19, 2001 in Liber 681 of Deeds at Page 263, said point having New York State plane coordinates (NAD83/2011 - Central Zone) of 1,400,636.59 feet North and 1,080,621.41 feet East;

thence along the southerly and easterly lines of said 45.196-acre parcel, the following seven courses and distances:

1. North 70 degrees 55 minutes 59 seconds East a distance of 156.57 feet to a point;
2. North 75 degrees 30 minutes 59 seconds East a distance of 522.50 feet to a point;
3. South 57 degrees 31 minutes 17 seconds East a distance of 89.73 feet to a point;
4. North 76 degrees 28 minutes 43 seconds East a distance of 214.97 feet to a point;
5. North 12 degrees 48 minutes 17 seconds West a distance of 69.22 feet to a found 3/4-inch iron pipe (extends 1.3 feet above grade);
6. North 75 degrees 30 minutes 59 seconds East a distance of 493.38 feet to a point;
7. North 02 degrees 35 minutes 43 seconds East a distance of 957.70 feet to a 3/4-inch iron pipe (extends 0.4 feet above grade) found on the northerly line of Great Lot 21;  
thence South 87 degrees 22 minutes 17 seconds East, in part with a barbed wire fence and along the northerly line of Great Lot 21, a distance of 706.83 feet to a point on the southerly line of a parcel conveyed by The United States of America, acting through the Administrator of the Farmers Home Administration, United States Department of Agriculture to Lauren D. and Debbie R. Zehr by deed recorded in the Lewis County Clerk's Office on February 17, 1987 in Liber 478 of Deeds at Page 270;

thence along the southerly line of Lauren D. and Debbie R. Zehr, the following two courses and distances:

1. South 03 degrees 57 minutes 59 seconds West a distance of 702.55 feet to a point;
2. North 73 degrees 48 minutes 23 seconds East a distance of 914.72 feet to the northwesterly corner of a 13 1/3-acre parcel conveyed by Walter J. and Doris Kennell, and Paul R. Kennell to Water J. and Doris Kennell by deed dated February 7, 2001 and recorded in the Lewis County Clerk's Office on February 7, 2001 in Liber 673 of Deeds at Page 106;

thence South 03 degrees 36 minutes 54 seconds West, along the westerly line of said 13 1/3-acre parcel, a distance of 1,950.85 feet to a point on the northerly line of a parcel of land conveyed to Walter J. and Doris Kennell (Liber 673 - Page 106);

thence North 86 degrees 22 minutes 44 seconds West, along the northerly line of Walter J. and Doris Kennell, a distance of 2,011.77 feet to a point on the northerly bounds of New York State Route 12;

thence along the northerly bounds of New York State Route 12, the following five courses and distances:

1. North 38 degrees 34 minutes 30 seconds West a distance of 205.29 feet to a point;
2. along a curve deflecting to the left, having a central angle of 02 degrees 39 minutes 11 seconds and a radius of 10,278.00 feet, an arc distance of 475.94 feet to a point (chord: North 39 degrees 54 minutes 06 seconds West, 475.89 feet);

3. North 41 degrees 13 minutes 41 seconds West a distance of 253.25 feet to a point;
4. North 42 degrees 37 minutes 11 seconds West a distance of 155.23 feet to a point;
5. along a curve deflecting to the left, having a central angle of 07 degrees 58 minutes 14 seconds and a radius of 1,427.50 feet, an arc distance of 198.58 feet to the Point of Beginning (chord: North 46 degrees 36 minutes 18 seconds West, 198.42 feet);

To contain 98.360 acres of land, more or less.

The above-described parcel of land is intended to be a portion of the same premises conveyed by Paul E. Long to Delmar K. Long by deed dated December 1, 2010 and recorded in the Lewis County Clerk's Office on December 2, 2010 as Instrument No. 2010-006328.

The above-mentioned coordinates, bearings, and distances are referenced to the North American Datum of 1983, 2011 adjustment (NAD83/2011), projected on the New York State Plane Coordinate System (Central Zone).

**WNYNO30015 SBL No. 195.-4-2 (Town of Lowville) Daniel P. O'Brien and Tonya S. O'Brien**

Wind Lease Agreement of unspecified date as evidenced by that certain Memorandum of Wind Energy Lease, dated March 9, 2016 and recorded in the Lewis County Clerk's Office on March 30, 2016 as Instrument No. 2016-001701, as amended by First Amendment to Lease and Easement Agreement dated December 2, 2017 and recorded in the Lewis County Clerk's Office on September 5, 2018 as Instrument No. 2018-004407, as assigned by Assignment and Assumption Agreement dated October 9, 2018 and recorded October 31, 2018 as Instrument No. 2018-005473, and as further amended by Amendment to Lease and Memorandum of Lease dated May 28, 2019 and recorded in the Lewis County Clerk's Office on June 7, 2019 as Instrument No. 2019-002789 regarding the parcel below:

All that tract or parcel of land situate in the Town of Lowville, County of Lewis, State of New York, being a portion of Stowe Square Lots 3, 4, and 9 in Township 10, and being more precisely described as follows:

Beginning at a point on the westerly bounds of New York State Route 26 (variable width), said point also being the southeasterly corner of a 1.172-acre parcel of land conveyed by Charles J. and Jannette A. O'Brien to Sherry Ann O'Brien by deed dated January 13, 1987 and recorded in the Lewis County Clerk's Office on January 13, 1987 in Liber 477 of Deeds at Page 92, said point having New York State plane coordinates (NAD83/2011 - Central Zone) of 1,393,717.62 feet North and 1,102,753.02 feet East;

thence along the westerly bounds of New York State Route 26, the following five courses and distances:

1. South 21 degrees 08 minutes 39 seconds East a distance of 629.02 feet to a point;
2. North 68 degrees 51 minutes 22 seconds East a distance of 26.71 feet to a point;
3. South 21 degrees 14 minutes 46 seconds East a distance of 149.97 feet to a point;
4. South 68 degrees 54 minutes 18 seconds West a distance of 27.00 feet to a point;
5. South 21 degrees 05 minutes 42 seconds East a distance of 463.23 feet to the northeasterly corner of a 1.15-acre parcel of land conveyed by Jannette A. O'Brien to Daniel P. O'Brien and Tonya Bush by deed dated February 28, 1990 and recorded in the Lewis County Clerk's Office on March 29, 1990 in Liber 519 of Deeds at Page 141;

thence along the northerly, westerly and southerly lines of said 1.15-acre parcel, the following three courses and distances:

1. South 78 degrees 07 minutes 42 seconds West a distance of 202.62 feet to a point;
2. South 21 degrees 05 minutes 42 seconds East a distance of 250.00 feet to a point;
3. North 78 degrees 07 minutes 42 seconds East a distance of 202.62 feet to a point on the westerly bounds of New York State Route 26;

thence South 21 degrees 05 minutes 42 seconds East, along the westerly bounds of New York State Route 26, a distance of 621.52 feet to the northeasterly corner of a 0.228-acre parcel of land conveyed by Daniel James Skiff to Ashley M.E. Skiff by deed dated March 9, 2016 and recorded in the Lewis County Clerk's Office on March 11, 2016 as Instrument No. 2016-001377;

thence South 79 degrees 15 minutes 27 seconds West, generally with a barbed wire fence and along the northerly line of said 0.288-acre parcel, a distance of 271.62 feet to a 3/4-inch iron pipe (extends 1.2 feet above grade) found at the northwesterly corner of a 0.922-acre parcel conveyed to Ashley M.E. Skiff (Instrument No. 2016-001377);

thence South 20 degrees 56 minutes 50 seconds East, generally with a barbed wire fence and along the westerly line of said 0.922-acre parcel, a distance of 165.85 feet to a 1/2-inch iron pipe (extends 0.7 feet above grade) found on the northerly line of a 39.875-acre parcel of Land conveyed by Mary H. Kempa Demko to MJL Crushing, LLC by deed dated November 7, 2008 and recorded in the Lewis County Clerk's Office on November 7, 2008 as Instrument No. 2008-005594;

thence North 85 degrees 56 minutes 57 seconds West, in part with a barbed wire fence, in part along the northerly line of said 39.875-acre parcel, and in part along the northerly line of a 79.43-acre parcel of land conveyed by Edward J. and Christine M. Chrzanowski to Leo M. and Mary Kempa Demko by deed dated August 21, 1986 and recorded in the Lewis County Clerk's Office on September 26, 1986 in Liber 471 of Deeds at Page 340, a distance of 2,052.24 feet to a point on the easterly line of Stowe Square Lot 10;

thence along the easterly and northerly lines of Stowe Square Lot 10, the following two courses and distances:

1. North 04 degrees 11 minutes 43 seconds East, generally with a barbed wire fence, a distance of 1,000.29 feet to the northeasterly corner of Stowe Square Lot 10;
2. North 85 degrees 48 minutes 44 seconds West, in part with a barbed wire fence, a distance of 714.38 feet to the southeasterly corner of an 8-acre parcel of land conveyed by David M. and Saloma Beiler to David M. and Saloma Beiler, and Henry D. and Elizabeth N. Beiler by deed dated October 28, 2014 and recorded in the Lewis County Clerk's Office on April 3, 2015 as Instrument No. 2015-001372;

thence North 04 degrees 18 minutes 10 seconds East, in part with a barbed wire fence, in part along the easterly line of said 8-acre parcel, and in part along the easterly line of a parcel of land conveyed by Paul J. and Rebekah L. Ehst to Daniel E. Beyer by deed dated October 15, 2009 and recorded in the Lewis County Clerk's Office on October 20, 2009 as Instrument No. 2009-005421, a distance of 1,261.61 feet to the southwesterly corner of a parcel of land conveyed by Walter J., Jr. and Nancy J. Beyer to Daniel Beyer by deed dated July 23, 2001 and recorded in the Lewis County Clerk's Office on July 24, 2001 in Liber 681 of Deeds at Page 347;

thence South 85 degrees 26 minutes 50 seconds East, in part with a barbed wire fence and along the southerly line of Daniel Beyer, a distance of 1,614.72 feet to the northwesterly corner of said 1.172-acre parcel;

thence along the westerly and southerly lines of said 1.172-acre parcel, the following two courses and distances:

1. South 20 degrees 56 minutes 50 seconds East a distance of 125.00 feet to a point;
2. South 85 degrees 26 minutes 50 seconds East a distance of 384.87 feet to the Point of Beginning.

To contain 111.208 acres of land, more or less.

Also, all that tract or parcel of land situate in the Town of Lowville, County of Lewis, State of New York, being a portion of Stowe Square Lots 3, 4, and 9 in Township 10, and being more precisely described as follows:

Beginning at a point on the easterly bounds of New York State Route 26 (variable width), said point also being the southwesterly corner of a 1.193-acre parcel of land conveyed by Charles J. and Jannette A. O'Brien to Sherry Ann O'Brien by deed dated January 13, 1987 and recorded in the Lewis County Clerk's Office on January 13, 1987 in Liber 477 of Deeds at Page 92, said point having New York State plane coordinates (NAD83/2011 - Central Zone) of 1,393,693.04 feet North and 1,102,891.09 feet East;

thence along the southerly and easterly lines of said 1.193-acre parcel, the following two courses and distances:

1. South 85 degrees 26 minutes 50 seconds East a distance of 345.79 feet to a point;
2. North 20 degrees 56 minutes 50 seconds West a distance of 140.00 feet to a point on the southerly line of a parcel of land conveyed by Walter J., Jr. and Nancy J. Beyer to Daniel Beyer by deed dated July 23, 2001 and recorded in the Lewis County Clerk's Office on July 24, 2001 in Liber 681 of Deeds at Page 347;

thence South 85 degrees 26 minutes 50 seconds East, generally with a barbed wire fence and along the southerly line of Daniel Beyer, a distance of 786.48 feet to a point on the westerly line of a 49.85-acre parcel of land conveyed by Ruth I. Larabee and Glenn R. Larabee to Yancey Combining by deed dated October 1, 2004 and recorded in the Lewis County Clerk's Office on October 22, 2004 as Instrument No. 2004-03532;

thence South 04 degrees 46 minutes 01 seconds West, generally with a barbed wire fence, in part along the westerly line of said 49.85-acre parcel, and along the westerly line of a 49.31-acre parcel of land conveyed by John D. Ross, John H. Ross, Herbert D. Yancey and Merle Yancey to Herbert D. Yancey and Merle Yancey by deed dated February 1, 2007 and recorded in the Lewis County Clerk's Office on March 3, 2007 as Instrument No. 2007-00678, a distance of 1,258.60 feet to a point on the northerly line of Stowe Square Lot 4;

thence along the northerly and easterly line of Stowe Square Lot 4, the following two courses and distances:

1. South 85 degrees 17 minutes 14 seconds East, in part with a barbed wire fence, a distance of 1,894.32 feet to the northeasterly corner of Stowe Square Lot 4;
2. South 04 degrees 35 minutes 54 seconds West generally with a barbed wire fence, a distance of 1,473.42 feet to a 1/2-inch rebar (extends 0.5 feet above grade) found at the northeasterly corner of a 29.20-acre parcel of land conveyed by The Pratt-Northam Foundation, Inc. to William J. and Ann M. Becker by deed dated March 2, 2016 and recorded in the Lewis County Clerk's Office on March 2, 2016 as Instrument No. 2016-001200, said course passing over a 1/2-inch rebar with a 1-inch diameter orange plastic cap marked "TJ Kovach LS49092" (extends 0.5 feet above grade) found at a distance of 1,349.25 feet;

thence North 84 degrees 31 minutes 48 seconds West, generally with a barbed wire fence and along the northerly line of said 29.20-acre parcel, a distance of 490.19 feet to a 1/2-inch iron pipe (extends 1.1 feet above grade) found on the easterly line of 13.6-acre parcel of land conveyed by Village of Lowville to the County of Lewis by deed dated June 6, 1989 and recorded in the Lewis County Clerk's Office on June 30, 1989 in Liber 510 at Page 252;

thence along the easterly and northerly lines of said 13.6-acre parcel, the following two courses and distances:

1. North 24 degrees 45 minutes 59 seconds West a distance of 236.06 feet to a found 1/2-inch iron pipe (extends 0.4 feet above grade);
2. North 85 degrees 38 minutes 25 seconds West a distance of 558.69 feet to a 1/2-inch rebar with a 1-inch diameter orange plastic cap marked "TJ Kovach LS49092" (extends 1.1 feet above grade) found at the southeasterly corner of a 5.2-acre parcel conveyed by Daniel P. and Tonya S. O'Brien to Backstan Properties, LLC by deed dated October 31, 2017 and recorded in the Lewis County Clerk's Office on November 2, 2017 as Instrument No. 2017-006185;

thence along the easterly and northerly lines of said 5.2-acre parcel, the following two courses and distances:

1. North 23 degrees 42 minutes 11 seconds West a distance of 520.97 feet to a point;
  2. South 89 degrees 41 minutes 32 seconds West a distance of 594.82 feet to a point on the easterly bounds of New York State Route 26;
- thence North 21 degrees 06 minutes 58 seconds West, along the easterly bounds of New York State Route 26, a distance of 2,208.63 feet to the Point of Beginning.

To contain 80.560 acres of land, more or less.

The above-described parcels of land are intended to be a portion of the same premises conveyed by Daniel P. O'Brien to Daniel P. and Tonya S. O'Brien by deed dated September 8, 2006 and recorded in the Lewis County Clerk's Office on September 11, 2006 as Instrument No. 2006-02967.

The above-mentioned coordinates, bearings, and distances are referenced to the North American Datum of 1983, 2011 adjustment (NAD83/2011), projected on the New York State Plane Coordinate System (Central Zone).

**WNYNO30016 SBL No. 177.-1-14.1 (Town of Lowville) Daniel and Sherry Beyer**

Wind Lease Agreement of unspecified date between Daniel and Sherry Beyer and Invenergy Wind Development LLC, a memorandum of which was executed by Daniel and Sherry Beyer and Invenergy Wind Development LLC on March 8, 2016 and recorded March 30, 2016 as Instrument No. 2016-001700, as assigned by Assignment and Assumption Agreement between Invenergy Wind Development LLC and Number Three Wind LLC dated October 9, 2018 and recorded October 31, 2018 as Instrument No. 2018-005473, as amended by Amendment to Lease and Memorandum of Lease between Daniel Beyer and Sherry Beyer and Number Three Wind LLC dated May 24, 2019 and recorded June 7, 2019 as Instrument No. 2019-002790, as further amended by Second Amendment to Lease and Memorandum of Lease between Daniel Beyer and Sherry Beyer and Number Three Wind LLC dated February 13, 2020 and recorded in the Lewis County Clerk's Office on March 6, 2020 as Instrument No. 2020-001123.

All that tract or parcel of land situate in the Town of Lowville, County of Lewis, State of New York, being a portion of Stowe Square Lots 2, 8, and 9 in Township 11, and being more precisely described as follows:

Beginning at a point in the center of Buell Road (49.5-foot width), said point being at the southwesterly corner of Stowe Square Lot 8, said point having New York State plane coordinates (NAD83/2011 - Central Zone) of 1,395,296.55 feet North and 1,097,050.79 feet East;

thence North 04 degrees 19 minutes 44 seconds East, in part with a barbed wire fence and along the westerly line of Stowe Square Lot 8, a distance of 1,293.52 feet to the southwesterly corner of a 45.46-acre parcel of land conveyed by Allen L. Farney, Jr., Norman J. Farney, Gary L. Farney, David B. Farney and Wanda M. Bellinger to Norman J. and Colleen J. Farney by deed dated November 22, 1985 and recorded in the Lewis County Clerk's Office on December 11, 1985 in Liber 463 of Deeds at Page 292;

thence along the southerly and easterly lines of said 40.46-acre parcel, the following two courses and distances:

1. South 85 degrees 48 minutes 55 seconds East, in part with a barbed wire fence, a distance of 2,208.06 feet to a point;
2. North 04 degrees 03 minutes 46 seconds East a distance of 25.98 feet to the southwesterly corner of a 39.1-acre parcel conveyed to Norman J. and Colleen J. Farney (Liber 463 - Page 292);

thence South 88 degrees 19 minutes 05 seconds East, in part with a barbed wire fence and along the southerly line of said 39.1-acre parcel, a distance of 2,066.99 feet to a 1/2-inch rebar with a 1-inch diameter yellow plastic cap marked "Moncrief & McLean" (extends 0.3 feet above grade) found at the northwesterly corner of 3.251-acre parcel of land conveyed by Daniel E. Beyer to Jason L. and Marjorie L. Helmer by deed dated February 4, 2020 and recorded in the Lewis County Clerk's Office on March 6, 2020 as Instrument No. 2020-001124;

thence South 01 degrees 19 minutes 03 seconds East, along the westerly line of said 3.251-acre parcel, a distance of 492.39 feet to a point in the center of Buell Road, said course passing over a 1/2-inch rebar with a 1-inch diameter yellow plastic cap marked "Moncrief & McLean" (extends 0.1 feet above grade) found at a distance of 476.98 feet;

thence South 68 degrees 38 minutes 50 seconds West, along the center of Buell Road, a distance of 632.19 feet to the northwesterly corner of a parcel of land conveyed by Walter J., Jr. and Nancy J. Beyer to Daniel Beyer by deed dated July 23, 2001 and recorded in the Lewis County Clerk's Office on July 24, 2001 in Liber 681 of Deeds at Page 347;

thence South 04 degrees 18 minutes 10 seconds West, in part with a barbed wire fence, in part along the westerly line of Daniel Beyer and in part along the westerly line of a parcel of land conveyed by Daniel P. O'Brien to Daniel P. and Tonya S. O'Brien by deed dated September 8, 2006 and recorded in the Lewis County Clerk's Office on September 11, 2006 as Instrument No. 2006-02967, a distance of 2,461.80 feet to the northeasterly corner of an 8-acre parcel of land conveyed by David M. and Saloma Beiler to David M. and Saloma Beiler, and Henry D. and Elizabeth N. Beiler by deed dated October 28, 2002 and recorded in the Lewis County Clerk's Office on April 3, 2015 as Instrument No. 2015-001372;

thence along the northerly and westerly lines of said 8-acre parcel, the following two courses and distances:

1. North 85 degrees 05 minutes 14 seconds West a distance of 702.61 feet to a point;
2. South 04 degrees 21 minutes 07 seconds West, in part with a barbed wire fence, a distance of 488.40 feet to a point on the southerly line of Stowe Square Lot 9;

thence North 85 degrees 48 minutes 44 seconds West, in part with a barbed wire fence and along the southerly line of Stowe Square Lot 9, a distance of 825.06 feet to the southeasterly corner of a 119.9-acre parcel conveyed by Thomas E. and Margaret G. Schultz to Joseph P. and Susan G. Schultz by deed dated November 5, 2003 and recorded in the Lewis County Clerk's Office on November 6, 2003 as Instrument No. 2003-03644;

thence North 04 degrees 03 minutes 46 seconds East, in part with a barbed wire fence and stonewall and along the easterly line of said 119.9-acre parcel, a distance of 2,308.11 feet to a point in the center of Buell Road;

thence North 86 degrees 10 minutes 37 seconds West, along the center of Buell Road, a distance of 2,214.08 feet to the Point of Beginning.

To contain 193.869 acres of land, more or less, as surveyed by Jeremy L. Sweeney, Licensed Land Surveyor No. 050863.

The above described parcel of land is intended to be a portion of the same premises conveyed by Paul J. and Rebekah L. Ehst to Daniel E. Beyer by deed dated October 15, 2009 and recorded in the Lewis County Clerk's Office on October 20, 2009 as Instrument No. 2009-005421.

The above mentioned coordinates, bearings, and distances are referenced to the North American Datum of 1983, 2011 adjustment (NAD83/2011), projected on the New York State Plane Coordinate System (Central Zone).

**WNYNO30032 SBL No. 158.-1-5 (Town of Lowville) Snyder Robert Estate**

Wind Lease Agreement of unspecified date as evidenced by that certain Memorandum of Wind Energy Lease, dated October 24, 2016 and recorded in the Lewis County Clerk's Office on January 25, 2017 as Instrument No. 2017-000471, as assigned by Assignment and Assumption Agreement between Invenergy Wind Development LLC and Number Three Wind LLC dated October 9, 2018 and recorded in the Lewis County Clerk's Office on October 31, 2018 as Instrument No. 2018-005473, as amended by Amendment to Lease and Memorandum of Lease between Frederick L. Snyder, as Executor of the Estate of Robert L. Snyder and Number Three Wind LLC dated April 11, 2019 and recorded in the Lewis County Clerk's Office on April 2, 2019 as Instrument No. 2019-002020 regarding the parcel below:

All that tract or parcel of land situate in the Town of Harrisburg, County of Lewis, State of New York, being a portion of Great Lots 11 and 18 in Township 10, and being more precisely described as follows:

Beginning at a point in the centerline of Humphrey Road (49.5-foot width), said point being the northeasterly corner of a 10.300-acre parcel of land conveyed by Charles W. and Eileen E. Snyder, and Eugene E. Snyder to Charles W. and Eileen E. Snyder by deed dated September 21, 2015 and recorded in the Lewis County Clerk's Office on September 30, 2015 as Instrument No. 2015-004699, said point having New York State plane coordinates (NAD83/2011 - Central Zone) of 1,405,936.24 feet North and 1,066,160.68 feet East;

thence along the center of Humphrey Road, the following three courses and distances:

1. North 82 degrees 38 minutes 36 seconds East a distance of 73.70 feet to a point;
2. North 81 degrees 53 minutes 36 seconds East a distance of 921.70 feet to a point;
3. North 82 degrees 31 minutes 28 seconds East a distance of 124.93 feet to the northwesterly corner of a parcel of land conveyed by Rebecca A. Widrick to Emmanuel J. and Dorothy A. Widrick by deed dated January 17, 2017 and recorded in the Lewis County Clerk's Office on February 9, 2017 as Instrument No. 2017-000794;

thence along the westerly line of Emmanuel J. and Dorothy A. Widrick, the following three courses and distances:

1. South 04 degrees 30 minutes 07 seconds West, in part with a barbed wire fence, a distance of 886.47 feet to a point;
2. North 86 degrees 20 minutes 12 seconds West, in part with a barbed wire fence, a distance of 121.85 feet to a point;
3. South 03 degrees 54 minutes 34 seconds West, generally with a barbed wire fence and stonewall, a distance of 2,261.57 feet to a point on the southerly line of Great Lot 11;

thence North 86 degrees 52 minutes 22 seconds West, generally with a barbed wire fence, a distance of 1,257.24 feet to the northwesterly corner of a 138-acre parcel conveyed by Clarence R. and Beulah Y. Widrick to Paul A. and Dawn V. Widrick by deed dated January 1, 2006 and recorded in the Lewis County Clerk's Office on February 23, 2007 as Instrument No. 2007-00604;

thence South 03 degrees 41 minutes 34 seconds West, generally with a barbed wire fence and along the westerly line of said 138-acre parcel, a distance of 1,405.55 feet to a point on the northerly line of a 54.25-acre parcel conveyed by Eugene E. Theiser to Charles W. and Eileen E. Snyder by deed dated January 29, 2013 and recorded in the Lewis County Clerk's Office on February 26, 2013 as Instrument No. 2013-001125;

thence North 86 degrees 30 minutes 45 seconds West, generally with a barbed wire fence and along the northerly line of said 54.25-acre parcel, a distance of 1,262.70 feet to a point on the westerly line of Great Lot 18;

thence North 04 degrees 03 minutes 02 seconds East, generally with a barbed wire fence and along the westerly line of Great Lot 18, a distance of 1,397.72 feet to the northwesterly corner of Great Lot 18;

thence South 86 degrees 52 minutes 22 seconds East, along the northerly line of Great Lot 18, a distance of 761.82 feet to the southeasterly corner of a 40-acre parcel conveyed by Eugene E. Theiser to Charles W. and Eileen E. Snyder by deed dated January 29, 2013 and recorded in the Lewis County Clerk's Office on February 26, 2013 as Instrument No. 2013-001125;

thence North 04 degrees 07 minutes 44 seconds East, generally with a barbed wire fence and stonewall, along the easterly line of said 40-acre parcel, and in part along the center of Kelsey Road (49.5-foot width) a distance of 2,277.99 feet to the southwest corner of said 10.300-acre parcel;

thence along the southerly and easterly lines of said 10.300-acre parcel, the following two courses and distances:



1. South 86 degrees 20 minutes 12 seconds East, in part with a barbed wire fence, a distance of 761.29 feet to a 3/4-inch iron pipe (extends 0.6-feet above grade), said course passing over a 3/4-inch iron pipe (extends 0.6-feet above grade), found at a distance of 27.13 feet;

2. North 05 degrees 07 minutes 38 seconds East, in part with a barbed wire fence, a distance of 660.36 feet to the Point of Beginning, said course passing over a 3/4-inch iron pipe (extends 0.6-feet above grade) found at a distance of 621.70 feet.

To contain 150.887 acres of land, more or less.

The above-described parcel of land is intended to be a portion of the same premises conveyed by The Federal Bank of Springfield to Robert L. and Eva M. Snyder by deed dated June 23, 1948 and recorded in the Lewis County Clerk's Office on July 7, 1948 in Liber 211 of Deeds at Page 175.

The above-mentioned coordinates, bearings, and distances are referenced to the North American Datum of 1983, 2011 adjustment (NAD83/2011), projected on the New York State Plane Coordinate System (Central Zone).

**WNYNO30043 SBL No. 176.-2-8 (Town of Lowville) Tobias J. Stoltzfus and Emma D. Stoltzfus**

Wind Lease Agreement of unspecified date as evidenced by that certain Memorandum of Wind Energy Lease, dated December 15, 2016 and recorded in the Lewis County Clerk's Office on March 30, 2017 as Instrument No. 2017-001862, as assigned by Assignment and Assumption Agreement dated October 9, 2018 and recorded in the Lewis County Clerk's Office on October 31, 2018 as Instrument No. 2018-005473, as amended by Amendment to Lease and Memorandum of Lease between Keith D. Widrick and Linda R. Widrick and Number Three Wind LLC dated July 12, 2019 and recorded in the Lewis County Clerk's Office on August 29, 2019 as Instrument No. 2019-004448 regarding the parcel below:

All that tract or parcel of land situate in the Town of Lowville, County of Lewis, State of New York, being a portion of Great Lots 16, 17, and 20 in Township 11, and being more precisely described as follows:

Beginning at a point on the westerly bounds of New York State Route 12 (variable width), said point also being the southeasterly corner of a 2.40-acre parcel of land conveyed by Jack P., Jr. and Sharon A. Lomeo to Timothy J. Zubrzycki by deed dated September 17, 1998 and recorded in the Lewis County Clerk's Office on September 24, 1998 in Liber 629 of Deeds at Page 58, said point having New York State plane coordinates (NAD83/2011 - Central Zone) of 1,392,517.81 feet North and 1,087,920.22 feet East;

thence South 33 degrees 25 minutes 00 seconds East, along the westerly bounds of New York State Route 12, a distance of 481.69 feet to a 1/2-inch rebar (0.3 feet below grade) found at the northeasterly corner of a parcel of land conveyed by Lloyd and Clara Roes to Norman D. Roes and Melanie R. Zehr by deed dated January 27, 1989 and recorded in the Lewis County Clerk's Office on June 1, 1990 in Liber 521 of Deeds at Page 281;

thence South 75 degrees 50 minutes 17 seconds West, in part with a barbed wire fence, in part along the northerly line of Norman D. Roes and Melanie R. Zehr, and in part along the northerly line of a parcel of land conveyed by Clara Roes to Lloyd Roes & Sons, LLC by deed dated October 7, 2010 and recorded in the Lewis County Clerk's Office on October 19, 2011 as Instrument No. 2011-005035, a distance of 347.79 feet to a point on the easterly line of Great Lot 16;

thence South 04 degrees 12 minutes 52 seconds West, in part with a barbed wire fence, in part along the easterly line of Great Lot 16, and in part along the easterly line of Great Lot 20, a distance of 824.43 feet to a point in the center of a stream or gulf, said course passing through the southeasterly corner of Great Lot 16 at a distance of 382.71 feet;

thence westerly along the center of said stream or gulf, as it winds and turns, a distance of 1,681.2 feet, more or less, to a point on the southerly line of Great Lot 16, (chord: North 68 degrees 33 minutes 58 seconds West, 1,516.67 feet);

thence North 85 degrees 29 minutes 53 seconds West, in part with a barbed wire fence and along the southerly line of Great Lot 16, a distance of 1,198.87 feet to the southeasterly corner of a parcel of land conveyed by Melvin T. and Norma P. Zehr to Jacob M. and Annie Y. Stoltzfus by deed dated February 25, 2004 and recorded in the Lewis County Clerk's Office on February 26, 2004 as Instrument No. 2004-00615;

thence North 03 degrees 50 minutes 39 seconds East, in part with a barbed wire fence, in part along the easterly line of Jacob M. and Annie Y. Stoltzfus, and in part along the westerly line of a 47.24-acre parcel conveyed by Rextianne Levy to Tobias J. and Emma D. Stoltzfus by deed dated May 27, 2005 and recorded in the Lewis County Clerk's Office on May 27, 2005 as Instrument No. 2005-01665, a distance of 822.85 feet to a point;

thence South 86 degrees 35 minutes 21 seconds East, in part with a barbed wire fence, in part along the southerly line of said 47.24-acre parcel, and in part along the southerly line of said 2.40-acre parcel, a distance of 2,689.08 feet to the Point of Beginning.

To contain 65.041 acres of land, more or less.

The above-described parcel of land is intended to be a portion of the same premises conveyed by Clarence R. and Beulah Y. Widrick to Keith D. and Linda R. Widrick by deed dated December 30, 2008 and recorded in the Lewis County Clerk's Office on January 2, 2009 as Instrument No. 2009-000029.

The above-mentioned coordinates, bearings, and distances are referenced to the North American Datum of 1983, 2011 adjustment (NAD83/2011), projected on the New York State Plane Coordinate System (Central Zone).

**WNYNO30050 SBL No. 141.-1-2 (Town of Lowville) Robert T. Scoville**

Wind Lease Agreement of unspecified date as evidenced by that certain Memorandum of Wind Energy Lease, dated March 9, 2017 and recorded in the Lewis County Clerk's Office on April 27, 2017 as Instrument No. 2017-002460, as assigned by Assignment and Assumption Agreement between Invenergy Wind Development LLC and Number Three Wind LLC dated October 9, 2018 and recorded October 31, 2018 as Instrument No. 2018-005473, to be amended by that certain Amendment to Lease and Memorandum of Lease, regarding the parcel below:

All that tract or parcel of land situate in the Town of Harrisburg, County of Lewis, State of New York, being a portion of Great Lots 3 and 4 in Township No. 10, and being more precisely described as follows:

Beginning at the intersection of the centerline of New York State Route 12 (variable width) with the division line between the Town of Harrisburg and the Town of Denmark, said point also being the northwesterly corner of a 0.58-acre parcel conveyed by Gilbert J. Zehr and Janet K. Zehr to Andrew D. Moser and Colleen F. Moser by deed dated April 20, 2006 and recorded in the Lewis County Clerk's Office on April 27, 2006 as Instrument No. 2006-001289, said point having New York State plane coordinates (NAD83/2011 - Central Zone) of 1,412,176.37 feet North and 1,065,683.53 feet East;

thence South 39 degrees 00 minutes 12 seconds East, along the centerline of New York State Route 12, a distance of 211.20 feet to the southerly corner of said 0.58-acre parcel;

thence North 52 degrees 50 minutes 54 seconds East, along the southeasterly line of said 0.58-acre parcel, a distance of 233.81 feet to a point on the division line between the Town of Harrisburg and the Town of Denmark, said course passing over the easterly bounds of New York State Route 12 at a distance of 32.52 feet;

thence South 85 degrees 53 minutes 38 seconds East, along the division line between the Town of Harrisburg and the Town of Denmark, a distance of 1,575.11 feet to the northwesterly corner of a 147.0-acre parcel conveyed by Robert E. and Judith A. Scoville to Robert E. and Judith A. Scoville, Janet M. Aubin, Janice A. Purcell, Robert T. Scoville, Keith A. Scoville, and John P. Scoville by deed dated January 29, 2018 and recorded in the Lewis County Clerk's Office on February 20, 2018 as Instrument No. 2018-000867;

thence South 04 degrees 13 minutes 43 seconds West, generally with a remnant barbed wire fence and stonewall, along the westerly line of said 147.0-acre parcel, a distance of 397.10 feet to the northeasterly corner of an 88.75-acre parcel conveyed by Robert T. Scoville to James P. and Janice A. Purcell, and Paul G. and Janet M. Aubin by deed dated October 6, 2010 and recorded in the Lewis County Clerk's Office on October 15, 2010 as Instrument No. 2010-005528;

thence along the northerly and westerly lines of said 88.75-acre parcel, the following four courses and distances:

1. South 76 degrees 49 minutes 25 seconds West, in part with a stonewall and remnant barbed wire fence, a distance of 1,816.32 feet to a point, said course passing over the easterly and westerly bounds of New York State Route 12 at distances of 1,198.75 feet and 1,289.99 feet, respectively;

2. North 26 degrees 44 minutes 53 seconds West a distance of 362.53 feet to a point;

3. South 77 degrees 06 minutes 43 seconds West a distance of 532.79 feet to a found 1/2-inch rebar with a 1-inch diameter orange plastic cap marked "TJ Kovach LS49092" (extends 0.2 feet above grade) found on the westerly line of Great Lot 4;

4. South 04 degrees 51 minutes 54 seconds West, in part with a barbed wire fence, and along the westerly line of Great Lot 4 a distance of 1,515.78 feet to a 3/4-inch iron pipe (extends 0.5 feet above grade) found at the northeasterly corner of a 116.37-acre parcel conveyed by Elias Konstantinou and Prodromos Konstantinou, as co-executors of the Last Will and Testament of George Konstantinou to Elias Konstantinou and Prodromos Konstantinou by deed dated November 10, 2011 and recorded in the Lewis County Clerk's Office on December 5, 2011 as Instrument No. 2011-005944;

thence North 85 degrees 32 minutes 03 seconds West, in part with a barbed wire fence, along the northerly line of said 116.37-acre parcel, a distance of 2,662.87 feet to a 1/2-inch rebar (extends 0.9 feet above grade) found on the easterly line of a 21.55-acre parcel

conveyed by Joseph Waddell to Philip S. and Tammy J. Tanner by deed dated September 18, 1989 and recorded in the Lewis County Clerk's Office on September 19, 1989 in Liber 513 of Deeds at Page 163;

thence North 03 degrees 49 minutes 25 seconds East, in part with a barbed wire fence, in part along the easterly line of said 21.55-acre parcel, in part along the easterly line of a 3-acre parcel conveyed by Howard M. and Shirley A. Beyer to Tug Hill, LLC by deed dated April 27, 2012 and recorded in the Lewis County Clerk's Office on April 30, 2012 as Instrument No. 2012-002075, in part along the easterly line of a 5.14-acre parcel conveyed by Mc Daniels Trading Corporation to Vernon A. and Eugenie Ford by deed dated June 23, 1976 and recorded in the Lewis County Clerk's Office on July 2, 1976 in Liber 366 of Deeds at Page 47, and in part along the easterly line of an 11.27-acre parcel conveyed by David J. Pitti and David S. Purdy to David McMillen by deed dated December 10, 1989 and recorded in the Lewis County Clerk's Office on January 16, 1990 in Liber 517 of Deeds at Page 96, a distance of 2,280.15 feet to a 3/4-inch iron pipe (extends 0.5 feet above grade) found on the division line between the Town of Harrisburg and the Town of Denmark;

thence South 85 degrees 53 minutes 38 seconds East, in part with a barbed wire fence, along the division line between the Town of Harrisburg and the Town of Denmark, a distance of 3,229.54 feet to the Point of Beginning, said course passing over the westerly bounds of New York State Route 12 at a distance of 3,184.34 feet.

Excepting that portion of New York State Route 12, situated within the above-described parcel, containing 1.514 acres of land, more or less.

To contain 176.934 acres of land, more or less, exclusive of New York State Route 12.

The above-described parcel of land is intended to be a portion of the same premises conveyed by Robert T. Scoville and Darlene M. Scoville to Robert T. Scoville by deed dated October 15, 2010 and recorded in the Lewis County Clerk's Office on October 15, 2010 as Instrument No. 2010-005520.

The above-mentioned coordinates, bearings, and distances are referenced to the North American Datum of 1983, 2011 adjustment (NAD83/2011), projected on the New York State Plane Coordinate System (Central Zone).

**WNYNO30051 SBL No. 176.-2-2.52 (Town of Lowville) Thomas Z. Eaves Jr.**

Wind Lease Agreement of unspecified date as evidenced by that certain Memorandum of Wind Energy Lease, dated March 9, 2017 and recorded in the Lewis County Clerk's Office on April 27, 2017 as Instrument No. 2017-002459, as assigned by Assignment and Assumption between Invenergy Wind Development LLC and Number Three Wind LLC, dated October 9, 2018 and recorded October 31, 2018 as Instrument No. 2018-005473, as amended by Amendment to Lease and Memorandum of Lease dated April 8, 2019 and recorded May 29, 2019 as Instrument No. 2019-002569 regarding the parcel below:

All that tract or parcel of land situate in the Town of Lowville, County of Lewis, State of New York, being a portion of Great Lot 13 in Township 11, and being more precisely described as follows:

Beginning at a point in the center of Willow Grove Road (49.5-foot width), said point also being the southeasterly corner of a parcel of land conveyed by Sandy K. Zehr to Thomas P. and Kate E. Aubin by deed dated August 28, 2015 and recorded in the Lewis County Clerk's Office on August 28, 2015 as Instrument No. 2015-004096, said point having New York State plane coordinates (NAD83/2011 - Central Zone) of 1,400,201.83 feet North and 1,088,430.38 feet East;

thence along the center of Willow Grove Road, the following two courses and distances:

1. South 04 degrees 29 minutes 08 seconds West a distance of 1,526.29 feet to a point;
2. South 04 degrees 07 minutes 56 seconds West a distance of 160.03 feet to the northeasterly corner of a 48.69-acre parcel of land conveyed by Kirk L. and Patricia J. Herse to Ammon and Rebecca Hertzler, and Aaron Hertzler by deed dated February 8, 2008 and recorded in the Lewis County Clerk's Office on February 12, 2008 as Instrument No. 2008-000591;

thence North 86 degrees 29 minutes 19 seconds West, along the northerly line of said 48.69-acre parcel, a distance of 971.86 feet to a 1/2-inch rebar (extends 0.5 feet above grade) found at the northeasterly corner of a 55-acre parcel conveyed by Harold F. and Jean M. O'Brien to John E. and Sue E. O'Brien by deed dated April 4, 2005 and recorded in the Lewis County Clerk's Office on April 5, 2005 as Instrument No. 2005-01064;

thence North 86 degrees 17 minutes 08 seconds West, along the northerly line of said 55-acre parcel, a distance of 389.09 feet to a 1/2-inch iron pipe (extends 1.4 feet above grade) found at the southeasterly corner of a 60.00-acre parcel to John E. and Sue E. O'Brien (Instrument No. 2005-01064);

thence North 04 degrees 41 minutes 26 seconds East, along the easterly line of said 60.00-acre parcel, a distance of 1,964.02 feet to a point on the easterly line of 66.11-acre parcel conveyed by Walter J. and Doris Kennell, and Paul R. Kennell to Walter J. and Doris Kennell by deed dated February 7, 2001 and recorded in the Lewis County Clerk's Office on February 7, 2001 in Liber 673 of Deeds at Page 106, said point being South 04 degrees 41 minutes 26 seconds East a distance of 0.24 feet from a found 1/2-inch rebar (extends 0.8 feet above grade);

thence North 81 degrees 36 minutes 39 seconds East, along the easterly line of said 66.11-acre parcel, a distance of 168.68 feet to a found 1-inch iron pin (extends 0.4 feet above grade);

thence South 71 degrees 42 minutes 01 seconds East, in part with the easterly line of said 66.11-acre parcel and along the southerly line of Thomas P. and Kate B. Aubin, a distance of 226.15 feet to a found 1/2-inch rebar (extends 0.9 feet above grade);

thence South 71 degrees 37 minutes 34 seconds East, along the southerly line of Thomas P. and Kate E. Aubin, a distance of 997.90 feet to the Point of Beginning, said course passing over a 5/8-inch rebar (0.1 feet below grade) found at a distance of 977.03 feet.

To contain 57.925 acres of land, more or less.

The above-described parcel of land is intended to be a portion of the same premises conveyed by Daniel R. and Gail A. Klosner to Thomas Z., Jr. and Nancy J. Eaves by deed dated October 6, 1999 and recorded in the Lewis County Clerk's Office on October 6, 1999 in Liber 649 of Deeds at Page 21.

The above-mentioned coordinates, bearings, and distances are referenced to the North American Datum of 1983, 2011 adjustment (NAD83/2011), projected on the New York State Plane Coordinate System (Central Zone).

**WNYNO30052 SBL No. 159-2-4.1 (Town of Lowville) Thomas Z. Eaves and Audrey J. Eaves**

Wind Lease Agreement of unspecified date as evidenced by that certain Memorandum of Wind Energy Lease, dated March 9, 2017 and recorded in the Lewis County Clerk's Office on April 27, 2017 as Instrument No. 2017-002457, as assigned by Assignment and Assumption Agreement between Invenenergy Wind Development LLC and Number Three Wind LLC dated October 9, 2018 and recorded in the Lewis County Clerk's Office on October 31, 2018 as Instrument No. 2018-005473, as amended by Amendment to Lease and Memorandum of Lease between Thomas Z. Eaves, Audrey J. Eaves, and Jerry L. Eaves and Number Three Wind LLC dated May 22, 2019 and recorded in the Lewis County Clerk's Office on May 31, 2019 as Instrument No. 2019-002613, as further amended by Second Amendment to Lease and Memorandum of Lease between Number Three Wind LLC and Thomas Z. Eaves, Audrey J. Eaves, and Jerry L. Eaves dated January 13, 2020 and recorded in the Lewis County Clerk's Office on May 12, 2020 as Instrument No. 2020-001961 regarding the parcel below:

All that tract or parcel of land situate in the Town of Lowville, County of Lewis, State of New York, being a portion of Great Lots 1, 7, 8 and 14 in Township 11, and being more precisely described as follows:

Beginning at the intersection of the centerline of Delles Road (49.5-foot width), with the northerly line of Great Lot 7, said point also being on the southerly line of a 56.2-acre parcel conveyed by Gary W. and Susan M. Berrus to Thomas Z., Jr. and Nancy J. Eaves by deed dated April 26, 2016 and recorded in the Lewis County Clerk's Office on April 27, 2016 as Instrument No. 2016-002250, said point having New York State plane coordinates (NAD83/2011 - Central Zone) of 1,406,131.17 feet North and 1,087,480.76 feet East;

thence along the centerline of Delles Road, the following three courses and distances:

1. along a curve deflecting to the right, having a central angle of 07 degrees 19 minutes 38 seconds and a radius of 1,082.00 feet, an arc distance of 138.37 feet to a point (chord: South 21 degrees 19 minutes 52 seconds East, 138.28 feet);
2. South 17 degrees 39 minutes 59 seconds East a distance of 880.35 feet to a point;
3. South 16 degrees 36 minutes 24 seconds East a distance of 102.60 feet to the northeasterly corner of a 25.26-acre parcel of land conveyed by Jerry L. and Sandy K. Eaves to Jerry L. Eaves by deed dated June 14, 2007 and recorded in the Lewis County Clerk's Office on June 15, 2007 as Instrument No. 2007-01945;

thence along the northerly and westerly, lines of said 25.26-acre parcel, the following two courses and distances:

1. North 85 degrees 45 minutes 05 seconds West, in part with a page wire fence, a distance of 966.18 feet to a point;
2. South 02 degrees 46 minutes 44 seconds West, in part with a page wire fence and in part with a barbed wire fence, a distance of 1,078.18 feet to a point;

thence South 86 degrees 22 minutes 32 seconds East, in part with a barbed wire fence, in part along the southerly line of said 25.26-acre parcel, and in part along the southerly line of a 252.30-acre parcel conveyed by Kenneth Gerber to Kenneth C. and Naomi J. Gerber by deed dated September 16, 2016 and recorded in the Lewis County Clerk's Office on September 16, 2016 as Instrument No. 2016-004849, a distance of 1,939.03 feet to a point on the easterly line of Great Lot 7;

thence South 03 degrees 52 minutes 23 seconds West, in part with a barbed wire fence, along the easterly line of Great Lot 7, a distance of 204.18 feet to a point on the southerly line of said 252.30-acre parcel;

thence South 84 degrees 32 minutes 45 seconds East, in part with a barbed wire fence and along the southerly line of said 252.30-acre parcel, a distance of 2,285.13 feet to a point in the center of Hoffman Road (49.5-foot width);

thence along the center of Hoffman Road, the following seven courses and distances:

1. South 05 degrees 48 minutes 49 seconds West a distance of 431.13 feet to a point;
2. South 03 degrees 39 minutes 26 seconds West a distance of 332.68 feet to a point;
3. South 05 degrees 15 minutes 13 seconds West a distance of 288.40 feet to a point;
4. along a curve deflecting to the left, having a central angle of 30 degrees 26 minutes 58 seconds and a radius of 519.00 feet, an arc distance of 275.82 feet to a point (chord: South 09 degrees 58 minutes 16 seconds East, 272.58 feet);
5. South 25 degrees 11 minutes 45 seconds East a distance of 163.08 feet to a point;
6. along a curve deflecting to the right, having a central angle of 08 degrees 53 minutes 29 seconds and a radius of 1,231.00 feet, an arc distance of 191.03 feet to a point (chord: South 20 degrees 45 minutes 00 seconds East, 190.84 feet);
7. South 16 degrees 18 minutes 16 seconds East a distance of 282.26 feet to the northeasterly corner of a 0.96-acre parcel conveyed by Bernard A. and Amelia M. Hill to Asa J. and Pamela L. Holbrook by deed dated December 22, 1978 and recorded in the Lewis County Clerk's Office on January 9, 1979 in Liber 395 of Deeds at Page 202;

thence along the northerly and westerly lines of said 0.96-acre parcel, the following two courses and distances:

1. South 51 degrees 49 minutes 37 seconds West, in part with a barbed wire fence, a distance of 258.80 feet to a point;
2. South 22 degrees 10 minutes 23 seconds East a distance of 220.00 feet to a point in the center of Boshart Road, said courses passing over a 1/2-inch iron pipe (extends 0.4 feet above grade) found at a distance of 174.95 feet;

thence along the center of Boshart Road, the following three courses and distances:

1. along a curve deflecting to the right, non-tangent to the previous course, having a central angle of 10 degrees 05 minutes 07 seconds and a radius of 1,253.39 feet, an arc distance of 220.63 feet to a point (chord: South 48 degrees 35 minutes 43 seconds West, 220.34 feet);
2. South 52 degrees 50 minutes 46 seconds West a distance of 1,010.23 feet to a point;
3. South 52 degrees 38 minutes 27 seconds West a distance of 407.03 feet to the northeasterly corner of a parcel of land conveyed by Francis E. Hanno, Mary A. Lyng, Mark K. Hanno, Stephen B. Hanno, Jane M. Ingersoll, Michael J. Hanno, Kurt D. Hanno and Thomas C. Hanno to Mark K. Hanno by deed dated September 23, 2002 and recorded in the Lewis County Clerk's Office on November 20, 2002 as Instrument No. 2002-01950;

thence along the northerly and westerly lines of Mark K. Hanno, the following two courses and distances:

1. North 62 degrees 46 minutes 35 seconds West a distance of 150.40 feet to a point;
2. South 24 degrees 51 minutes 23 seconds West a distance of 116.80 feet to a point in the center of Number Three Road (49.5-foot width);

thence North 61 degrees 40 minutes 34 seconds West, along the center of the Number Three Road, a distance of 1,249.27 feet to the center of Delles Road;

thence North 04 degrees 30 minutes 58 seconds East, along the center of Delles Road, a distance of 384.32 feet to a point on the southerly line of Great Lot 7;

thence North 85 degrees 24 minutes 35 seconds West, along the southerly line of Great Lot 7, a distance of 2,177.71 feet to the southeasterly corner of a 66.22-acre parcel of land conveyed by Edwin J. and Mary Jane Widrick to Lauren D. and Debbie R. Zehr by deed dated April 7, 1989 and recorded in the Lewis County Clerk's Office on April 19, 1989 in Liber 507 of Deeds at Page 343;

thence North 13 degrees 22 minutes 29 seconds East, in part with a barbed wire fence, in part along the easterly line of said 66.22-acre parcel, and in part along the easterly line of a 2.85-acre parcel of land conveyed by Edwin J. and Mary Jane Widrick to LaVerne Harold, Sr. and Donna Lee Smith, a distance of 459.04 feet to a point, said course passing over a 1/2-inch rebar (extends 0.7 feet above grade) found at a distance of 12.60 feet and a 1-inch iron pipe (extends 0.8 feet above grade) found at a distance of 116.73 feet;

thence North 30 degrees 07 minutes 29 seconds East, along easterly line of said 2.85-acre parcel, a distance of 235.96 feet to a point in the center of the Number Three Road;

thence North 55 degrees 36 minutes 35 seconds West, along the center of the Number Three Road a distance of 78.25 feet to the southeasterly corner of a 33.36-acre parcel conveyed to Jerry L Eaves (Instrument No. 2007-01945);

thence along the easterly and northerly lines of said 33.36-acre parcel, the following four courses and distances:

1. North 03 degrees 50 minutes 11 seconds East a distance of 965.40 feet to a point;
2. North 86 degrees 17 minutes 29 seconds West a distance of 172.25 feet to a point;
3. North 03 degrees 39 minutes 31 seconds East, in part with a barbed wire fence, a distance of 1,069.00 feet to the northeasterly corner of said 33.36-acre parcel;
4. North 85 degrees 28 minutes 58 seconds West a distance of 82.59 feet to a 1/2-inch rebar (extends 0.6 feet above grade) found at the southeasterly corner of a 23-acre parcel of land conveyed by Elton and Ruby Martin to Glenn and Virginia Zehr by deed dated October 20, 2000 and recorded in the Lewis County Clerk's Office on December 15, 2000 in Liber 671 of Deeds at Page 56;

thence North 03 degrees 50 minutes 19 seconds East, in part with a barbed wire fence and along the easterly line of said 23-acre parcel, a distance of 2,233.31 feet to a point on the southerly line of said 56.2-acre parcel;

thence South 78 degrees 44 minutes 51 seconds East, along the southerly line of said 56.2-acre parcel, a distance of 968.57 feet to the Point of Beginning.

To contain 345.089 of land, more or less.

The above-described parcel of land is intended to be a portion of the same premises conveyed by Thomas Z. Eaves to Thomas Z. and Audrey J. Eaves, and Jerry L. Eaves by deed dated December 4, 2013 and recorded in the Lewis County Clerk's Office on December 10, 2013 as Instrument No. 2013-008214.

The above-mentioned coordinates, bearings, and distances are referenced to the North American Datum of 1983, 2011 adjustment (NAD83/2011), projected on the New York State Plane Coordinate System (Central Zone).

EXCEPTING THEREFROM THE FOLLOWING LANDS:

ALL THAT CERTAIN PIECE OR PARCEL OF LAND situate in the Town of Lowville, County of Lewis and State of New York, being a portion of the 57 acre parcel of land described in a Warranty Deed from Thomas Z. Eaves to Thomas Z. Eaves, Audrey J. Eaves and Jerry L. Eaves dated December 4, 2013 and recorded in the Lewis County Clerk's Office on December 10, 2013 as Instrument No. 2013-008214, and said parcel being bounded and described as follows:

BEGINNING at the intersection of the centerline of the present surface of Delles Road with the north boundary of the said 57 acre parcel;

THENCE from said point of beginning, in a southerly direction along the centerline of the present surface of Delles Road, a distance of 500.13' to a point in said centerline located a direct tie of S. 18 deg. 05 min. 23 sec. E. 500.00' feet the point of beginning;

THENCE N. 86 deg. 10 min. 31 sec. W. 27.87' to a set 1/2" rebar;

THENCE continuing N. 86 deg. 10 min, 31 sec. W., a distance of 439.80' to a set 1/2" rebar;

THENCE N. 18 deg. 05 min. 23 sec. W. 500.00' to a ½" rebar set on the North boundary of the said 57 acre parcel;

THENCE S. 86 deg. 10 min. 31 sec. E., along the North boundary of the said 57 acre parcel, a distance of 440.40' to a set 1/2" rebar;

THENCE continuing S. 86 deg. 10 min. 31 sec. E., a distance of 27.26' to the point of beginning.

**WNYNO30055 SBL No. 159.-1-9 (Town of Lowville) Lowell Gingerich and Joyce Gingerich**

Wind Lease Agreement of unspecified date as evidenced by that certain Memorandum of Wind Energy Lease, dated July 25, 2017 and recorded in the Lewis County Clerk's Office on August 9, 2018 as Instrument No. 2018-003944, as assigned by Assignment and Assumption Agreement between Invenergy Wind Development LLC and Number Three Wind LLC dated October 9, 2018 and recorded in the Lewis County Clerk's Office on October 31, 2018 as Instrument No. 2018-005473, as amended by First Amendment to Wind Lease Agreement between Number Three Wind Development LLC and Lowell Gingerich and Joyce Gingerich dated December 12, 2020 and recorded in the Lewis County Clerk's Office March 3, 2021 as Instrument No. 2021-001146, further amended by that certain Second Amendment to Lease and Memorandum of Lease recorded September 28, 2021 as Instrument No. 2021-005644, regarding the parcel below:

All that tract or parcel of land situate in the Town of Harrisburg, County of Lewis, State of New York, being a portion of Great Lots 13 and 14 in Township 10, and being more precisely described as follows:

Beginning at a point in the centerline of the Vary Road (49.5-foot width), said point also being the southeasterly corner of the remainder of a 62.5-acre parcel conveyed by Ralph J. and Martha M. Drelick to Dale E. and Julie M. Kloster by deed dated May 5, 1977 and recorded in the Lewis County Clerk's Office on May 5, 1977 in Liber 374 of Deeds at Page 238, said point having New York State plane coordinates (NAD83/2011 - Central Zone) of 1,404,129.55 feet North and 1,081,610.75 feet East;

thence along the center of Vary Road, the following four courses and distances:

1. South 47 degrees 08 minutes 51 seconds West a distance of 129.66 feet to a point;
2. South 47 degrees 25 minutes 42 seconds West a distance of 299.65 feet to a point;
3. South 47 degrees 53 minutes 14 seconds West a distance of 578.22 feet to a point;
4. South 48 degrees 08 minutes 56 seconds West a distance of 40.33 feet to the southeasterly corner of a parcel of land conveyed by Simon and Diane Gingerich to Lowell and Joyce Gingerich by deed dated January 17, 2018 and recorded in the Lewis County Clerk's Office on January 18, 2018 as Instrument No. 2018-000326;

thence along the easterly, northerly, and westerly lines of Lowell and Joyce Gingerich (Instrument No. 2018-000326), the following five courses and distances:

1. North 42 degrees 06 minutes 46 seconds West a distance of 76.75 feet to a point;
2. North 48 degrees 06 minutes 49 seconds East a distance of 30.00 feet to a point;
3. North 42 degrees 06 minutes 46 seconds West a distance of 250.00 feet to a point;
4. South 48 degrees 06 minutes 49 seconds West a distance of 124.00 feet to a point;
5. South 42 degrees 06 minutes 46 seconds East a distance of 326.69 feet to a point in the center of Vary Road;

thence South 48 degrees 08 minutes 56 seconds West, along the center of Vary Road, a distance of 837.69 feet to the northeasterly corner of a 62.81-acre parcel conveyed by Cristopher and Jennifer J. Kain to Walter and Doris Kennell by deed dated August 28, 2013 and recorded in the Lewis County Clerk's Office on August 28, 2013 as Instrument No. 2013-006220;

thence North 68 degrees 29 minutes 09 seconds West, generally with a barbed wire fence, along the northerly line of said 62.81-acre parcel, a distance of 2,372.31 feet to a point on the easterly line of a parcel conveyed by Norma Kennell to Walter J. and Doris Kennell by deed dated January 2, 2012 and recorded in the Lewis County Clerk's Office on February 3, 2012 as Instrument No. 2012-000613;

thence along the easterly line, of Walter J. and Doris Kennell, the following three courses and distances:

1. North 12 degrees 10 minutes 31 seconds East, generally with a barbed wire fence, a distance of 195.65 feet to a point;

2. North 03 degrees 07 minutes 34 seconds East, generally with a barbed wire fence, a distance of 596.04 feet to a point;
3. South 86 degrees 24 minutes 31 seconds East, in part with a barbed wire fence, a distance of 1,257.85 feet to a point;

thence North 04 degrees 06 minutes 21 seconds East, in part with a barbed wire fence, in part along the easterly line of a parcel conveyed by Ronald and Allison Sheldon to Allison and Carolyn Sheldon by deed dated June 12, 1979 and recorded in the Lewis County Clerk's Office on June 12, 1979 in Liber 399 of Deeds at Page 28, a distance of 2,265.64 feet to the northeasterly corner of Great Lot 14;

thence South 85 degrees 48 minutes 54 seconds East, in part with a barbed wire fence and along the northerly line of Great Lot 14, a distance of 270.58 feet to a point in the center of Number Three Road (49.5-foot width);

thence South 56 degrees 01 minutes 10 seconds East, along the center of the Number Three Road, a distance of 1,864.58 feet to the northwesterly corner of said 62.5-acre parcel;

thence along the westerly and southerly lines of 62.5-acre parcel the following two courses and distances:

1. South 10 degrees 33 minutes 07 seconds West, generally with a barbed wire fence, a distance of 1085.70 feet to a point;
2. South 56 degrees 06 minutes 21 seconds East a distance of 683.29 feet to the Point of Beginning.

To contain 163.702 acres of land, more or less.

Also, all that tract or parcel of land situate in the Town of Harrisburg, County of Lewis, State of New York, being a portion of Great Lot 14 in Township 10, and being more precisely described as follows:

Beginning at a point in the centerline of the Vary Road (49.5-foot width), said point also being the southwesterly corner of the remainder of a 47.54-acre parcel conveyed by Ralph J. and Martha M. Drelick to Dale E. and Julie M. Kloster by deed dated May 5, 1977 and recorded in the Lewis County Clerk's Office on May 5, 1977 in Liber 374 of Deeds at Page 238, said point having New York State plane coordinates (NAD83/2011 - Central Zone) of 1,404,129.55 feet North and 1,081,610.75 feet East;

thence South 56 degrees 06 minutes 21 seconds East, in part with a barbed wire fence and along the southerly line of said 47.54-acre parcel, a distance of 1,320.00 feet to a point on the westerly line of a 121-acre parcel of land conveyed by Edwin J. and Mary Jane Widrick to Lauren D. and Debbie R. Zehr by deed dated April 7, 1989 and recorded in the Lewis County Clerk's Office on April 19, 1989 in Liber 507 of Deeds at Page 343;

thence South 10 degrees 26 minutes 46 seconds West, in part with a barbed wire fence and along the westerly line of said 121-acre parcel, a distance of 1,332.48 feet to the northeasterly corner of a 25-acre parcel conveyed by Christopher and Jennifer J. Kain to Walter and Doris Kennell by deed dated August 28, 2013 and recorded in the Lewis County Clerk's Office on August 28, 2013 as Instrument No. 2013-006220;

thence North 72 degrees 53 minutes 07 seconds West, generally with a barbed wire fence and along the northerly line of said 25-acre parcel, a distance of 2,433.98 feet to a point in the center of Vary Road;

thence along the center of Vary Road, the following four courses and distances:

1. North 48 degrees 08 minutes 56 seconds East a distance of 976.57 feet to a point
2. North 47 degrees 53 minutes 14 seconds East a distance of 578.22 feet to a point
3. North 47 degrees 25 minutes 42 seconds East a distance of 299.65 feet to a point
4. North 47 degrees 08 minutes 51 seconds East a distance of 129.66 feet to the Point of Beginning.

To contain 66.017 of land, more or less.

The above-described parcel of land is intended to be a portion of the same premises conveyed by Simon and Diane Gingerich to Lowell and Joyce Gingerich by deed dated January 1, 2001 and recorded in the Lewis County Clerk's Office on October 4, 2001 in Liber 685 of Deeds at Page 172.

The above-mentioned coordinates, bearings, and distances are referenced to the North American Datum of 1983, 2011 adjustment (NAD83/2011), projected on the New York State Plane Coordinate System (Central Zone).



**WNYNO30010 SBL Nos. 158.-1-4.3; 158.-1-4.4 (Town of Lowville) Charles W. Snyder and Eileen E. Snyder**

Wind Lease Agreement of unspecified date as evidenced by that certain Memorandum of Wind Energy Lease, dated August 11, 2016 and recorded in the Lewis County Clerk's Office on January 11, 2017 as Instrument No. 2017-000167, as assigned by Assignment and Assumption Agreement dated October 9, 2018 between Invenergy Wind Development LLC and Number Three Wind LLC recorded in the Lewis County Clerk's Office on October 31, 2018 as Instrument No. 2018-005473, as amended by Amendment to Lease and Memorandum of Lease dated May 30, 2019 between Charles W. Snyder and Eileen E. Snyder, Eugene E. Thesier and Number Three Wind LLC recorded in the Lewis County Clerk's Office on June 7, 2019 as Instrument No. 2019002781, as amended and ratified by that certain Ratification of Agreement and Memorandum of Lease dated October 4, 2021 and recorded in the Lewis County Clerk's Office on October 21, 2021 as Instrument No. 2021-006184, regarding the parcels below:

**Parcel 1**

All that tract or parcel of land situate in the Town of Harrisburg, County of Lewis, State of New York, being a portion of Great Lots 10 and 11 in Township 10, and being more precisely described as follows:

Beginning at the intersection of the centerline of Humphrey Road (49.5-foot width) with the westerly line of Great Lot 11, said point having New York State plane coordinates (NAD83/2011 - Central Zone) of 1,406,379.30 feet North and 1,064,665.18 feet East;

thence North 05 degrees 19 minutes 26 seconds East, in part with a barbed wire fence and along the westerly line of Great Lot 11, a distance of 1,265.06 feet to a 3/4-inch iron pipe (extends 0.4 feet above grade) found at the northwesterly corner of Great Lot 11;

thence South 86 degrees 00 minutes 01 seconds East, generally with a barbed wire fence and along the northerly line of Great Lot 11, a distance of 1,502.24 feet to the northwesterly corner of a 10-acre parcel conveyed by the Town of Harrisburg to Danny R. and Becky J. Snyder by deed dated October 24, 1997 and recorded in the Lewis County Clerk's Office on November 12, 1997 in Liber 614 of Deeds at Page 85;

thence South 04 degrees 19 minutes 40 seconds West, generally with a barbed wire fence and along the westerly line of said 10-acre parcel, a distance of 1,602.50 feet to a point in the center of Humphrey Road, said course passing over a 3/4-inch iron pipe (extends 0.3 feet above grade) found at a distance of 0.94 feet and passing over a 1/2-inch rebar with a 1-inch diameter orange plastic cap marked "TJ Kovach LS49092" (extends 0.3-feet above grade), found at a distance of 1,573.48 feet;

thence along the center of Humphrey Road, the following two courses and distances:

1. South 82 degrees 38 minutes 36 seconds West a distance of 671.47 feet to a point;
2. along a curve deflecting to the right, having a central angle of 11 degrees 08 minutes 16 seconds and a radius of 592.00 feet, an arc distance of 115.08 feet to the centerline intersection of Humphrey Road with Kelsey Road (49.5-foot width) (chord: South 88 degrees 12 minutes 44 seconds West, 114.90 feet);

thence South 04 degrees 07 minutes 44 seconds West, in part along the center of Kelsey Road and in part along the westerly line of an 88.53-acre parcel conveyed by The Federal Bank of Springfield to Robert L. and Eva M. Snyder by deed dated June 23, 1948 and recorded in the Lewis County Clerk's Office on July 7, 1948 in Liber 211 of Deeds at Page 175, a distance of 2,798.80 feet to a point on the southerly line of Great Lot 11;

thence North 86 degrees 52 minutes 22 seconds West, in part with a barbed wire fence, in part along the southerly line of Great Lot 11, and in part along the southerly line of Great Lot 10, a distance of 1,574.48 feet to the southeasterly corner of a 50-acre parcel conveyed by David A. Chase to The People of the State of New York by deed dated May 31, 1996 and recorded in the Lewis County Clerk's Office on May 31, 1996 in Liber 595 of Deeds at Page 344;

thence North 04 degrees 07 minutes 44 seconds East, in part with a barbed wire fence, in part along the easterly line of said 50-acre parcel, and in part along the easterly line of a parcel of land conveyed by Donald G. Lortie, Jr. and Kathryn M. Lortie to Tug Hill, LLC. By deed dated June 21, 2005 and recorded in the Lewis County Clerk's Office on June 28, 2005 as Instrument No. 2005-02069, a distance of 2,287.63 feet to a point on the southerly line of a parcel of land conveyed by Randy G. and Betsy M. Nicol to Tug Hill, LLC. by deed dated April 10, 2007 and recorded in the Lewis County Clerk's Office on April 17, 2007 as Instrument No. 2007-01256;

thence along the southerly and easterly lines of Tug Hill, LLC. (Instrument No. 2007-01256), the following three courses and distances:

1. South 86 degrees 34 minutes 28 seconds East, generally with a barbed wire fence, a distance of 802.51 feet to a point;
2. North 05 degrees 19 minutes 26 seconds East, generally with a barbed wire fence, a distance of 844.74 feet to a point;

3. South 79 degrees 26 minutes 43 seconds East a distance of 200.41 feet to a point in the center of Humphrey Road;

thence North 42 degrees 14 minutes 29 seconds West, along the center of Humphrey Road, a distance of 270.41 feet to the Point of Beginning.

To contain 151.003 acres of land, more or less.

The above-described parcel of land is intended to be a portion of the same premises conveyed by Eugene B Theiser to Charles W. and Eileen E. Snyder by deed dated January 29, 2013 and recorded in the Lewis County Clerk's Office on February 26, 2013 as Instrument No. 2013-001125.

The above-mentioned coordinates, bearings, and distances are referenced to the North American Datum of 1983, 2011 adjustment (NAD83/2011), projected on the New York State Plane Coordinate System (Central Zone).

#### **PARCEL 2**

All that tract or parcel of land situate in the Town of Harrisburg, County of Lewis, State of New York, being a portion of Great Lot 11 in Township 10, and being more precisely described as follows:

Beginning at the centerline intersection of Humphrey Road (49.5-foot width) with Kelsey Road (49.5-foot width), said point having New York State plane coordinates (NAD83/2011 - Central Zone) of 1,405,846.62 feet North and 1,065,379.43 feet East;

thence along the center of Humphrey Road, the following two courses and distances:

1. along a curve deflecting to the left, having a central angle of 11 degrees 08 minutes 16 seconds and a radius of 592.00 feet, an arc distance of 115.08 feet to a point (chord: North 88 degrees 12 minutes 44 seconds East, 114.90 feet);

2. North 82 degrees 38 minutes 36 seconds East a distance of 671.94 feet to the northwesterly corner of a 19.83-acre parcel conveyed by The Federal Bank of Springfield to Robert L. and Eva M. Snyder by deed dated June 23, 1948 and recorded in the Lewis County Clerk's Office on July 7, 1948 in Liber 211 of Deeds at Page 175;

thence South 05 degrees 07 minutes 38 seconds West, generally with a barbed wire fence and along the westerly line of said 19.83-acre parcel a distance of 660.36 feet to a 3/4-inch iron pipe (extends 0.6-feet above grade) found at the northerly line of an 88.53-acre parcel conveyed to Robert and Eva M. Snyder (Liber 271 - Page 175), passing over a 3/4-inch iron pipe (extends 0.6-feet above grade) found at a distance of 38.66 feet;

thence North 86 degrees 20 minutes 12 seconds West, in part with a barbed wire fence and along the northerly line of said 88.53-acre parcel, a distance of 761.29 feet to a point in the center of Kelsey Road, said course passing over a 3/4-inch iron pipe (extends 0.6 feet above grade) found at a distance of 734.16 feet;

thence North 04 degrees 07 minutes 44 seconds East, along the center of Kelsey Road, a distance of 520.80 feet to the Point of Beginning.

To contain 10.297 of land, more or less.

The above-described parcel of land is intended to be the same premises conveyed by Charles W. and Eileen E. Snyder, and Eugene E. Snyder to Charles W. and Eileen E. Snyder by deed dated September 21, 2015 and recorded in the Lewis County Clerk's Office on September 30, 2015 as Instrument No. 2015-004699.

The above-mentioned coordinates, bearings, and distances are referenced to the North American Datum of 1983, 2011 adjustment (NAD83/2011), projected on the New York State Plane Coordinate System (Central Zone).

**WNYNO30054 SBL Nos. 141.-1-5.11; 141.-2-2.11 (Town of Lowville) Robert E. Scoville, Judith A. Scoville, Robert T. Scoville, Keith A. Scoville, John P. Scoville, Janet M. Aubin and Janice A. Purcell**

Wind Lease Agreement of unspecified date as evidenced by that certain Memorandum of Wind Energy Lease, dated May 5, 2017 and recorded in the Lewis County Clerk's Office on September 20, 2017 as Instrument No. 2017-005347, as assigned by Assignment and Assumption Agreement between Invenergy Wind Development LLC and Number Three Wind LLC dated October 9, 2018 and recorded in the Lewis County Clerk's Office on October 31, 2018 as Instrument No. 2018-005473, as amended by that certain Amendment to Lease and Memorandum of Lease dated April 16, 2019 and recorded in the Lewis County Clerk's Office on November 11, 2021 as Instrument No. 2021-006403, regarding the parcels below:

## PARCEL 1

All that tract or parcel of land situate in the Town of Harrisburg, County of Lewis, State of New York, being a portion of Great Lot 4 in Township No. 10, and being more precisely described as follows:

Beginning at a point in the southerly bounds of New York State Route 12, said point being the southeasterly corner of a 1.5-acre parcel conveyed by Robert E. and Judith A. Scoville, James P. and Janice A. Purcell, Paul G. and Janet M. Aubin to Paul G. Aubin and Janet M. Aubin by deed dated October 14, 2012 and recorded in the Lewis County Clerk's Office on October 15, 2012 in as Instrument No. 2012-005235, said point having New York State plane coordinates (NAD83/2011 - Central Zone) of 1,409,597.96 feet North and 1,067,729.00 feet East;

thence South 39 degrees 00 minutes 31 seconds East, along the southerly bounds of New York State Route 12, a distance of 309.79 feet to the northeasterly corner of a 0.667-acre parcel conveyed by Robert E. and Judith A. Scoville to Thomas P. Aubin and Kate E. Eaves by deed dated October 14, 2012 and recorded in the Lewis County Clerk's Office on October 15, 2012 as Instrument No. 2012-005234;

thence South 44 degrees 58 minutes 42 seconds West, along the northerly line of said 0.667-acre parcel, a distance of 420.20 feet to a found 1/2-inch rebar with a 1-inch diameter yellow plastic cap marked "Moncrief PLS49819" (extends 0.2 feet above grade);

thence South 08 degrees 42 minutes 12 seconds West, in part along the westerly line of said 0.667-acre parcel, in part along the westerly line of a parcel conveyed by Dennis M. Mastascusa to Thomas P. and Kate E. Aubin by deed dated September 29, 2009 and recorded in the Lewis County Clerk's Office on October 9, 2009 as Instrument No. 2009-005166, in part along the westerly line of a 3.66-acre parcel conveyed by Michael J. Peters to Michael J. and Sharon M. Peters by deed dated July 1988 and recorded in the Lewis County Clerk's Office on July 25, 1988 in Liber 499 of Deeds at Page 46, in part along the westerly line of a 4.66-acre parcel conveyed by Ronald D. Schneider to Scott P. and Bambi L. Riccio by deed dated December 20, 2013 and recorded in the Lewis County Clerk's Office on December 24, 2013 as Instrument No. 2013-008523, in part along the westerly line of a 5.66-acre parcel conveyed by Scott P. and Bambi L. Riccio to Scott J. Robins by deed dated July 18, 2017 and recorded in the Lewis County Clerk's Office on August 31, 2017 as Instrument No. 2017-004956, and in part along the westerly line of a 14.27-acre parcel conveyed by Farm Specialist Realty, Inc. to Donald and Shelley K. Waugh by deed dated May 19, 1976 and recorded in the Lewis County Clerk's Office on June 24, 1976 in Liber 365 of Deeds at Page 218, a distance of 1,621.51 feet to a 3/4-inch iron pipe (extends 0.6 feet above grade) found on the southerly line of Great Lot 4;

thence North 86 degrees 00 minutes 01 seconds West, generally with a barbed wire fence, and along the southerly line of Great Lot 4 a distance of 1,636.83 feet to the southeasterly corner of a 50-acre parcel conveyed by Robert T. and Darlene M. Scoville to James P. and Janice A. Purcell, and Paul G. and Janet M. Aubin by deed dated October 6, 2010 and recorded in the Lewis County Clerk's Office on October 15, 2010 as Instrument No. 2010-005528;

thence North 04 degrees 15 minutes 45 seconds East, generally with a barbed wire fence, along the easterly line of said 50-acre parcel, a distance of 2,286.60 feet to a 3/4-inch iron pipe (extends 2.3 feet above grade) found on the southerly line of an 88.75-acre parcel conveyed to James P. and Janice A. Purcell, and Paul G. and Janet M. Aubin (Instrument No. 2010-005528);

thence South 85 degrees 35 minutes 17 seconds East, generally with a barbed wire fence, along the southerly line of said 88.75-acre parcel, a distance of 1,370.74 feet to a point on the westerly line of a 1.773-acre parcel conveyed by Robert E. and Judith A. Scoville, James P. and Janice A. Purcell, Paul G. and Janet M. Aubin to Paul G. and Janet M. Aubin by deed dated October 14, 2012 and recorded in the Lewis County Clerk's Office on October 15, 2012 as Instrument No. 2012-005235;

thence South 19 degrees 31 minutes 43 seconds East, along the westerly line of said 1.773-acre parcel, a distance of 172.32 feet to a 1/2-inch rebar with a 1-inch diameter yellow plastic cap marked "Moncrief PLS49819" (extends 0.2 feet above grade) found at the northwesterly corner of said 1.5-acre parcel;

thence along the westerly and southerly line of said 1.5-acre parcel, the following two courses and distances:

1. South 38 degrees 57 minutes 10 seconds East a distance of 216.61 feet to a point;
2. North 53 degrees 49 minutes 44 seconds East a distance of 309.46 feet to the Point of Beginning.

To contain 89.871 acres of land, more or less.

The above-described parcel of land is intended to be the same premises conveyed by Robert E. and Judith A. Scoville to Robert E. and Judith A. Scoville, Janet M. Aubin, Janice A. Purcell, Robert T. Scoville, Keith A. Scoville and John P. Scoville by deed dated January 29, 2018 and recorded in the Lewis County Clerk's Office on February 20, 2018 as Instrument No. 2018-000867.

The above-mentioned coordinates, bearings, and distances are referenced to the North American Datum of 1983, 2011 adjustment (NAD83/2011), projected on the New York State Plane Coordinate System (Central Zone).

#### PARCEL 2

All that tract or parcel of land situate in the Town of Harrisburg, County of Lewis, State of New York, being a portion of Great Lot 4 in Township No. 10, and being more precisely described as follows:

Beginning at a point on the easterly bounds of New York State Route 12 (variable width), said point being the southeasterly corner of a parcel of land conveyed by Ian and Cindy Waugh-Crabtree to Cindy Waugh by deed dated August 27, 2012 and recorded in the Lewis County Clerk's Office on November 25, 2013 as Instrument No. 2013-007981, said point having New York State plane coordinates (NAD83/2011 - Central Zone) of 1,409,366.34 feet North and 1,068,001.56 feet East,

thence along the easterly and northerly lines of Cindy Waugh, the following two courses and distances:

1. North 51 degrees 12 minutes 03 seconds East a distance of 395.00 feet to a point;
2. North 39 degrees 19 minutes 26 seconds West a distance of 1,324.30 feet to a point on the easterly line of an 88.75-acre parcel conveyed by Robert T. Scoville to James P. and Janice A. Purcell, and Paul G. and Janet M. Aubin by deed dated October 6, 2010 and recorded in the Lewis County Clerk's Office on October 15, 2010 as Instrument No. 2010-005528;

thence North 04 degrees 13 minutes 43 seconds East, generally with a barbed wire fence and stonewall, in part along the easterly line of said 88.75-acre parcel, and in part along the easterly line of a 27 1/4-acre parcel conveyed by Robert T. Scoville and Darlene M. Scoville to Robert T. Scoville by deed dated October 15, 2010 and recorded in the Lewis County Clerk's Office on October 15, 2010 as Instrument No. 2010-005520, a distance of 1,406.20 feet to a point on the division line between the Town of Harrisburg and the Town of Denmark;

thence South 85 degrees 53 minutes 57 seconds East, generally with a barbed wire fence and stonewall, along the division line between the Town of Harrisburg and the Town of Denmark, a distance of 2,442.00 feet to the northeasterly corner of Great Lot 4;

thence South 03 degrees 44 minutes 29 seconds West, along the easterly line of Great Lot 4, a distance of 1,754.77 feet to the most northerly corner of a 16.6-acre parcel conveyed by Grim Ventures, LTD. to Iraj R. Javaherforoush by deed dated November 7, 1975 and recorded in the Lewis County Clerk's Office on November 24, 1975 in Liber 359 of Deeds at Page 278, said point being located South 50 degrees 08 minutes 05 seconds West a distance of 5.79 feet from a found 3/4-inch iron pipe (extends 0.7 feet above grade);

thence South 50 degrees 08 minutes 05 seconds West, along the northerly line of said 16.6-acre parcel, a distance of 964.76 feet to the most easterly corner of a parcel of land conveyed by John P. Scoville to Jonathan M. Aubin by deed dated August 3, 2013 and recorded in the Lewis County Clerk's Office on August 12, 2013 as Instrument No. 2013-005844;

thence along the easterly and northerly lines of Jonathan M. Aubin, the following five courses and distances:

1. North 39 degrees 39 minutes 30 seconds West a distance of 459.89 feet to a found 1/2-inch iron pipe with a 1-inch diameter yellow plastic cap marked "GYMO" (extends 0.4 feet above grade);
2. South 35 degrees 04 minutes 07 seconds West a distance of 329.50 feet to a point;
3. South 37 degrees 19 minutes 52 seconds East a distance of 53.52 feet to a point;
4. South 42 degrees 50 minutes 07 seconds West a distance of 427.48 feet to a point;
5. South 51 degrees 56 minutes 12 seconds West a distance of 231.22 feet to a point on the easterly bounds of New York State Route 12, said point being North 51 degrees 56 minutes 12 seconds East a distance of 6.91 feet from a found 1/2-inch iron pipe (flush with grade);

thence North 39 degrees 00 minutes 31 seconds West, along the easterly bounds of New York State Route 12, a distance of 365.41 feet to the Point of Beginning.

To contain 121.943 acres of land, more or less, as surveyed by Jeremy L. Sweeney, Licensed Land Surveyor No. 050863.

The above-described parcel of land is intended to be a portion of the same premises conveyed by Robert E. and Judith A. Scoville to Robert E. and Judith A. Scoville, Janet M. Aubin, Janice A. Purcell, Robert T. Scoville, Keith A. Scoville, and John P. Scoville by deed dated January 29, 2018 and recorded in the Lewis County Clerk's Office on February 20, 2018 as Instrument No. 2018-000867.

The above-mentioned coordinates, bearings, and distances are referenced to the North American Datum of 1983, 2011 adjustment (NAD83/2011), projected on the New York State Plane Coordinate System (Central Zone).

**WNYNO30017.SBL No. 159-2-3 (Town of Lowville) Thomas Z. Eaves, Jr.**

Wind Lease Agreement of unspecified date as evidenced by that certain Memorandum of Wind Energy Lease, dated March 31, 2016 and recorded in the Lewis County Clerk's Office on January 11, 2017 as Instrument No. 2017-000169, as assigned by Assignment and Assumption Agreement between Invenergy Wind Development LLC and Number Three Wind LLC dated October 9, 2018 and recorded in the Lewis County Clerk's Office October 31, 2018 as Instrument No. 2018-005473, as amended by Amendment to Lease and Memorandum of Lease between Kenneth Gerber and Naomi J. Gerber dated May 28, 2019 and recorded in the Lewis County Clerk's Office June 7, 2019 as Instrument No. 2019-002788 regarding the parcel below:

All that tract or parcel of land situate in the Town of Lowville, County of Lewis, State of New York, being a portion of Great Lots 2, 7 and 8 in Township 10, and being more precisely described as follows:

Beginning at the centerline intersection of Griffith Road (49.5-foot width) with Hoffman Road (49.5-foot width), said point also being on the westerly line of the remainder of a 224.95-acre parcel of land conveyed by Daniel R. and Gail A. Klosner to Thomas Z. Eaves, Jr. and Nancy J. Eaves by deed dated October 6, 1999 and recorded in the Lewis County Clerk's Office on October 6, 1999 in Liber 649 of Deeds at Page 21, said point having New York State plane coordinates (NAD83/2011 - Central Zone) of 1,407,885.55 feet North and 1,090,521.11 feet East;

thence South 08 degrees 29 minutes 06 seconds West, in part along the center of Hoffman Road, and along the westerly line of said 224.95-acre remainder parcel, a distance of 900.10 feet to a point;

thence South 62 degrees 23 minutes 15 seconds East, along the southerly line of said remainder of 224.95-acre parcel, a distance of 303.01 feet to a point in the center of Hoffman Road;

thence along the center of Hoffman Road, the following eleven courses and distances:

1. along a curve deflecting to the right, non-tangent to the previous course, having a central angle of 03 degrees 32 minutes 26 seconds and a radius of 1445.70 feet, an arc distance of 89.34 feet to a default (chord: South 29 degrees 26 minutes 53 seconds East, 89.32 feet);
2. South 27 degrees 41 minutes 45 seconds East a distance of 330.87 feet to a point;
3. South 29 degrees 05 minutes 28 seconds East a distance of 622.45 feet to a point;
4. along a curve deflecting to the right, having a central angle of 36 degrees 06 minutes 30 seconds and a radius of 499.50 feet, an arc distance of 314.79 feet to a point (chord: South 11 degrees 02 minutes 13 seconds East, 309.61 feet);
5. South 07 degrees 03 minutes 17 seconds West a distance of 275.28 feet to a point;
6. South 04 degrees 29 minutes 02 seconds West a distance of 575.97 feet to a point;
7. South 08 degrees 06 minutes 46 seconds West a distance of 159.84 feet to a point;
8. South 06 degrees 25 minutes 34 seconds West a distance of 123.98 feet to a point;
9. South 05 degrees 44 minutes 30 seconds West a distance of 274.24 feet to a point;
10. South 05 degrees 03 minutes 47 seconds West a distance of 556.68 feet to a point;
11. South 05 degrees 48 minutes 49 seconds West a distance of 164.54 feet to the northeasterly corner of a parcel of land conveyed by Thomas Z. Eaves to Thomas Z. and Audrey J. Eaves, and Jerry L. Eaves by deed dated December 4, 2013 and recorded in the Lewis County Clerk's Office on December 10, 2013 as Instrument No. 2013-008214;

thence along the northerly line of Thomas Z. and Audrey J. Eaves, and Jerry L. Eaves, the following three courses and distances:

1. North 84 degrees 32 minutes 45 seconds West, generally with a barbed wire fence, a distance of 2,285.13 feet to a point;
2. North 03 degrees 52 minutes 23 seconds East, in part with a barbed wire fence, a distance of 204.18 feet to a point;

3. North 86 degrees 22 minutes 32 seconds West, in part with a barbed wire fence, a distance of 619.50 feet to a point in the center of Delles Road;

thence along the center of Delles Road, the following five courses and distances:

1. North 15 degrees 12 minutes 54 seconds West a distance of 682.58 feet to a point
2. North 15 degrees 39 minutes 50 seconds West a distance of 367.73 feet to a point
3. North 16 degrees 36 minutes 24 seconds West a distance of 181.93 feet to a point
4. North 17 degrees 39 minutes 59 seconds West a distance of 880.35 feet to a point
5. thence along a curve deflecting to the left, having a central angle of 07 degrees 19 minutes 38 seconds and a radius of 1,082.00 feet, an arc distance of 138.37 feet to a point on the northerly line of Great Lot 7, (chord: North 21 degrees 19 minutes 52 seconds West, 138.28 feet);

thence South 86 degrees 35 minutes 12 seconds East, along the northerly line of Great Lot 7, a distance of 1,411.48 feet to the southwesterly corner of Great Lot 2;

thence North 04 degrees 11 minutes 26 seconds East, in part with a barbed wire fence and stonewall, and along the westerly line of Great Lot 2, a distance of 1,883.64 feet to a point in the center of Griffith Road, said course passing over a 1/2-inch rebar (extends 1.0 feet above ground found at a distance of 1,616.88 feet;

thence along the center of Griffith Road, the following three courses and distances:

1. South 85 degrees 44 minutes 07 seconds East a distance of 113.54 feet to a point
2. South 86 degrees 01 minutes 11 seconds East a distance of 1254.03 feet to a point
3. along a curve deflecting to the left, having a central angle of 54 degrees 12 minutes 46 seconds and a radius of 154.50 feet, an arc distance of 146.19 feet to the Point of Beginning, (chord: North 66 degrees 52 minutes 26 seconds East, 140.79 feet);

To contain 248.268 acres of land, more or less.

The above-described parcel of land is intended to be the same premises conveyed by Kenneth Gerber to Kenneth C. and Naomi J. Gerber by deed dated September 16, 2016 and recorded in the Lewis County Clerk's Office on September 16, 2016 as Instrument No. 2016-004849.

The above-mentioned coordinates, bearings, and distances are referenced to the North American Datum of 1983, 2011 adjustment (NAD83/2011), projected on the New York State Plane Coordinate System (Central Zone).

**WNYNO30019 SBL Nos 177.-1-15; 177.-1-20.2 (Town of Lowville) Joseph P. Shultz**

Wind Lease Agreement of unspecified date as evidenced by that certain Memorandum of Wind Energy Lease, dated May 25, 2016 and recorded in the Lewis County Clerk's Office on January 11, 2017 as Instrument No. 2017-000168, as assigned by Assignment and Assumption Agreement between Invenergy Wind Development LLC and Number Three Wind LLC, dated October 9, 2018, and recorded October 31, 2018 as Instrument No. 2018-005473, as amended by Amendment to Lease and Memorandum of Lease between Joseph P. Shultz and Susan G. Shultz and Number Three Wind LLC, dated May 9, 2019, and recorded May 22, 2019 as Instrument No. 2019-002452, to be amended further by that Second Amendment to Lease and Memorandum of Lease, regarding the parcels below:

**PARCEL 1**

All that tract or parcel of land situate in the Town of Lowville, County of Lewis, State of New York, being a portion of Stowe Square Lots 9 and 10 in Township 11, and being more precisely described as follows:

Beginning at a point in the center of the Number Three Road (49.5-foot width), said point also being the southwesterly corner of a parcel of land conveyed by David M. and Saloma Beiler to David M. and Saloma Beiler, and Henry D. and Elizabeth N. Beiler by deed dated October 28, 2014 and recorded in the Lewis County Clerk's Office on April 3, 2015 as Instrument No. 2015-001372, said point having New York State plane coordinates (NAD83/2011 - Central Zone) of 1,391,854.86 feet North and 1,098,490.92 feet East;

thence along the center of the Number Three Road, the following two courses and distances:

1. North 49 degrees 19 minutes 50 seconds West a distance of 1,539.45 feet to a point;
2. North 49 degrees 12 minutes 04 seconds West a distance of 543.83 feet to a point on the westerly line of Stowe Square Lot 9;

thence North 03 degrees 50 minutes 49 seconds East, along the westerly line of Stowe Square Lot 9, a distance of 2,087.74 feet to a point in the center of Buell Road, said course passing over a 1/2-inch rebar (extends 1.0 feet above grade) found at a distance of 30.79 feet and passing over a 1/2-inch rebar (extends 0.1 feet above grade) found at a distance of 2,071.27 feet;

thence South 86 degrees 10 minutes 37 seconds East, along the center of Buell Road, a distance of 2,213.21 feet to the northwesterly corner of a parcel of land conveyed by Paul J. and Rebekah L. Ebst to Daniel E. Beyer by deed dated October 15, 2009 and recorded in the Lewis County Clerk's Office on October 20, 2009 as Instrument No. 2009-005421;

thence South 04 degrees 03 minutes 46 seconds West, in part with a barbed wire fence, and stonewall and along the westerly line of Daniel E. Beyer, a distance of 2,308.11 feet to a point on the southerly line of Stowe Square Lot 9;

thence North 85 degrees 48 minutes 44 seconds West, along the southerly line of Stowe Square Lot 9, a distance of 296.18 feet to a 1-inch iron pipe (extends 1.1 feet above grade) found at the northwesterly corner of David M. and Saloma Beiler, and Henry D. and Elizabeth N. Beiler;

thence South 17 degrees 00 minutes 54 seconds West, generally with a barbed wire fence and along the westerly line of David M. and Saloma Beiler, and Henry D. and Elizabeth N. Beiler, a distance of 1,059.77 feet to the Point of Beginning.

To contain 135.394 acres of land, more or less.

The above-described parcel of land is intended to be the same premises conveyed by Thomas E. and Margaret G. Shultz to Joseph P. and Susan G. Shultz by deed dated November 5, 2003 and recorded in the Lewis County Clerk's Office on November 6, 2003 as Instrument No. 2003-03644.

The above-mentioned coordinates, bearings, and distances are referenced to the North American Datum of 1983, 2011 adjustment (NAD83/2011), projected on the New York State Plane Coordinate System (Central Zone).

## **PARCEL 2**

All that tract or parcel of land situate in the Town of Lowville, County of Lewis, State of New York, being a portion of Stowe Square Lot 15 in Township 11, and being more precisely described as follows:

Beginning at a point in the center of the Number Three Road (49.5-foot width), said point also being the southeasterly corner of the remainder of a 37.70-acre parcel of land conveyed by Richard A. and Helen F. Weller to Richard F. and Margaret T. Weller by deed dated June 29, 2004 and recorded in the Lewis County Clerk's Office on April 5, 2005 as Instrument No. 2005-01065, said point having New York State plane coordinates (NAD83/2011 - Central Zone) of 1,393,665.46 feet North and 1,096,383.12 feet East;

thence North 03 degrees 54 minutes 37 seconds East a distance of 1,674.32 feet to a point in the center of Buell Road (49.5-foot width), said course passing over a 1/2-inch rebar with a 1-inch diameter orange plastic cap marked "TJ Kovach LS49092" (extends 0.2 feet above grade) found at a distance of 31.02 feet, and passing over a 1/2-inch rebar with a 1-inch diameter orange plastic cap marked "TJ Kovach LS49092" (extends 0.1 feet above grade) found at a distance of 1,649.74 feet;

thence South 85 degrees 56 minutes 09 seconds East, along the center of Buell Road, a distance of 555.76 feet to the northeasterly corner of Stowe Square Lot 15;

thence South 03 degrees 50 minutes 49 seconds West, along the easterly line of Stowe Square Lot 15, a distance of 2,087.74 feet to the center of the Number Three Road, said course passing over a 1/2-inch rebar (extends 0.1 feet above grade) found at a distance of 16.47 feet and passing over a 1/2-inch rebar (extends 1.0 feet above grade) found at a distance of 2,056.95 feet;

thence North 49 degrees 27 minutes 33 seconds West, along the center of the Number Three Road, a distance of 695.40 feet to the Point of Beginning.

To contain 24.043 acres of land, more or less.

The above-described parcel of land is intended to be the same premises conveyed by Richard F. and Margaret T. Weller to Joseph P. and Susan G. Schultz by deed dated November 21, 2008 and recorded in the Lewis County Clerk's Office on November 26, 2008 as Instrument No. 2008-005873.

The above-mentioned coordinates, bearings, and distances are referenced to the North American Datum of 1983, 2011 adjustment (NAD83/2011), projected on the New York State Plane Coordinate System (Central Zone).

**WNYNO30005 SBL No. 141-1-6.21 (Town of Lowville) Christopher J. Aubin**

Wind Lease Agreement of unspecified date as evidenced by that certain Memorandum of Wind Energy Lease, dated June 19, 2018 and recorded in the Lewis County Clerk's Office on August 9, 2018 as Instrument No. 2018-003946, as assigned by Assignment and Assumption Agreement given by Invenergy Wind Development LLC to Number Three Wind LLC, dated October 9, 2018 and recorded on October 31, 2018 as Instrument No. 2018-005473, as amended by Amendment to Lease and Memorandum of Lease between Thomas P. Aubin and Kate E. Aubin a/k/a Kate E. Eaves and Number Three Wind LLC dated June 13, 2019 and recorded in the Lewis County Clerk's Office on July 2, 2019 as Instrument No. 2019-003335 regarding the parcel below:

All that tract or parcel of land situate in the Town of Harrisburg, County of Lewis, State of New York, being a portion of Great Lot 4 in Township No. 10, and being more precisely described as follows:

Beginning at a point on the westerly bounds of New York State Route 12 (variable width), said point being the northeasterly corner of a 2.40-acre remainder parcel of land conveyed by Michael J. Peters to Michael J. and Sharon M. Peters by deed dated July 1988 and recorded in the Lewis County Clerk's Office on July 25, 1988 in Liber 499 of Deeds at Page 46, said point having New York State plane coordinates (NAD83/2011 - Central Zone) of 1,409,193.21 feet North and 1,068,056.86 feet East;

thence South 50 degrees 59 minutes 48 seconds West, along the northerly line of said 2.40-acre remainder parcel, a distance of 601.51 feet to a point on the easterly line of a 95-acre parcel of land conveyed by Robert E. and Judith A. Scoville to Robert E. and Judith A. Scoville, Janet M. Aubin, Janice A. Purcell, Robert T. Scoville, Keith A. Scoville, and John P. Scoville by deed dated January 29, 2018 and recorded in the Lewis County Clerk's Office on February 20, 2018 as Instrument No. 2018-000867;

thence along the easterly line of said 95-acre parcel, the following two courses and distances:

1. North 08 degrees 42 minutes 12 seconds East a distance of 248.22 feet to a found 1/2-inch rebar with a 1-inch diameter yellow plastic cap marked "Moncrief PLS49819" (extends 0.2 feet above grade);
2. North 44 degrees 58 minutes 42 seconds East a distance of 420.20 feet to a point on the westerly bounds of New York State Route 12, said course passing over a 1/2-inch rebar with a 1-inch diameter yellow plastic cap marked "Moncrief PLS49819" (extends 0.3 feet above grade) found at a distance of 413.20 feet;

thence South 39 degrees 00 minutes 31 seconds East, along the westerly bounds of New York State Route 12, a distance of 211.09 feet to the Point of Beginning.

To contain 2.166 acres of land, more or less.

The above-described parcel of land is intended to be the same premises conveyed by Dennis Mastascusa to Thomas P. Aubin and Kate E. Eaves by deed dated September 29, 2009 and recorded in the Lewis County Clerk's Office on October 9, 2009 as Instrument No. 2009-005166 and the same premises conveyed by Robert E. and Judith A. Scoville to Thomas P. Aubin and Kate E. Eaves by deed dated October 14, 2012 and recorded in the Lewis County Clerk's Office on October 15, 2012 as Instrument No. 2012-005234.

The above-mentioned coordinates, bearings, and distances are referenced to the North American Datum of 1983, 2011 adjustment (NAD83/2011), projected on the New York State Plane Coordinate System (Central Zone).

**WNYNO30070 SBL Nos. 157.00-02-02.100, excluding the portion of the parcel lying to the West of Woodbattle Rd.; 157.00-02-04.000; 158.00-01-01.112; 158.00-01-01.150; 158.00-01-02.000 (Town of Lowville) Tug Hill LLC**

Wind Lease Agreement of unspecified date as evidenced by that certain Memorandum of Wind Energy Lease, dated December 12, 2018 and recorded in the Lewis County Clerk's Office on June 21, 2019 as Instrument No. 2019-003107; and by that certain Memorandum of Wind Energy Lease between Tug Hill LLC and Invenergy Wind Development LLC dated July 9, 2019 and recorded in the Lewis County Clerk's Office on August 20, 2019 as Instrument No. 2019-004275, as assigned by that certain Assignment and Assumption Agreement between Invenergy Wind Development LLC and Number Three Wind LLC, dated December 1, 2021 and recorded on December 6, 2021 in the Lewis County Clerk's Office as Instrument No. 2021-007204, to be amended by that certain Amendment to Lease and Memorandum of Lease, regarding the parcels below:

**PARCEL 1**



All that tract or parcel of land situate in the Town of Harrisburg, County of Lewis, State of New York, being a portion of Great Lot 10 in Township 10, and being more precisely described as follows:

Beginning at a point in the center of Wood Battle Road (49.5-foot width), said point also being the southwesterly corner of the remainder of a 124.62-acre parcel of land conveyed by Catherine Snyder to Jeffery M. Snyder, Shawn E. Snyder, Jennifer L. Snyder Hoganson, Jason H. Snyder, and Brian E. Snyder by deed dated December 31, 1997 and recorded in the Lewis County Clerk's Office on July 29, 1998 in Liber 625 of Deeds at Page 269, said point having New York State plane coordinates (NAD83/2011 - Central Zone) of 1,407,402.01 feet North and 1,059,819.22 feet East;

thence South 86 degrees 07 minutes 54 seconds East, generally with a barbed wire fence and along the southerly line of said 124.62-acre remainder parcel, a distance of 2,362.18 feet to a point on the westerly line of the remainder of a 79.89-acre parcel of land conveyed by Randy G. and Betsy M. Nicol to Tug Hill, LLC by deed dated April 10, 2007 and recorded in the Lewis County Clerk's Office on April 17, 2007 as Instrument No. 2007-01256;

thence South 04 degrees 37 minutes 33 seconds West, generally with a barbed wire fence, in part along the westerly line of said 79.89-acre remainder parcel, and in part along the westerly line of a 30.00-acre parcel of land conveyed by Frederick L. and Ann R. Snyder to Tug Hill, LLC by deed dated March 8, 2005 and recorded in the Lewis County Clerk's Office on March 10, 2005 as Instrument No. 2005-00747, a distance of 1,714.03 feet to the northeasterly corner of an 80-acre parcel of land conveyed by Anthony J., Jr. and Ethel M. Petrus to Tug Hill, LLC by deed dated December 29, 2003 and recorded in the Lewis County Clerk's Office on December 30, 2003 as Instrument No. 2003-04292;

thence North 86 degrees 17 minutes 36 seconds West, in part with a barbed wire fence, in part along the northerly line of said 80-acre parcel, and in part along the northerly line of a parcel of land conveyed by the Town of Harrisburg to Francis C. Alexander by deed dated October 24, 1997 and recorded in the Lewis County Clerk's office on October 28, 1997 in Liber 613 of Deeds at Page 153, a distance of 2,559.90 feet to a point in the center of Wood Battle Road;

thence North 04 degrees 45 minutes 22 seconds East, along the center of Wood Battle Road, a distance of 110.00 feet to the southwesterly corner of a parcel of land conveyed by Warner and Martha St. Louis to Tug Hill, LLC by deed dated October 10, 2003 and recorded in the Lewis County Clerk's Office on October 14, 2003 as Instrument No. 2003-03306;

thence along the southerly, easterly and northerly lines of Tug Hill, LLC (Instrument No. 2003-03306), the following three courses and distances:

1. South 86 degrees 17 minutes 36 seconds East a distance of 150.00 feet to a point;
2. North 04 degrees 45 minutes 22 seconds East a distance of 150.00 feet to a point;
3. North 86 degrees 17 minutes 36 seconds West a distance of 150.00 feet to a point in the center of Wood Battle Road;

thence along the center of Wood Battle Road, the following four courses and distances:

1. North 04 degrees 45 minutes 22 seconds East a distance of 511.90 feet to a point;
2. along a curve deflecting to the right, having a central angle of 13 degrees 06 minutes 43 seconds and a radius of 1,506.75 feet, an arc distance of 344.82 feet to a point (chord: North 11 degrees 18 minutes 44 seconds East, 344.07 feet);
3. North 17 degrees 52 minutes 06 seconds East a distance of 222.85 feet to a point;
4. North 19 degrees 32 minutes 15 seconds East a distance of 407.03 feet to the Point of Beginning;

To contain 98.636-acres of land, more or less.

The above-described parcel of land is intended to be a portion of the same premises conveyed by Raymond M. Durr, Esq. to Tug Hill, LLC by deed dated July 22, 2003 and recorded in the Lewis County Clerk's Office on August 5, 2003 as Instrument No. 2003-02410.

The above-mentioned coordinates, bearings, and distances are referenced to the North American Datum of 1983, 2011 adjustment (NAD83/2011), projected on the New York State Plane Coordinate System (Central Zone).

### PARCEL 3

All that tract or parcel of land situate in the Town of Harrisburg, County of Lewis, State of New York, being a portion of Great Lots 10 and 11 in Township 10, and being more precisely described as follows:

Beginning at a point in the center of Humphrey Road (49.5-foot width), said point also being the northeasterly corner of a parcel of land conveyed by Randy and Lindsay A. Nicol to Frederick L. and Ann R. Snyder by deed dated May 23, 1989 and recorded in the Lewis County Clerk's Office on June 6, 1989 in Liber 509 of Deeds at Page 168, said point having New York State plane coordinates (NAD83/2011 - Central Zone) of 1,406,389.03 feet North and 1,064,656.35 feet East;

thence South 42 degrees 14 minutes 29 seconds East, along the center of Humphrey Road, a distance of 283.55 feet to a point on the westerly line of a parcel of land conveyed by Eugene E. Theiser to Charles W. and Eileen E. Snyder by deed dated January 1, 2013 and recorded in the Lewis County Clerk's Office on February 26, 2013 as Instrument No. 2013-001125;

thence North 79 degrees 26 minutes 43 seconds West, along the westerly line of Charles W. and Eileen E. Snyder, a distance of 200.41 feet to a point on the easterly line of Great Lot 10;

thence South 05 degrees 19 minutes 26 seconds West, generally with a barbed wire fence and stonewall, and along the easterly line of Great Lot 10, a distance of 844.74 feet to the northeasterly corner of a 40-acre parcel of land conveyed to Charles W. and Eileen E. Snyder (Instrument No. 2013-001125);

thence North 86 degrees 34 minutes 28 seconds West, generally with a barbed wire fence, in part along the northerly line of said 40-acre parcel, and in part along the northerly line of a 21.3-acre parcel of land conveyed by Donald G., Jr. and Kathryn M. Lortie to Tug Hill, LLC by deed dated June 21, 2005 and recorded in the Lewis County Clerk's Office on June 28, 2005 as Instrument No. 2005-02069, a distance of 1,700.13 feet to a point on the easterly line of a 30-acre parcel of land conveyed by Frederick L. and Ann R. Snyder to Tug Hill, LLC by deed dated March 8, 2005 and recorded in the Lewis County Clerk's Office on March 10, 2005 as Instrument No. 2005-00747;

thence along the easterly and northerly line of said 30.0-acre parcel, the following two courses and distances:

1. North 04 degrees 11 minutes 32 seconds East a distance of 517.42 feet to a point;
2. North 85 degrees 53 minutes 44 seconds West a distance of 834.75 feet to a point on the easterly line of a 220-acre parcel of land conveyed by Raymond M. Durr, Esq. to Tug Hill, LLC by deed dated July 22, 2003 and recorded in the Lewis County Clerk's Office on August 5, 2003 as Instrument No. 2003-02410;

thence North 04 degrees 37 minutes 33 seconds East, generally with a barbed wire fence, in part along the easterly line of said 220-acre parcel, and in part along the easterly line of the remainder of a 124.62-acre parcel of land conveyed by Catherine Snyder to Jeffery M. Snyder, Shawn E. Snyder, Jennifer L. Snyder Hoganson, Jason H. Snyder, and Brian E. Snyder by deed dated December 31, 1997 and recorded in the Lewis County Clerk's Office on July 29, 1998 in Liber 625 of Deeds at Page 269, a distance of 1,272.76 feet to a 1/2-inch rebar with a 1-inch diameter orange plastic cap marked "TJ Kovach LS49092" (extends 0.5 feet above grade) found at the southwesterly corner of a 13.31-acre parcel of land conveyed by Randy G. Nicol to Randy G. and Betsy M. Nicol by deed dated May 10, 1996 and recorded in the Lewis County Clerk's Office on May 16, 1996 in Liber 595 of Deeds at Page 185;

thence South 72 degrees 39 minutes 04 seconds East, along the southerly line of said 13.31-acre parcel, a distance of 195.08 feet to a 1/2-inch iron pin (extends 0.4 feet above grade) found on the westerly line of a 37.85-acre parcel of land conveyed by Randy G. Nicol to Scott L. and Susan E. Nicol by deed dated June 15, 1990 and recorded in the Lewis County Clerk's Office on July 17, 1990 in Liber 523 of Deeds at Page 94;

thence along the westerly, southerly and easterly lines of said 37.85-acre parcel, the following six courses and distances:

1. South 06 degrees 30 minutes 00 seconds West a distance of 556.57 feet to a found 1/2-inch iron pin (extends 0.7 feet above grade);
2. South 46 degrees 08 minutes 24 seconds East a distance of 377.13 feet to a point;
3. South 51 degrees 23 minutes 48 seconds East a distance of 124.13 feet to a found 1/2-inch iron pin (extends 0.4 feet above grade);
4. North 56 degrees 44 minutes 27 seconds East a distance of 127.87 feet to a found 1/2-inch iron pin (extends 0.5 feet above grade);
5. South 88 degrees 41 minutes 39 seconds East a distance of 1,285.64 feet to a found 1/2-inch iron pin (extends 0.7 feet above grade);
6. North 06 degrees 53 minutes 42 seconds East, in part with a barbed wire fence, a distance of 261.03 feet to a 1/2-inch rebar with a 1-inch diameter orange plastic cap marked "TJ Kovach LS49092" (extends 0.9 feet above grade) found at the southwesterly corner of Frederick L. and Ann R. Snyder (Liber 509 - Page 168);

thence along the southerly and easterly lines of Frederick L. and Ann R. Snyder, the following two courses and distances:

1. South 58 degrees 38 minutes 57 seconds East a distance of 604.44 feet to a point;
2. North 52 degrees 07 minutes 39 seconds East a distance of 53.36 feet to the Point of Beginning.

To contain 53.091 of land, more or less, as surveyed by Jeremy L. Sweeney, Licensed Land Surveyor No. 050863.

The above-described parcel of land is intended to be a portion of the same premises conveyed by Randy G. and Betsy M. Nicol to Tug Hill, LLC by deed dated April 10, 2007 and recorded in the Lewis County Clerk's Office on April 17, 2007 as Instrument No. 2007-01256.

The above-mentioned coordinates, bearings, and distances are referenced to the North American Datum of 1983, 2011 adjustment (NAD83/2011), projected on the New York State Plane Coordinate System (Central Zone).

#### PARCEL 4

All that tract or parcel of land situate in the Town of Harrisburg, County of Lewis, State of New York, being a portion of Great Lot 10 in Township 10, and being more precisely described as follows:

Commencing at a point in the center of Wood Battle Road (49.5-foot width), said point being on the southerly line of a 220-acre parcel of land conveyed by Raymond M. Durr, Esq. to Tug Hill, LLC by deed dated July 22, 2003 and recorded in the Lewis County Clerk's office on August 5, 2003 as Instrument No. 2003-02410, said point having New York State plane coordinates (NAD83/2011 - Central Zone) of 1,405,699.70 feet North and 1,059,483.23 feet East;

thence along the southerly and easterly line of said 220-acre parcel, the following two courses and distances:

1. South 86 degrees 17 minutes 36 seconds East a distance of 2,559.90 feet to a point;
2. North 04 degrees 37 minutes 33 seconds East a distance of 519.58 feet to the southwesterly corner of the remainder of a 79.89-acre parcel of land conveyed by Randy G. and Betsy M. Nicol to Tug Hill, LLC by deed dated April 10, 2007 and recorded in the Lewis County Clerk's Office on April 17, 2007 as Instrument No. 2007-01256, said point having New York State plane coordinates (NAD83/2011 - Central Zone) of 1,406,052.09 feet North and 1,062,079.68 feet East, said point also being the Point of Beginning;

thence South 85 degrees 53 minutes 44 seconds East, along the southerly line of said 79.89-acre remainder parcel, a distance of 834.75 feet to a point;

thence South 04 degrees 11 minutes 32 seconds West, in part with a barbed wire fence, in part along the southerly line of said 79.89-acre remainder parcel, and in part along the westerly line of a 21.3-acre parcel of land conveyed by Donald G., Jr. and Kathryn M. Lortie to Tug Hill, LLC by deed dated June 21, 2005 and recorded in the Lewis County Clerk's Office on June 28, 2005 as Instrument No. 2005-02069, a distance of 1,552.04 feet to a 1/2-inch rebar (extends 0.3 feet above grade) found on the northerly line of a 50-acre parcel of land conveyed by David A. Chase to the People of the State of New York by deed dated May 31, 1996 and recorded in the Lewis County Clerk's Office on May 31, 1996 in Liber 595 of Deeds at Page 344;

thence North 85 degrees 53 minutes 39 seconds West, generally with a barbed wire fence and along the northerly line of said 50-acre parcel, a distance of 846.50 feet to a 1/2-inch rebar (extends 0.6 feet above grade) found on the easterly line of an 80-acre parcel of land conveyed by Anthony J., Jr. and Ethel M. Petrus to Tug Hill, LLC by deed dated December 29, 2003 and recorded in the Lewis County Clerk's Office on December 30, 2003 as Instrument No. 2003-04292;

thence North 04 degrees 37 minutes 33 seconds East, in part with a barbed wire fence, in part along the easterly line of said 80-acre parcel, and in part along the easterly line of said 220-acre parcel, a distance of 1,552.08 feet to the Point of Beginning.

To contain 29.951 of land, more or less.

The above-described parcel of land is intended to be the same premises conveyed by Frederick L. and Ann R. Snyder to Tug Hill, LLC by deed dated March 8, 2005 and recorded in the Lewis County Clerk's Office on March 10, 2005 as Instrument No. 2005-00747.

The above-mentioned coordinates, bearings, and distances are referenced to the North American Datum of 1983, 2011 adjustment (NAD83/2011), projected on the New York State Plane Coordinate System (Central Zone).

#### PARCEL 5

All that tract or parcel of land situate in the Town of Harrisburg, County of Lewis, State of New York, being a portion of Great Lot 10 in Township 10, and being more precisely described as follows:

Commencing at the intersection of the center of Humphrey Road (49.5-foot width) with the easterly line of Great Lot 10, said point having New York State plane coordinates (NAD83/2011 - Central Zone) of 1,406,379.30 feet North and 1,064,665.18 feet East;

thence South 05 degrees 19 minutes 26 seconds West, along the easterly line of Great Lot 10, a distance of 1,008.93 feet to the northeasterly corner of a 40-acre parcel of land conveyed by Eugene E. Theiser to Charles W. and Eileen E. Snyder by deed dated January 29, 2013 and recorded in the Lewis County Clerk's Office on February 26, 2013 as Instrument No. 2013-001125;

thence North 86 degrees 34 minutes 28 seconds West, along the northerly line of said 40-acre parcel, a distance of 802.51 feet to the northwesterly corner of said 40-acre parcel, said point having New York State plane coordinates (NAD83/2011 - Central Zone) of 1,405,422.67 feet North and 1,063,770.48 feet East, said point also being the Point of Beginning;

thence South 04 degrees 07 minutes 44 seconds West, in part with a barbed wire fence and along the westerly line of said 40-acre parcel, a distance of 1,045.27 feet to the northeasterly corner of a 50-acre parcel of land conveyed by David A. Chase to the People of the State of New York by deed dated May 31, 1996 and recorded in the Lewis County Clerk's office on May 31, 2016 in Liber 595 of Deeds at Page 344;

thence North 85 degrees 53 minutes 39 seconds West, in part with a barbed wire fence and along the northerly line of said 50-acre parcel, a distance of 898.69 feet to a 1/2-inch rebar (extends 0.3 feet above grade) found at the southeasterly corner of a 30-acre parcel of land conveyed by Frederick L. and Ann R. Snyder to Tug Hill, LLC by deed dated March 8, 2005 and recorded in the Lewis County Clerk's office on March 10, 2005 as Instrument No. 2005-00747;

thence North 04 degrees 11 minutes 32 seconds East, generally with a barbed wire fence and along the easterly line of said 30-acre parcel, a distance of 1,034.62 feet to a point on the southerly line of the remainder of a 79.89-acre parcel of land conveyed by Randy G. and Betsy M. Nicol to Tug Hill, LLC by deed dated April 10, 2007 and recorded in the Lewis County Clerk's Office on April 17, 2007 as Instrument No. 2007-01256;

thence South 86 degrees 34 minutes 28 seconds East, in part with a barbed wire fence, in part along the southerly line of said 79.89-acre remainder parcel, and in part along the southerly line of the remainder of a 79.14-acre parcel conveyed to Tug Hill, LLC (Instrument No. 2007-01256), a distance of 897.62 feet to the Point of Beginning.

To contain 21.442 of land, more or less.

The above-described parcel of land is intended to be the same premises conveyed by Donald G., Jr. and Kathryn M. Lortie to Tug Hill, LLC by deed dated June 21, 2005 and recorded in the Lewis County Clerk's Office on June 28, 2005 as Instrument No. 2005-02069.

The above-mentioned coordinates, bearings, and distances are referenced to the North American Datum of 1983, 2011 adjustment (NAD83/2011), projected on the New York State Plane Coordinate System (Central Zone).

**Schedule C**

**Description of Easement Parcels**

Various easement interests held by the Company in certain parcels of land (the "Easement Parcels") located in the Town of Lowville, County of Lewis, New York, said Easement Parcels being more particularly described below, together with any improvements now or hereafter located on the [Easement Parcels]:

ALL THAT CERTAIN TRACT, PIECE OR PARCEL OF LAND situate, lying and being in the Town of Lowville, Lewis County, New York, bounded and described as follows:

**WNYNO30020 SBL Nos. 196.-1-31.11, 195.00-03-04.000 (Town of Lowville) Earl M. Nolt, Verna M. Nolt, Earl Mervin Nolt, and Marita D. Nolt**

Easement Agreement between Earl Mervin and Marita D. Nolt and Number Three Wind LLC to be recorded in the Lewis County Clerk's Office (Parcel 1).

Easement Agreement dated June 3, 2016 between Earl M. and Verna Nolt and Invenergy Wind Development LLC, as amended by that certain First Amendment to Lease and Easement Agreement between Number Three Wind Development LLC and Earl M. and Verna Nolt dated February 22, 2021, as assigned by that certain Assignment and Assumption Agreement dated November 18, 2021 and recorded November 30, 2021 as Instrument No. 2021-007079, to be further amended by that certain Memorandum of Easement between Number Three Wind Development LLC and Earl M. and Verna Nolt (Parcel 3).

**Parcel 1**

All that tract or parcel of land situate in the Town of Lowville, County of Lewis, State of New York, being a portion of Great Lots 22 and 23 in Township 11, and being more precisely described as follows:

Beginning at a point on the southerly bounds of New York State Route 812, said point also being on the northerly line of a 3.79-acre parcel of land conveyed by Herbert D. and Minnie Fairchild to the Town of Lowville by deed dated March 25, 1921 and recorded in the Lewis County Clerk's Office on May 5, 1921 in Liber 138 of Deeds at Page 273, said point having New York State plane coordinates (NAD83/2011 - Central Zone) of 1,387,820.92 feet North and 1,109,998.63 feet East;

thence along the southerly bounds of New York State Route 812, the following five courses and distances:

1. North 13 degrees 45 minutes 51 seconds East a distance of 102.72 feet to a point;
2. North 50 degrees 11 minutes 19 seconds East a distance of 188.84 feet to a point;
3. North 38 degrees 10 minutes 23 seconds East a distance of 121.44 feet to a point;
4. North 52 degrees 16 minutes 23 seconds East a distance of 339.17 feet to a point;
5. North 72 degrees 38 minutes 56 seconds East a distance of 1,270.52 feet to the northwesterly corner of a 1.05-acre parcel of land conveyed by John F. Hellinger, Jr. to Thomas S. and Carol A. Ewing by deed dated July 5, 1974 and recorded in the Lewis County Clerk's Office on July 11, 1974 in Liber 345 of Deeds at Page 246;

thence along the westerly, southerly, and easterly lines of said 1.05-acre parcel, the following three courses and distance:

1. South 04 degrees 52 minutes 10 seconds West a distance of 228.25 feet to a point;
2. North 67 degrees 40 minutes 10 seconds East a distance of 217.00 feet to a point;
3. North 08 degrees 12 minutes 50 seconds West a distance of 75.00 feet to the southwestly corner of a 1/2-acre parcel conveyed by Reginald J. Hulbert Sr. to Reginald J., Jr. and Tammie J. Hulbert by deed dated December 12, 1991 and recorded in the Lewis County Clerk's office on December 17, 1991 in Liber 543 of Deeds at Page 299;

thence North 73 degrees 47 minutes 10 seconds East, in part along the southerly line of said 1/2-acre parcel and in part along the southerly line of two parcels of land conveyed by Marie B. Walters to Gerald S. Walters by deed dated September 30, 1994 and recorded in the Lewis County Clerk's Office on October 3, 1994 in Liber 576 of Deeds at Page 70, a distance of 416.75 feet to a point on the westerly line of a 1 1/4-acre parcel of land conveyed by Leo and Irene Walters to Gerald S. Walters by deed dated February 15, 2008 and recorded in the Lewis County Clerk's Office on April 18, 2008 as Instrument No. 2008-001862;

thence along the westerly and southerly lines of said 1 1/4-acre parcel, the following two courses and distances:

1. South 12 degrees 32 minutes 24 seconds East a distance of 32.70 feet to a point;
2. North 73 degrees 47 minutes 10 seconds East a distance of 121.70 feet to a point on the westerly line of a 2.35-acre parcel conveyed by Judy Ann Munger to Christopher R. LaComb, Jr. by deed dated March 13, 2017 and recorded in the Lewis County Clerk's Office on March 31, 2017 as Instrument No. 2017-001888;

thence along the westerly and easterly lines of said 2.35-acre parcel, the following two courses and distances:

1. South 32 degrees 20 minutes 50 seconds East a distance of 482.42 feet to a point;
2. North 01 degrees 57 minutes 08 seconds East a distance of 412.70 feet to the southwesterly corner of a 1.64-acre parcel conveyed by Jeffrey S. Hulbert and Nicole L. Hills to Jeffrey S. and Jennifer S. Hulbert by deed dated April 10, 2006 and recorded in the Lewis County Clerk's Office on April 17, 2006 as Instrument No. 2006-01178;

thence along the southerly and easterly lines of said 1.64-acre parcel, the following two courses and distances:

1. South 79 degrees 41 minutes 06 seconds East a distance of 225.00 feet to a point;
2. North 03 degrees 34 minutes 50 seconds East a distance of 146.42 feet to the southwesterly corner of a parcel of land conveyed by Gary D. and Brenda J. Terry to Lee M. Terry and Christina L. Flint by deed dated May 19, 2016 and recorded in the Lewis County Clerk's office on June 9, 2016 as Instrument No. 2016-003012;

thence North 88 degrees 33 minutes 54 seconds East, in part along the southerly line of Lee M. Terry and Christina L. Flint and in part along the southerly line of a parcel of land conveyed by Elwin J. and Mary R. Wooschlager to V. S. Virkler and Son, Inc. by deed dated March 8, 1982 and recorded in the Lewis County Clerk's Office on December 21, 1983 in Liber 441 of Deeds at Page 41, a distance of 276.62 feet to the northwesterly corner of a 1.000-acre parcel of land conveyed by V. S. Virkler & Son, Inc. to Charles S. Perkins by deed dated September 21, 1995 and recorded in the Lewis County Clerk's Office on October 3, 1995 in Liber 588 of Deeds at Page 209, said course passing over a 1/2-inch iron pipe (extends 0.1 feet above grade) found at a distance of 156.15 feet;

thence along the westerly line of said 1.000-acre parcel, the following two courses and distances:

1. South 34 degrees 09 minutes 15 seconds East a distance of 23.38 feet to a found 1 1/2-inch iron pipe (extends 0.2 feet above grade);
2. South 65 degrees 03 minutes 14 seconds East a distance of 31.28 feet to a found 1 1/2-inch iron pipe (extends 1.0 feet above grade);

thence South 10 degrees 24 minutes 59 seconds East, in part along the westerly line of said 1.000-acre parcel and in part along the westerly line of a 1.967-acre parcel of land conveyed by V.S. Virkler & Sons, Inc. to Charles S. Perkins by deed dated September 21, 1995 and recorded in the Lewis County Clerk's Office on October 3, 1995 in Liber 588 of Deeds at Page 207, a distance of 376.11 feet to a point on the northerly line of a 3.29-acre parcel conveyed by the County of Lewis to Earl M. Nolt by deed dated May 26, 2010 and recorded in the Lewis County Clerk's Office on June 3, 2010 as Instrument No. 2010-002960, said point being located North 10 degrees 24 minutes 59 seconds West a distance of 0.39 feet from a found 1 1/2-inch iron pipe (extends 0.1 feet above grade);

thence along the northerly and westerly lines of said 3.29-acre parcel, the following two courses and distances:

1. South 88 degrees 56 minutes 50 seconds West a distance of 117.35 feet to a point, said point being located North 12 degrees 36 minutes 54 seconds East a distance of 0.16 feet from a found 3/4-inch iron pipe (extends 3.5 feet above grade);
2. South 17 degrees 43 minutes 01 seconds East a distance of 344.77 feet to a 1-inch iron pipe (extends 0.5 feet above grade) found at the northwesterly corner of a parcel of land conveyed by Madalene R. Mackey to Dennis T. Crouse, Terry M. Crouse, Richard E. Crouse, Candy L. Haggerty and Lori S. Darling by deed dated April 11, 2001 and recorded in the Lewis County Clerk's Office on April 11, 2001 in Liber 676 of Deeds at Page 135;

thence along the westerly and southerly line of Dennis T. Crouse, Terry M. Crouse, Richard E. Crouse, Candy L. Haggerty and Lori S. Darling, the following two courses and distances:

1. South 18 degrees 48 minutes 11 seconds East a distance of 55.77 feet to a found 1-inch iron pipe (extends 2.5 feet above grade);

2. North 88 degrees 56 minutes 53 seconds East a distance of 139.39 feet to a 1-inch iron pipe (extends 0.2 feet above grade) found at the northwesterly corner of a 0.58-acre parcel conveyed by Madalene R. Mackey to Dennis T. Crouse, Terry M. Crouse, Richard E. Crouse, Candy L. Haggerty and Lori S. Darling by deed dated April 11, 2001 and recorded in the Lewis County Clerk's Office on April 11, 2001 in Liber 676 of Deeds at Page 69;

thence South 15 degrees 17 minutes 42 seconds East, in part along the westerly line of said 0.58-acre parcel and in part along the westerly line of a parcel of land conveyed by Dorrance C. and Anne M. Martin to Anne M. Martin, Dorrance C. Martin and Carrie S. Martin, as Trustees of The Martin Family Revocable Trust by deed dated October 16, 2013 and recorded in the Lewis County Clerk's Office on November 12, 2013 as Instrument No. 2013-007709, a distance of 267.79 feet to a point, said course passing over a 1-inch iron pipe (0.2 feet below grade) found at a distance of 122.95 feet;

thence North 85 degrees 28 minutes 57 seconds East, along the southerly line of Anne M. Martin, Dorrance C. Martin and Carrie S. Martin, as Trustees of The Martin Family Revocable Trust, a distance of 202.46 feet to 1/2-inch rebar with a 1-inch diameter orange plastic cap marked "TJ Kovach LS49092" (0.1 feet below grade) found at the northwesterly corner of a 0.67-acre parcel of land conveyed by Keith R. and Summer L. Haggerty to Janet E. Lell by deed dated November 25, 2009 and recorded in the Lewis County Clerk's Office on December 3, 2009 as Instrument No. 2009-006111;

thence South 28 degrees 42 minutes 55 seconds East, along the westerly line of said 0.67-acre parcel, a distance of 244.19 feet to a 1/2-inch rebar with a 1-inch diameter orange plastic cap marked "TJ Kovach LS49092" (flush with grade) found at the northwesterly corner of a parcel of land conveyed by the County of Lewis to Loren and Candy Haggerty by deed dated April 22, 2008 and recorded in the Lewis County Clerk's Office on April 23, 2008 as Instrument No. 2008-001972;

thence South 15 degrees 52 minutes 11 seconds East, in part along the westerly line of Loren and Candy Haggerty, in part along the westerly line of a parcel of land conveyed by Curtis E. Conklin to June Ann Grunert by deed dated August 7, 2017 and recorded in the Lewis County Clerk's Office on August 17, 2017 as Instrument No. 2017-004686, and in part along the westerly line of a 1.5-acre parcel conveyed by Reginald J. Hulbert to Reginald J., Sr. and Helen F. Hulbert by deed dated November 13, 2015 and recorded in the Lewis County Clerk's Office on November 17, 2015 as Instrument No. 2015-005569, a distance of 276.83 feet to a 1/2-inch iron pipe (flush with grade) found on the northerly line of a 46.90-acre parcel of land conveyed by Kenneth J. and Belva M. Zehr to Michael J. and Cora Zehr by deed dated February 12, 1996 and recorded in the Lewis County Clerk's office on February 13, 1996 in Liber 592 of Deeds at Page 205;

thence along the northerly and westerly lines of said 46.90-acre parcel, the following two courses and distances:

1. North 87 degrees 17 minutes 56 seconds West a distance of 615.25 feet to a point;
2. South 28 degrees 32 minutes 39 seconds East, in part with a barbed wire fence and stonewall, a distance of 2,107.38 feet to the northerly line of a 40-acre parcel of land conveyed by Vamer M. Lyman and Viola R. Lyman to Francis E., Jr. and Barbara A. Hanno by deed dated April 7, 1972 and recorded in the Lewis County Clerk's Office on April 7, 1972 in Liber 320 of Deeds at Page 508;

thence North 86 degrees 03 minutes 05 seconds West, in part with a barbed wire fence, in part along the northerly line of said 40-acre parcel, and in part along the northerly line of a 12.5-acre parcel of land conveyed to Francis E., Jr. and Barbara A. Hanno (Liber 320 - Page 508), a distance of 1,564.07 feet to a point on the easterly line of a 56.72-acre parcel conveyed by Harry P. O'Connor to Harry P. and Donna L. O'Connor by deed dated December 28, 1979 and recorded in the Lewis County Clerk's Office on December 31, 1979 in Liber 405 of Deeds at Page 105;

thence along the easterly and northerly lines of said 56.72-acre parcel, the following two courses and distances:

1. North 02 degrees 30 minutes 40 seconds East a distance of 928.90 feet to a point;
2. North 86 degrees 24 minutes 55 seconds West, in part with a barbed wire fence, a distance of 1,729.04 feet to the southeasterly corner of a 14.85-acre parcel conveyed by the Town of Lowville to Hoch Bros., Inc. by deed dated February 20, 1970 and recorded in the Lewis County Clerk's Office on May 19, 1970 in Liber 310 of Deeds at Page 307;

thence North 38 degrees 48 minutes 02 seconds West, in part with a barbed wire fence, in part along the easterly line of said 14.85-acre parcel, and in part along the easterly line of a 2.75-acre parcel (Liber 310 - Page 309), a 2.5-acre parcel (Liber 191 - Page 27), and said 3.79-acre parcel (Liber 138 - Page 273) conveyed to the Town of Lowville, a distance of 1,324.62 feet to a point, said course passing over a 1-inch iron pipe (extends 1.5 feet above grade) found at a distance of 713.48 feet;

thence along the northerly line of said 3.79-acre parcel (Liber 138 - Page 273), the following four courses and distances:

1. North 24 degrees 18 minutes 02 seconds West a distance of 21.12 feet to a point;

2. North 62 degrees 48 minutes 02 seconds West a distance of 66.00 feet to a point;
3. North 75 degrees 48 minutes 02 seconds West a distance of 130.68 feet to a point;
4. North 86 degrees 18 minutes 02 seconds West a distance of 42.49 feet to the Point of Beginning.

To contain 166.444-acres of land, more or less.

The above-described parcel of land is intended to be a portion of the same premises conveyed by Pamela Hellinger Judd to Earl M. and Verna L. Nolt by deed dated June 21, 1976 and recorded in the Lewis County Clerk's Office on June 21, 1976 in Liber 365 of Deeds at Page 180.

The above-mentioned coordinates, bearings, and distances are referenced to the North American Datum of 1983, 2011 adjustment (NAD83/2011), projected on the New York State Plane Coordinate System (Central Zone).

EXCEPTING THEREFROM THE FOLLOWING LANDS:

All that tract or parcel of land situate in the Town of Lowville, County of Lewis, State of New York, being a portion of Lot No. 23 in Township No. 11, and being more precisely described as follows:

Beginning at a 5/8-inch rebar with a 1 1/4-inch diameter red plastic cap marked "Thew Associates - Canton, NY" (hereinafter referred to as a 5/8-inch rebar) set on the reputed northerly bounds of the Niagara Mohawk Power Corporation Taylorville - Boonville Electric Transmission Line Easement (100-foot width), said rebar being 50 feet distant northerly measured at right angles from the centerline of said Taylorville - Boonville Electric Transmission Line, said rebar also being North 10 degrees 53 minutes 24 seconds East a distance of 86.1 feet from the northwesterly corner of steel transmission line Structure No. 102, said rebar having New York State plane coordinates (NAD83/2011 - Central Zone) of 1,388,132.43 feet North and 1,112,616.42 feet East;

thence through a parcel of land conveyed by Earl M. and Verna M. Nolt to Earl Mervin and Marita D. Nolt by deed dated August 22, 2017 and recorded in the Lewis County Clerk's Office on August 22, 2017 as Instrument No. 2017-004788, the following three courses and distances:

1. South 50 degrees 43 minutes 21 seconds East a distance of 500.00 feet to a set 5/8-inch rebar;
2. South 39 degrees 16 minutes 26 seconds West a distance of 1,000.00 feet to a set 5/8-inch rebar;
3. North 50 degrees 43 minutes 21 seconds West a distance of 500.00 feet to a 5/8-inch rebar set on the reputed northerly bounds of said Taylorville - Boonville Electric Transmission Line Easement, said rebar being 50 feet distant northerly, measured at right angles, from the centerline of said Taylorville - Boonville Electric Transmission Line;

thence North 39 degrees 16 minutes 26 seconds East, along the reputed northerly bounds of said Taylorville - Boonville Electric Transmission Line Easement, a distance of 1,000.00 feet to the Point of Beginning.

To contain 11.478 acres of land, more or less, as surveyed by Jeremy L. Sweeney, Licensed Land Surveyor No. 050863.

**Parcel 3**

All that tract or parcel of land situate in the Town of Lowville, County of Lewis, State of New York, being a portion of Great Lots 22 and 23 in Township 11, and being more precisely described as follows:

Beginning at a point on the northerly bounds of New York State Route 812 (variable width), said point also being the southwesterly corner of a 1.50-acre parcel of land conveyed by Earl M. and Verna M. Nolt to Elaine Z. and Rosene Z. Nolt by deed dated May 22, 2008 and recorded in the Lewis County Clerk's Office on August 1, 2008 as Instrument No. 2008-003945, said point having New York State plane coordinates (NAD83/2011 - Central Zone) of 1,388,518.58 feet North and 1,110,506.75 feet East;

thence along the northerly bounds of New York State Route 812, the following two courses and distances:

1. South 73 degrees 53 minutes 40 seconds West a distance of 220.47 feet to a point;
2. South 48 degrees 11 minutes 03 seconds West a distance of 119.87 feet to a concrete highway monument found on the southerly line of a parcel of land conveyed by Earl M. and Verna M. Nolt to Myron Z. and Arlene S. Nolt by deed dated May 22, 2008 and recorded in the Lewis County Clerk's Office on August 1, 2008 as Instrument No. 2008-003944;

thence along the southerly lines of Myron Z. and Arlene S. Nolt, the following three courses and distances:



1. North 05 degrees 59 minutes 02 seconds West a distance of 552.54 feet to a point;
2. South 87 degrees 06 minutes 47 second East a distance of 516.41 feet to a found 1/2-inch rebar with a 1-inch diameter yellow plastic cap marked "TJ Kovach LS49092", said course passing over a 1/2-inch rebar with a 1-inch diameter yellow plastic cap marked "TJ Kovach L.S49092" found at a distance of 275.56 feet;
3. South 16 degrees 10 minutes 15 second East a distance 60.00 feet to the northeasterly corner of said 1.50-acre parcel;

thence along the northerly and westerly lines of said 1.50-acre parcel, the following two courses and distances:

1. South 73 degrees 47 minutes 54 seconds West a distance of 237.85 feet to a point;
2. South 11 degrees 57 minutes 00 seconds East a distance of 264.17 feet to the Point of Beginning.

To contain 3.630 acres of land, more or less.

The above described parcel of land is intended to be a portion of the same premises conveyed by Reginald R. Hoch as Executor of the Last Will and Testament of Violet H. Boshart to Earl M. and Verna M. Nolt by deed dated December 16, 1996 and recorded in the Lewis County Clerk's Office on December 30, 1996 in Liber 603 of Deeds at Page 140.

The above mentioned coordinates, bearings, and distances are referenced to the North American Datum of 1983, 2011 adjustment (NAD83/2011), projected on the New York State Plane Coordinate System (Central Zone).

**WNYNO30035 SBL No. 195.-1-2.11 (Town of Lowville) Herbert D. Yancey and Merle Yancey**

Easement Agreement of unspecified date as evidenced by that certain Memorandum of Easement, dated October 24, 2016 and recorded in the Lewis County Clerk's Office on January 11, 2017 as Instrument No. 2017-000164, as assigned by Assignment and Assumption Agreement between Invenergy Wind Development LLC and Number Three Wind LLC dated October 9, 2018 and recorded in the Lewis County Clerk's Office on October 31, 2018 as Instrument No. 2018-005473, as amended by Amendment to Easement and Memorandum of Easement between Herbert D. Yancey and Merle Yancey and Number Three Wind LLC dated June 7, 2019 and recorded in the Lewis County Clerk's Office on July 2, 2019 as Instrument No. 2019-003333 regarding the parcel below:

All that tract or parcel of land situate in the Town of Lowville, County of Lewis, State of New York, being a portion of Great Lot 18 in Township 11, and being more precisely described as follows:

Beginning at a point in the center of East Road (49.5-foot width), said point also being on the southerly line of a 50-acre parcel of land conveyed by John D. Ross, John H. Ross, Herbert D. Yancey and Merle Yancey to Herbert D. Yancey and Merle Yancey by deed dated February 1, 2007 and recorded in the Lewis County Clerk's Office on March 2, 2007 as Instrument No. 2007-00678, said point having New York State plane coordinates (NAD83/2011 - Central Zone) of 1,392,428.83 feet North and 1,107,358.66 feet East;

thence South 25 degrees 57 minutes 22 seconds East, along the center of the East Road, a distance of 108.92 feet to the southwesterly corner of a 0.96-acre parcel of land conveyed by John W. and Loretta D. Platt to Nancy G. Brown by deed dated August 4, 2000 and recorded in the Lewis County Clerk's Office on August 7, 2000 in Liber 663 of Deeds at Page 241;

thence along the southerly and easterly lines of said 0.96-acre parcel, the following two courses and distances:

1. South 86 degrees 24 minutes 12 seconds East a distance of 370.15 feet to a found 1-inch iron pipe (flush with grade), said course passing over a 1-inch iron pipe (0.1 feet below grade) found at a distance of 17.74 feet;
2. North 26 degrees 00 minutes 12 seconds West a distance of 111.91 feet to a point on the southerly line of said 50-acre parcel;

thence South 86 degrees 48 minutes 03 seconds East, along the southerly line of said 50-acre parcel, a distance of 317.26 feet to a point on the westerly line of a parcel of land conveyed by the County of Lewis Industrial Development Agency to the Mohawk, Adirondack, and Northern Railroad Corporation by deed dated July 14, 2016 and recorded in the Lewis County Clerk's Office on August 29, 2016 as Instrument No. 2016-004461;

thence along the westerly line of the Mohawk, Adirondack, and Northern Railroad Corporation, the following two courses and distances:

1. along a curve deflecting to the left, having a central angle of 04 degrees 12 minutes 00 seconds and a radius of 5,770.00 feet, an arc distance of 422.95 feet to a point (chord: South 20 degrees 53 minutes 02 seconds East, 422.86 feet),

2. South 23 degrees 17 minutes 41 seconds East a distance of 703.94 feet to the most northerly corner of a 4.170-acre parcel of land conveyed by Aaron G. Jantzi to Timothy J. and Lois S. Hillegas by deed dated September 12, 2014 and recorded in the Lewis County Clerk's Office on November 20, 2014 as Instrument No. 2014-006092;

thence South 05 degrees 28 minutes 51 seconds West, along the westerly line of said 4.170-acre parcel, a distance of 577.10 feet to 1/2-inch rebar (0.1 feet below grade) found at the northeasterly corner of a 1.37-acre parcel of land conveyed by The Pratt-Northam Foundation, Inc. to Mervin D. and Maureen A. Zehr by deed dated August 1, 2006 and recorded in the Lewis County Clerk's Office on August 1, 2006 as Instrument No. 2006-02472;

thence North 86 degrees 19 minutes 20 seconds West, along the northerly line of said 1.37-acre parcel, a distance of 263.31 feet to a point in the center of East Road, said course passing over a 3/4-inch iron pipe (0.4 feet below grade) found at a distance of 236.49 feet;

thence along the center of East Road, the following two courses and distances:

1. North 25 degrees 47 minutes 05 seconds West a distance of 323.13 feet to a point;

2. North 25 degrees 57 minutes 22 seconds West a distance of 1,013.75 feet to the northeasterly corner of a 1.27-acre parcel of land conveyed by Shari L. Ramos and Constance Ramos to Shari L. Ramos by deed dated July 21, 2005 and recorded in the Lewis County Clerk's Office on July 27, 2007 as Instrument No. 2007-02432;

thence along the northerly and westerly lines of said 1.27-acre parcel, the following four courses and distances:

1. South 65 degrees 02 minutes 09 seconds West a distance of 176.16 feet to a point, said course passing over a 1/2-inch rebar (0.3 feet below grade) found at a distance of 27.78 feet;

2. South 42 degrees 52 minutes 17 seconds West a distance of 53.89 feet to a point;

3. South 13 degrees 53 minutes 09 seconds West a distance of 91.61 feet to a found 1/2-inch rebar (0.2 feet below grade);

thence South 24 degrees 13 minutes 12 seconds East a distance of 109.33 feet to a 1/2-inch rebar (flush with grade) found on the northerly line of a parcel of land conveyed by John D. Ross, John H. Ross, Herbert D. Yancey and Merle Yancey to Ross Farms Inc. by deed dated February 1, 2007 and recorded in the Lewis County Clerk's Office on March 2, 2007 as Instrument No. 2007-000677;

thence along the northerly and westerly lines of Ross Farms Inc., the following 10 courses and distances:

1. South 67 degrees 10 minutes 10 seconds West a distance of 158.55 feet to a point;

2. North 21 degrees 49 minutes 11 seconds West a distance of 474.93 feet to a found 1/2-inch rebar (0.1 feet below grade);

3. North 89 degrees 12 minutes 18 seconds West a distance of 1,197.81 feet to a found 1/2-inch rebar (extends 0.1 feet above grade);

4. South 09 degrees 02 minutes 02 seconds East a distance of 146.68 feet to a found 1/2-inch rebar (extends 0.2 feet above grade);

5. South 64 degrees 33 minutes 05 seconds East a distance of 95.93 feet to a found 1/2-inch rebar (extends 0.3 feet above grade);

6. South 42 degrees 36 minutes 45 seconds East a distance of 317.05 feet to a found 1/2-inch rebar (extends 0.3 feet above grade);

7. South 25 degrees 11 minutes 00 seconds East a distance of 241.94 feet to a found 1/2-inch rebar (extends 1.8 feet above grade);

8. South 39 degrees 32 minutes 27 seconds West a distance of 179.31 feet to a found 1/2-inch rebar (extends 0.2 feet above grade);

9. South 24 degrees 29 minutes 25 seconds East a distance of 251.42 feet to a found 1/2-inch rebar (extends 0.2 feet above grade);

10. South 45 degrees 46 minutes 22 seconds East a distance of 234.81 feet to a point on the northerly line of 49.864-acre parcel of land conveyed by The Pratt-Northam Foundation, Inc. to the Maple Ridge Center, Inc. by deed dated June 27, 2007 and recorded in the Lewis County Clerk's Office on June 28, 2007 as Instrument No. 2007-02160;

thence North 85 degrees 43 minutes 47 seconds West, in part with a barbed wire fence, in part along the northerly line of said 49.864-acre parcel, in part along the northerly line of a 10.99-acre parcel of land conveyed by The Pratt-Northam Foundation, Inc. to Dr. James Coffman by deed dated March 2, 2016 and recorded in the Lewis County Clerk's Office on March 2, 2016 as Instrument No. 2016-001202, and in part along the northerly line of a 29.20-acre parcel of land conveyed by The Pratt-Northam Foundation, Inc. to William

J. and Ann M. Becker by deed dated March 2, 2016 and recorded in the Lewis County Clerk's Office on March 2, 2016 as Instrument No. 2016-001200, a distance of 819.55 feet to a point on the westerly line of Great Lot 18;

thence North 04 degrees 36 minutes 08 seconds East, in part with a barbed wire fence and along the westerly line of Great Lot 18, a distance of 1,543.55 feet to the southwesterly corner of said 50-acre parcel;

thence South 86 degrees 48 minutes 03 seconds East, along the southerly line of said 50-acre parcel, a distance of 1,592.41 feet to the Point of Beginning.

To contain 50.343 acres of land, more or less.

Also, all that tract or parcel of land situate in the Town of Lowville, County of Lewis, State of New York, being a portion of Great Lot 18 in Township 11, and being more precisely described as follows:

Beginning at a point on the easterly line of a parcel of land conveyed by the County of Lewis Industrial Development Agency to the Mohawk, Adirondack, and Northern Railroad Corporation by deed dated July 14, 2016 and recorded in the Lewis County Clerk's Office on August 29, 2016 as Instrument No. 2016-004461, said point also being on the southerly line of a 50-acre parcel of land conveyed by John D. Ross, John H. Ross, Herbert D. Yancey and Merle Yancey to Herbert D. Yancey and Merle Yancey by deed dated February 1, 2007 and recorded in the Lewis County Clerk's Office on March 2, 2007 as Instrument No. 2007-00678, said point having New York State plane coordinates (NAD83/2011 - Central Zone) of 1,392,385.74 feet North and 1,108,129.70 feet East;

thence along the southerly and easterly lines of said 50-acre parcel, the following two courses and distances:

1. South 86 degrees 48 minutes 03 seconds East a distance of 440.69 feet to a point;
2. North 05 degrees 28 minutes 51 seconds East a distance of 743.56 feet to the southwesterly corner of a parcel of land conveyed by Reginald R. Hoch to Earl M. and Verna M Nolt by deed dated December 16, 1996 and recorded in the Lewis county Clerk's Office on December 30, 1996 in Liber 603 of Deeds at Page 140;

thence along the westerly line of Earl M. and Verna M. Nolt, the following two courses and distances:

1. South 84 degrees 31 minutes 09 seconds East a distance of 434.94 feet to a point;
2. South 05 degrees 28 minutes 51 seconds West a distance of 1,002.48 feet to a point on the northerly line of a parcel of land conveyed by Earl M. and Verna M. Nolt to Myron Z. and Arlene S. Nolt by deed dated May 22, 2008 and recorded in the Lewis County Clerk's Office on August 1, 2008 as Instrument No. 2008-003944;

thence along the northerly and westerly lines of Myron Z. and Arlene S. Nolt, the following two courses and distances:

1. North 84 degrees 26 minutes 25 seconds West, generally with a barbed wire fence, a distance of 434.94 feet to a point;
2. South 05 degrees 28 minutes 51 seconds West, in part with a barbed wire fence, a distance of 592.37 feet to a point on the easterly bounds of the Mohawk, Adirondack, and Northern Railroad Corporation;

thence along the easterly bounds of the Mohawk, Adirondack, and Northern Railroad Corporation, the following two courses and distances:

1. North 23 degrees 17 minutes 41 seconds West a distance of 558.06 feet to a point;
2. along a curve deflecting to the right, having a central angle of 03 degrees 52 minutes 20 seconds and a radius of 5,690.00 feet, an arc distance of 384.54 feet to the Point of Beginning (chord: North 21 degrees 02 minutes 44 seconds West, 384.47 feet);

To contain 14.422 acres of land, more or less.

The above-described parcel of land is intended to be a portion of the same premises conveyed by John D. Ross, John H. Ross, Herbert D. Yancey and Merle Yancey to Herbert D. Yancey and Merle Yancey by deed dated February 1, 2007 and recorded in the Lewis County Clerk's Office on March 2, 2007 as Instrument No. 2007-00678.

The above-mentioned coordinates, bearings, and distances are referenced to the North American Datum of 1983, 2011 adjustment (NAD83/2011), projected on the New York State Plane Coordinate System (Central Zone).

**WNYNO30019 SBL Nos 177.-1-15; 177.-1-20.2 (Town of Lowville) Joseph P. Shultz**

Transmission Easement of unspecified date between Joseph and Susan Shultz and Invenergy Wind Development LLC, a memorandum of which was executed by Joseph Shultz, Susan Shultz, and Invenergy Wind Development LLC on March 28, 2018 and recorded August 9, 2018 as Instrument No. 2018-003940, as assigned by that certain Assignment and Assumption Agreement dated October 12, 2021 and recorded November 30, 2021 as Instrument No. 2021-007080, to be further amended by that certain Amendment to Easement and Memorandum of Easement.

#### PARCEL 1

All that tract or parcel of land situate in the Town of Lowville, County of Lewis, State of New York, being a portion of Stowe Square Lots 9 and 10 in Township 11, and being more precisely described as follows:

Beginning at a point in the center of the Number Three Road (49.5-foot width), said point also being the southwesterly corner of a parcel of land conveyed by David M. and Saloma Beiler to David M. and Saloma Beiler, and Henry D. and Elizabeth N. Beiler by deed dated October 28, 2014 and recorded in the Lewis County Clerk's Office on April 3, 2015 as Instrument No. 2015-001372, said point having New York State plane coordinates (NAD83/2011 - Central Zone) of 1,391,854.86 feet North and 1,098,490.92 feet East;

thence along the center of the Number Three Road, the following two courses and distances:

1. North 49 degrees 19 minutes 50 seconds West a distance of 1,539.45 feet to a point;
2. North 49 degrees 12 minutes 04 seconds West a distance of 543.83 feet to a point on the westerly line of Stowe Square Lot 9;

thence North 03 degrees 50 minutes 49 seconds East, along the westerly line of Stowe Square Lot 9, a distance of 2,087.74 feet to a point in the center of Buell Road, said course passing over a 1/2-inch rebar (extends 1.0 feet above grade) found at a distance of 30.79 feet and passing over a 1/2-inch rebar (extends 0.1 feet above grade) found at a distance of 2,071.27 feet;

thence South 86 degrees 10 minutes 37 seconds East, along the center of Buell Road, a distance of 2,213.21 feet to the northwesterly corner of a parcel of land conveyed by Paul J. and Rebekah L. Ehst to Daniel E. Beyer by deed dated October 15, 2009 and recorded in the Lewis County Clerk's Office on October 20, 2009 as Instrument No. 2009-005421;

thence South 04 degrees 03 minutes 46 seconds West, in part with a barbed wire fence, and stonewall and along the westerly line of Daniel E. Beyer, a distance of 2,308.11 feet to a point on the southerly line of Stowe Square Lot 9;

thence North 85 degrees 48 minutes 44 seconds West, along the southerly line of Stowe Square Lot 9, a distance of 296.18 feet to a 1-inch iron pipe (extends 1.1 feet above grade) found at the northwesterly corner of David M. and Saloma Beiler, and Henry D. and Elizabeth N. Beiler;

thence South 17 degrees 00 minutes 54 seconds West, generally with a barbed wire fence and along the westerly line of David M. and Saloma Beiler, and Henry D. and Elizabeth N. Beiler, a distance of 1,059.77 feet to the Point of Beginning.

To contain 135.394 acres of land, more or less.

The above-described parcel of land is intended to be the same premises conveyed by Thomas E. and Margaret G. Shultz to Joseph P. and Susan G. Shultz by deed dated November 5, 2003 and recorded in the Lewis County Clerk's Office on November 6, 2003 as Instrument No. 2003-03644.

The above-mentioned coordinates, bearings, and distances are referenced to the North American Datum of 1983, 2011 adjustment (NAD83/2011), projected on the New York State Plane Coordinate System (Central Zone).

#### PARCEL 2

All that tract or parcel of land situate in the Town of Lowville, County of Lewis, State of New York, being a portion of Stowe Square Lot 15 in Township 11, and being more precisely described as follows:

Beginning at a point in the center of the Number Three Road (49.5-foot width), said point also being the southeasterly corner of the remainder of a 37.70-acre parcel of land conveyed by Richard A. and Helen F. Weller to Richard F. and Margaret T. Weller by deed dated June 29, 2004 and recorded in the Lewis County Clerk's Office on April 5, 2005 as Instrument No. 2005-01065, said point having New York State plane coordinates (NAD83/2011 - Central Zone) of 1,393,665.46 feet North and 1,096,383.12 feet East;

thence North 03 degrees 54 minutes 37 seconds East a distance of 1,674.32 feet to a point in the center of Buell Road (49.5-foot width), said course passing over a 1/2-inch rebar with a 1-inch diameter orange plastic cap marked "TJ Kovach LS49092" (extends 0.2 feet

above grade) found at a distance of 31.02 feet, and passing over a 1/2-inch rebar with a 1-inch diameter orange plastic cap marked "TJ Kovach LS49092" (extends 0.1 feet above grade) found at a distance of 1,649.74 feet;

thence South 85 degrees 56 minutes 09 seconds East, along the center of Buell Road, a distance of 555.76 feet to the northeasterly corner of Stowe Square Lot 15;

thence South 03 degrees 50 minutes 49 seconds West, along the easterly line of Stowe Square Lot 15, a distance of 2,087.74 feet to the center of the Number Three Road, said course passing over a 1/2-inch rebar (extends 0.1 feet above grade) found at a distance of 16.47 feet and passing over a 1/2-inch rebar (extends 1.0 feet above grade) found at a distance of 2,056.95 feet;

thence North 49 degrees 27 minutes 33 seconds West, along the center of the Number Three Road, a distance of 695.40 feet to the Point of Beginning.

To contain 24.043 acres of land, more or less.

The above-described parcel of land is intended to be the same premises conveyed by Richard F. and Margaret T. Weller to Joseph P. and Susan G. Schultz by deed dated November 21, 2008 and recorded in the Lewis County Clerk's Office on November 26, 2008 as Instrument No. 2008-005873.

The above-mentioned coordinates, bearings, and distances are referenced to the North American Datum of 1983, 2011 adjustment (NAD83/2011), projected on the New York State Plane Coordinate System (Central Zone).

**WNYNO30018 SBL No. 195-3-2 (Town of Lowville) Myron Z. Nolt and Arlene Nolt**

Easement Agreement dated March 29, 2016 and recorded in the Lewis County Clerk's Office on April 27, 2017 as Instrument No. 2017-002455, as assigned by Assignment and Assumption Agreement between Invenergy Wind Development LLC and Number Three Wind LLC dated October 9, 2018 and recorded in the Lewis County Clerk's Office on October 31, 2018 as Instrument No. 2018-005473, as amended by Amendment to Easement between Myron Z. Nolt and Arlene S. Nolt and Number Three Wind LLC dated May 23, 2019 and recorded in the Lewis County Clerk's Office on June 6, 2019 as Instrument No. 2019-002756 regarding the parcel below:

All that tract or parcel of land situate in the Town of Lowville, County of Lewis, State of New York, being a portion of Great Lots 18 and 22 in Township 11, and being more precisely described as follows:

Beginning at the intersection of the center of East Road (49.5-foot width) with the easterly line of a parcel of land conveyed by the County of Lewis Industrial Development Agency to the Mohawk, Adirondack, and Northern Railroad Corporation by deed dated July 14, 2016 and recorded in the Lewis County Clerk's Office on August 29, 2016 as Instrument No. 2016-004461, said point having New York State plane coordinates (NAD83/2011 - Central Zone) of 1,388,809.90 feet North and 1,109,247.06 feet East;

thence along the easterly line of the Mohawk, Adirondack, and Northern Railroad Corporation, the following seven courses and distances:

1. North 10 degrees 26 minutes 09 seconds West a distance of 343.84 feet to a point;
2. North 06 degrees 15 minutes 49 seconds East a distance of 104.40 feet to a point;
3. North 10 degrees 26 minutes 09 seconds West a distance of 100.00 feet to a point;
4. North 27 degrees 08 minutes 06 seconds West a distance of 104.40 feet to a point;
5. North 10 degrees 26 minutes 09 seconds West a distance of 700.00 feet to a point;
6. along a curve deflecting to the left, having a central angle of 12 degrees 42 minutes 00 seconds and a radius of 2,904.93 feet, in part with a page wire fence, an arc distance of 643.90 feet to a point (chord: North 16 degrees 47 minutes 09 seconds West, 642.58 feet);
7. North 23 degrees 14 minutes 19 seconds West, in part with a page wire fence, a distance of 835.41 feet to a point on the easterly line of a parcel of land conveyed by John D. Ross, John H. Ross, Herbert D. Yancey and Merle Yancey to Herbert D. Yancey and Merle Yancey by deed dated February 1, 2007 and recorded in the Lewis County Clerk's Office on March 2, 2007 as Instrument No. 2007-00678;

thence North 05 degrees 28 minutes 51 seconds East, generally with a barbed wire fence and along the easterly line of Herbert D. Yancey and Merle Yancey, a distance of 592.37 feet to the southwesterly corner of a 10-acre parcel conveyed to Herbert D. Yancey and Merle Yancey (Instrument No. 2007-00678);

thence South 84 degrees 26 minutes 25 seconds East, in part with a barbed wire fence, in part along the southerly line of said 10-acre parcel, and in part along the southerly line of a parcel of land conveyed by Reginald R. Hoch to Earl M. and Verna M. Nolt by deed dated December 16, 1996 and recorded in the Lewis County Clerk's Office on December 30, 1996 in Liber 603 of Deeds at Page 140, a distance of 949.08 feet to a point;

thence South 04 degrees 52 minutes 31 seconds West, along the westerly line of Earl M. and Verna M. Nolt, a distance of 89.69 feet to a point on the westerly line of a parcel of land conveyed by the County of Lewis Industrial Development Agency to the Lowville and Beaver River Railroad Company by deed dated July 14, 2016 and recorded in the Lewis County Clerk's Office on August 29, 2016 as Instrument No. 2016-004462;

thence along the Lowville and Beaver River Railroad Company, the following four courses and distances:

1. along a curve deflecting to the left, non-tangent to the previous course, in part with a page wire fence, having a central angle of 65 degrees 35 minutes 39 seconds and a radius of 988.27 feet, an arc distance of 1,131.41 feet to a point (chord: South 26 degrees 58 minutes 33 seconds West, 1,070.62 feet);
2. South 08 degrees 21 minutes 58 seconds East, generally with a page wire fence, a distance of 147.69 feet to a point;
3. South 09 degrees 15 minutes 54 seconds East, in part with a page wire fence, a distance of 1,913.02 feet to a point;
4. along a curve deflecting to the right, having a central angle of 05 degrees 29 minutes 27 seconds and a radius of 3,353.27 feet, an arc distance of 321.35 feet to a point in the center of East Road, (chord: South 05 degrees 07 minutes 50 seconds East, 321.23 feet);

thence along the center of East Road, the following two courses and distances:

1. North 28 degrees 20 minutes 03 seconds West a distance of 154.01 feet to a point;
2. along a curve deflecting to the left, having a central angle of 03 degrees 01 minutes 52 seconds and a radius of 1,306.30 feet, an arc distance of 69.11 feet to the Point of Beginning, (chord: North 29 degrees 52 minutes 57 seconds West, 69.10 feet);

To contain 22.079 acres of land, more or less.

Also, all that tract or parcel of land situate in the Town of Lowville, County of Lewis, State of New York, being a portion of Great Lots 18, 22, and 23 in Township 11, and being more precisely described as follows:

Beginning at a point on the northerly bounds of New York State Route 812 (variable width), said point also being the southwesterly corner of a parcel of land conveyed by Ronald J. and Elizabeth M. Walter to Rebecca L. Field by deed dated April 15, 2016 and recorded in the Lewis County Clerk's Office on June 8, 2016 as Instrument No. 2016-002969, said point having New York State plane coordinates (NAD83/2011 - Central Zone) of 1,388,686.79 feet North and 1,111,089.26 feet East;

thence South 73 degrees 53 minutes 36 seconds West, along the northerly bounds of New York State Route 812, a distance of 349.02 feet to a 1/2-inch rebar (0.2 feet below grade) found at the southeasterly corner of a 1.5-acre parcel of land conveyed by Earl M. and Verna M. Nolt to Elaine Z. Nolt and Rosene Z. Nolt by deed dated May 22, 2008 and recorded in the Lewis County Clerk's Office on August 1, 2008 as Instrument No. 2008-003945;

thence North 16 degrees 10 minutes 15 seconds West, in part along the easterly line of said 1.5-acre parcel, and in part along the easterly line of a 3.64-acre parcel of land conveyed by Earl M. and Verna M. Nolt to Myron Z. and Arlene S. Nolt by deed dated May 22, 2008 and recorded in the Lewis County Clerk's Office on August 1, 2008 as Instrument No. 2008-003944, a distance of 323.88 feet to a found 1/2-inch rebar with a yellow plastic cap marked "TJ Kovach LS49092" (extends 0.3 feet above grade);

thence along the northerly and westerly lines of said 3.64-acre parcel, the following two courses and distances:

1. North 87 degrees 06 minutes 47 seconds West a distance of 516.41 feet to a point;
2. South 05 degrees 59 minutes 02 seconds East a distance of 552.54 feet to a point on the northerly bounds of New York State route 812;

thence along the northerly bounds of New York State Route 812, the following two courses and distances:

1. South 48 degrees 11 minutes 03 seconds West a distance of 76.07 feet to a point;
2. South 74 degrees 08 minutes 57 seconds West a distance of 250.32 feet to the southeasterly corner of a 1.12-acre parcel of land conveyed by Reginald R. Hoch to Gerald E. and Beverly J. Hulbert by deed dated December 16, 1996 and recorded in the Lewis County Clerk's Office on December 19, 1996 in Liber 603 of Deeds at Page 36;

thence North 08 degrees 21 minutes 33 seconds West, along the easterly line of said 1.12-acre parcel, a distance of 257.98 feet to the southeasterly corner of a 2.31-acre parcel conveyed to Gerald E. and Beverly J. Hulbert (Liber 603 - Page 36), said course passing over a 1-inch iron pipe (extends 2.7 feet above grade) found at a distance of 31.86 feet;

thence along the easterly and northerly lines of said 2.31-acre parcel, the following two courses and distances:

1. North 13 degrees 46 minutes 13 seconds West a distance of 191.24 feet to a found 1/2-inch rebar (extends 0.5 feet above grade);
2. South 87 degrees 09 minutes 23 seconds West, generally with a page wire fence, a distance of 408.19 feet to a point on the easterly line of the Lowville and Beaver River Railroad Company;

thence along the Lowville and Beaver River Railroad Company, the following four courses and distances:

1. along a curve deflecting to the left, non-tangent to the previous course, having a central angle of 04 degrees 27 minutes 52 seconds and a radius of 3,419.27 feet, generally with a page wire fence, an arc distance of 266.43 feet to a point (chord: North 05 degrees 39 minutes 26 seconds West, 266.36 feet);
2. North 09 degrees 15 minutes 54 seconds West, generally with a page wire fence, a distance of 1,913.30 feet to a point;
3. North 08 degrees 21 minutes 58 seconds West, generally with a page wire fence, a distance of 145.68 feet to a point;
4. along a curve deflecting to the right, non-tangent to the previous course, having a central angle of 62 degrees 34 minutes 07 seconds and a radius of 922.27 feet, generally with a page wire fence, an arc distance of 1,007.14 feet to a point on the southerly line of a parcel of land conveyed by Reginald R. Hoch to Earl M. and Verna M. Nolt by deed dated December 16, 1996 and recorded in the Lewis County Clerk's Office on December 30, 1996 in Liber 603 of Deeds at Page 140, (chord: North 25 degrees 33 minutes 09 seconds East, 957.84 feet);

thence along the southerly line of Earl M. and Verna M. Nolt, the following two courses and distances:

1. South 04 degrees 52 minutes 31 seconds West a distance of 288.22 feet to a point;
2. South 88 degrees 22 minutes 29 seconds East a distance of 108.87 feet to the northwesterly corner of Rebecca L. Field;

thence along the westerly line of Rebecca L. Field, the following five courses and distances:

1. South 05 degrees 07 minutes 50 seconds West, in part with a barbed wire fence, a distance of 1,669.14 feet to a point;
2. South 85 degrees 50 minutes 23 seconds East, in part with a barbed wire fence, a distance of 945.12 feet to a point;
3. South 00 degrees 55 minutes 15 seconds West a distance of 329.04 feet to a point;
4. South 76 degrees 18 minutes 18 seconds East, in part with a barbed wire fence, a distance of 715.44 feet to a point;
5. South 04 degrees 12 minutes 41 seconds East, in part with a barbed wire fence, a distance of 636.11 feet to the Point of Beginning.

To contain 54.053 acres of land, more or less.

The above-described parcel of land is intended to be a portion of the same premises conveyed by Earl M. and Verna M. Nolt to Myron Z. and Arlene S. Nolt by deed dated May 22, 2008 and recorded in the Lewis County Clerk's Office on August 1, 2008 as Instrument No. 2008-003944.

The above-mentioned coordinates, bearings, and distances are referenced to the North American Datum of 1983, 2011 adjustment (NAD83/2011), projected on the New York State Plane Coordinate System (Central Zone).

**WNYNO30063 SBL No. 177.-1-26 (Town of Lowville) Chris W. Byler and Fronnie A. Byler**

Grant of Easement dated August 13, 2017 and recorded in the Lewis County Clerk's Office on August 9, 2018 as Instrument No. 2018-003941, as assigned by Assignment and Assumption Agreement between Invenergy Wind Development LLC and Number Three Wind LLC dated October 9, 2018 and recorded in the Lewis County Clerk's Office on October 31, 2018 as Instrument No. 2018-005473, and as amended by Amendment to Easement between Chris. W. Byler and Fronnie A. Byler and Number Three Wind LLC dated July 17, 2019 and recorded August 29, 2019 as Instrument No. 2019-004447, further amended by Amendment to Easement and Memorandum of Easement between Number Three Wind LLC and Chris W. Byler and Fronnie A. Byler recorded October 21, 2021 as Instrument No. 2021-006183, further amended by Second Amendment to Easement and Memorandum of Easement recorded in the Lewis County Clerk's Office on November 15, 2021 as Instrument No. 2021-006773, regarding the parcel below:

All that tract or parcel of land situate in the Town of Lowville, County of Lewis, State of New York, being a portion of Great Lot 17 in Township 11, and being more precisely described as follows:

Beginning at a point in the centerline of Willow Grove Road (49.5-foot width), said point also being on the northwesterly corner of Great Lot 17, said point having New York State plane coordinates (NAD83/2011 - Central Zone) of 1,396,392.71 feet North and 1,088,145.75 feet East;

thence South 86 degrees 26 minutes 55 seconds East, along the northerly line of Great Lot 17, a distance of 1,599.84 feet to the northwesterly corner of a 2-acre parcel of land conveyed by Edward J. and Christine M. Chrzanowski to Andrew W. and Sandra E. Nikitich by deed dated July 1, 1994 and recorded in the Lewis County Clerk's Office on July 1, 1994 in Liber 573 of Deeds at Page 199;

thence South 03 degrees 33 minutes 05 seconds West, in part along the westerly line of said 2-acre parcel and in part along the westerly line of a 19.13-acre parcel of land conveyed by Stephen M. and Ruth J. Zubrzycki, Benuel H. and Sadie Christina Stoltzfus, John S. and Mary I. Swarey, Lloyd Roes & Sons, and Andrew W. and Sandra E. Nikitich to John S. and Mary I. Swarey by deed dated October 10, 2005 and recorded in the Lewis County Clerk's Office on January 13, 2006 as Instrument No. 2006-00167, a distance of 792.00 feet to the northeasterly corner of a 30.96-acre parcel of land conveyed by Clara Roes to Lloyd Roes & Sons, LLC by deed dated October 7, 2010 and recorded in the Lewis County Clerk's Office on October 19, 2011 as Instrument No. 2011-005035;

thence North 86 degrees 26 minutes 55 seconds West, along the northerly line of said 30.96-acre parcel, a distance of 1,603.42 feet to a point in the center of Willow Grove Road;

thence along the center of Willow Grove Road, the following two courses and distances:

1. North 03 degrees 40 minutes 28 seconds East a distance of 557.00 feet to a point;
2. North 04 degrees 07 minutes 56 seconds East a distance of 235.02 feet to the Point of Beginning.

To contain 29.132 acres of land, more or less.

The above-described parcel of land is intended to be a portion of the same premises conveyed by Benuel H. and Sadie Christina Stoltzfus, and John S. and Mary I. Swarey to John S. and Mary I. Swarey by deed dated June 14, 2005 and recorded in the Lewis County Clerk's Office on October 13, 2005 as Instrument No. 2005-03492.

The above-mentioned coordinates, bearings, and distances are referenced to the North American Datum of 1983, 2011 adjustment (NAD83/2011), projected on the New York State Plane Coordinate System (Central Zone).

**WNYNO30061 SBL No. 176.-2-7.21 (Town of Lowville) Jacob M. Stoltzfus**

Grant of Easement dated February 9, 2018 and recorded in the Lewis County Clerk's Office on September 5, 2018 as Instrument No. 2018-004406, as supplemented by Assignment and Assumption Agreement assigned by Invenergy Wind Development LLC to Number Three Wind LLC, dated October 9, 2018 and recorded in the Lewis County Clerk's Office on October 31, 2018 as Instrument No. 2018-005473, as amended by Amendment to Easement between Jacob M. Stoltzfus and Annie Y. Stoltzfus and Number Three Wind LLC, dated June 26, 2019 and recorded in the Lewis County Clerk's Office on August 20, 2019 as Instrument No. 2019-004276 regarding the parcel below:

All that tract or parcel of land situate in the Town of Lowville, County of Lewis, State of New York, being a portion of Great Lots 16 and 17 in Township 11, and being more precisely described as follows:

Beginning at a point on the easterly bounds of New York State Route 12 (variable width), said point also being the northwesterly corner of a 77.26-parcel of land conveyed by Clara Roes to Lloyd Roes & Sons, LLC by deed dated October 7, 2010 and recorded in the Lewis County Clerk's Office on October 19, 2011 as Instrument No. 2011-005035, said point having New York State plane coordinates (NAD83/2011 - Central Zone) of 1,392,519.15 feet North and 1,087,997.96 feet East;



thence along the easterly bounds of New York State Route 12, the following five courses and distances:

1. North 33 degrees 22 minutes 21 seconds West a distance of 561.74 feet to a point;
2. North 11 degrees 19 minutes 39 seconds East a distance of 17.96 feet to a point;
3. North 33 degrees 40 minutes 21 seconds West a distance of 135.00 feet to a point;
4. South 56 degrees 19 minutes 39 seconds West a distance of 12.00 feet to a point;
5. North 33 degrees 22 minutes 22 seconds West a distance of 367.87 feet to the southwesterly corner of the remainder of a 119-acre parcel of land conveyed by Benuel H. and Sadie Christina Stoltzfus and John S. and Mary I. Swarey to Benuel H. and Sadie Christina Stoltzfus by deed dated June 14, 2005 and recorded in the Lewis County Clerk's Office on June 20, 2005 as Instrument No. 2005-01961;

thence North 88 degrees 49 minutes 07 seconds East, in part with a barbed wire fence and along the southerly line of said 119-acre remainder parcel, a distance of 392.51 feet to a point in the center of Willow Grove Road (49.5-foot width);

thence along the center of Willow Grove Road, the following three courses and distances:

1. North 08 degrees 49 minutes 54 seconds East a distance of 318.02 feet to a point;
2. North 09 degrees 53 minutes 47 seconds East a distance of 285.84 feet to a point;
3. North 11 degrees 51 minutes 25 seconds East a distance of 57.36 feet to a point on the southerly line of said 119-acre parcel;

thence South 85 degrees 28 minutes 42 seconds East, along the southerly line of said 119-acre remainder parcel, a distance of 2,739.08 feet to a point on the westerly line of a parcel of land conveyed by Emma T. Stoltzfus to Samuel S. and Lydia H. Stoltzfus by deed dated November 17, 2015 and recorded in the Lewis County Clerk's Office on January 8, 2016 as Instrument No. 2016-000177;

thence South 03 degrees 11 minutes 46 seconds West, in part with a barbed wire fence, in part along the westerly line of Samuel S. and Lydia H. Stoltzfus, and in part along the northerly line of said 77.26-acre parcel, a distance of 1,497.41 feet to a point;

thence North 86 degrees 36 minutes 46 seconds West, in part with a barbed wire fence and along the northerly line of said 77.26-acre parcel, a distance of 2,561.04 feet to the Point of Beginning.

To contain 99.426 of land, more or less.

The above-described parcel of land is intended to be a portion of the same premises conveyed by Jack P. and Charlene M. Lomeo to Jacob M. and Annie Y. Stoltzfus by deed dated June 2, 2006 and recorded in the Lewis County Clerk's Office on June 2, 2006 as Instrument No. 2006-01778.

The above-mentioned coordinates, bearings, and distances are referenced to the North American Datum of 1983, 2011 adjustment (NAD83/2011), projected on the New York State Plane Coordinate System (Central Zone).

**WNYNO30064 SBL No. 176.-2-5.2 (Town of Lowville) Benuel Stoltzfus**

Grant of Easement dated April 19, 2018 and recorded in the Lewis County Clerk's Office on August 21, 2018 as Instrument No. 2018-004138, as supplemented by Assignment and Assumption Agreement given by Invenergy Wind Development LLC to Number Three Wind LLC, dated October 9, 2018 and recorded October 31, 2018 as Instrument No. 2018-005473, as amended by Amendment to Easement between Benuel H. Stoltzfus and Sadie Christina Stoltzfus and Number Three Wind LLC dated June 3, 2019 and recorded in the Lewis County Clerk's Office on June 21, 2019 as Instrument No. 2019-003110 regarding the parcel below:

All that tract or parcel of land situate in the Town of Lowville, County of Lewis, State of New York, being a portion of Great Lots 16 and 17 in Township 11, and being more precisely described as follows:

Beginning at a point on the easterly bounds of New York State Route 12 (variable width), said point also being on the southerly line of a 107-acre parcel of land conveyed by Harold F. and Jean M. O'Brien to John E. and Sue E. O'Brien by deed dated April 4, 2005 and recorded in the Lewis County Clerk's Office on April 5, 2005 as Instrument No. 2005-01064, said point having New York State plane coordinates (NAD83/2011 - Central Zone) of 1,394,705.30 feet North and 1,086,404.93 feet East,

thence North 88 degrees 44 minutes 28 seconds East, along the southerly line of said 107-acre parcel, a distance of 1,631.04 feet to a point in the center of Willow Grove Road (49.5-foot width);

thence along the center of Willow Grove Road, on a curve deflecting to the left, non-tangent to the previous course, having a central angle of 00 degrees 48 minutes 52 seconds and a radius of 1,905.50 feet, an arc distance of 27.09 feet to the southwesterly corner of a 30.96-acre parcel of land conveyed by Clara Roes to Lloyd Roes & Sons, LLC by deed dated October 7, 2010 and recorded in the Lewis County Clerk's Office on October 19, 2011 as Instrument No. 2011-005035 (chord: North 07 degrees 14 minutes 58 seconds East, 27.09 feet);

thence South 85 degrees 28 minutes 42 seconds East, in part with a barbed wire fence, in part along the southerly line of said 30.96-acre parcel, in part along the southerly line of a 19.13-acre parcel of land conveyed by Stephen M. and Ruth J. Zubrzycki, Benuel H. and Sadie Christina Stoltzfus, John S. and Mary I. Swarey, Lloyd Roes & Sons, LLC, and Andrew W. and Sandra E. Nikitich to John S. and Mary I. Swarey by deed dated October 20, 2005 and recorded in the Lewis County Clerk's Office on January 13, 2006 as Instrument No. 2006-00167, and in part along the southerly line of a 21-acre parcel of land conveyed by Edward J. and Christine M. Chrzanowski to Andrew W. and Sandra E. Nikitich by deed dated July 1, 1994 and recorded in the Lewis County Clerk's office on July 1, 1994 in Liber 573 of Deeds at Page 199, a distance of 2,646.15 feet to a point on the westerly line of a parcel of land conveyed by Emma T. Stoltzfus to Samuel S. and Lydia H. Stoltzfus by deed dated November 17, 2015 and recorded in the Lewis County Clerk's Office on January 8, 2016 as Instrument No. 2016-000177;

thence South 03 degrees 11 minutes 46 seconds West, in part with a barbed wire fence and along the westerly line of Samuel S. and Lydia H. Stoltzfus, a distance of 697.56 feet to the northeasterly corner of a 198.28-acre parcel of land conveyed by Jack P. and Charlene M. Lomeo to Jacob M. and Annie Y. Stoltzfus by deed dated June 2, 2006 and recorded in the Lewis County Clerk's Office on June 2, 2006 as Instrument No. 2006-01778;

thence North 85 degrees 28 minutes 42 seconds West, along the northerly line of said 198.28-acre parcel, a distance of 2,739.08 feet to a point in the center of Willow Grove Road;

thence along the center of Willow Grove Road, the following three courses and distances:

1. South 11 degrees 51 minutes 25 seconds West a distance of 57.36 feet to a point;
2. South 09 degrees 53 minutes 47 seconds West a distance of 285.84 feet to a point;
3. South 08 degrees 49 minutes 54 seconds West a distance of 318.02 feet to a point on the northerly line of said 198.28-acre parcel;

thence South 88 degrees 49 minutes 07 seconds West, in part with a barbed wire fence and along the northerly line of said 198.28-acre parcel, a distance of 392.51 feet to a point on the easterly bounds of New York State Route 12;

thence along the easterly bounds of New York State Route 12, the following ten courses and distances:

1. along a curve deflecting to the left, non-tangent to the previous course, having a central angle of 00 degrees 44 minutes 39 seconds and a radius of 6,696.30 feet, an arc distance of 86.97 feet to a point (chord: North 33 degrees 56 minutes 18 seconds West, 86.97 feet);
2. North 16 degrees 13 minutes 31 seconds West a distance of 68.30 feet to a point;
3. North 33 degrees 40 minutes 21 seconds West a distance of 30.00 feet to a point;
4. North 54 degrees 02 minutes 56 seconds West a distance of 69.45 feet to a point;
5. along a curve deflecting to the left, non-tangent to the previous course, having a central angle of 03 degrees 09 minutes 42 seconds and a radius of 6,696.30 feet, an arc distance of 369.51 feet to a point (chord: North 37 degrees 15 minutes 46 seconds West, 369.47 feet);
6. North 38 degrees 50 minutes 37 seconds West a distance of 168.66 feet to a point;
7. North 50 degrees 53 minutes 39 seconds East a distance of 13.17 feet to a point;
8. North 38 degrees 50 minutes 37 seconds West a distance of 119.85 feet to a point;
9. North 39 degrees 21 minutes 28 seconds West a distance of 279.04 feet to a point;

10. North 40 degrees 17 minutes 39 seconds West a distance of 446.05 feet to the Point of Beginning.

To contain 72.701 of land, more or less.

The above-described parcel of land is intended to be a portion of the same premises conveyed by Benuel H. and Sadie Christina Stoltzfus and John S. and Mary I. Swarey to Benuel H. and Sadie Christina Stoltzfus by deed dated June 14, 2005 and recorded in the Lewis County Clerk's Office on June 20, 2005 as Instrument No. 2005-01961.

The above-mentioned coordinates, bearings, and distances are referenced to the North American Datum of 1983, 2011 adjustment (NAD83/2011), projected on the New York State Plane Coordinate System (Central Zone).

**WNYNO30062 SBL No. 176.-2-3 (Town of Lowville) Ammon Hertzler**

Grant of Easement dated December 20, 2017 and recorded in the Lewis County Clerk's Office on August 21, 2018 as Instrument No. 2018-004139, as supplemented by Assignment and Assumption Agreement given by Invenergy Wind Development LLC to Number Three Wind LLC, dated October 9, 2018 and recorded October 31, 2018 as Instrument No. 2018-005473, as amended by Amendment to Easement between Ammon Hertzler and Rebecca Hertzler and Number Three Wind LLC dated June 3, 2019 and recorded in the Lewis County Clerk's Office on June 21, 2019 as Instrument No. 2019-003109 regarding the parcel below:

All that tract or parcel of land situate in the Town of Lowville, County of Lewis, State of New York, being a portion of Great Lots 13 and 16 in Township No. 11, and being more precisely described as follows:

Beginning at a point in the center of Willow Grove Road (49.5-foot width), said point also being the southeasterly corner of a 40.40-acre parcel of land conveyed by Daniel R. and Gail A. Klosner to Thomas Z., Jr. and Nancy J. Eaves by deed dated October 6, 1999 and recorded in the Lewis County Clerk's Office on October 6, 1999 in Liber 649 of Deeds at Page 21, said point having New York State plane coordinates (NAD83/2011 - Central Zone) of 1,398,520.60 feet North and 1,088,299.48 feet East;

thence South 04 degrees 07 minutes 56 seconds West, along the center of Willow Grove Road, a distance of 2,321.28 feet to a point on the easterly line of a parcel of land conveyed by Harold F. and Jean M. O'Brien to John E. and Sue E. O'Brien by deed dated April 4, 2005 and recorded in the Lewis County Clerk's Office on April 5, 2005 as Instrument No. 2005-01064;

thence along the easterly lines of John E. and Sue E. O'Brien, the following six courses and distances:

1. North 80 degrees 59 minutes 19 seconds West a distance of 833.71 feet to a point;
2. North 01 degrees 44 minutes 19 seconds West a distance of 462.00 feet to a point;
3. North 02 degrees 59 minutes 19 seconds West a distance of 1,162.26 feet to a point;
4. North 02 degrees 45 minutes 41 seconds East a distance of 244.20 feet to a point;
5. North 12 degrees 30 minutes 41 seconds East a distance of 318.78 feet to a point;
6. North 21 degrees 00 minutes 41 seconds East a distance of 70.62 feet to a point on the southerly line of said 40.40-acre parcel;

thence South 86 degrees 29 minutes 19 seconds East, along the southerly line of said 40.40-acre parcel, a distance of 960.96 feet to the Point of Beginning.

To contain 49.481 acres of land, more or less.

The above-described parcel of land is intended to be the same premises conveyed by Kirk L. and Patricia J. Herse to Ammon and Rebecca Hertzler and Aaron Hertzler by deed dated February 8, 2008 and recorded in the Lewis County Clerk's Office on February 12, 2008 as Instrument No. 2008-000591.

The above-mentioned coordinates, bearings, and distances are referenced to the North American Datum of 1983, 2011 adjustment (NAD83/2011), projected on the New York State Plane Coordinate System (Central Zone).

**WNYNO30104 SBL No. 195.00-01-33.000 (Town of Lowville) Lowville and Beaver River Railroad**

Easement Agreement dated April 19, 2021, a Memorandum of Easement evidencing same to be recorded in the Lewis County Clerk's Office, regarding the parcel below:

All that tract or parcel of land situate in the Town of Lowville, County of Lewis, State of New York, being a portion of Great Lots 18 and 22 in Township 11, and being more precisely described as follows:

Beginning at a point in the center of East Road (49.5-foot width), said point also being on the southerly line of a parcel of land conveyed by Earl M. and Verna M. Nolt to Myron Z. and Arlene S. Nolt by deed dated May 22, 2008 and recorded in the Lewis County Clerk's Office on August 1, 2008 as Instrument No. 2008-003944, said point having New York State plane coordinates (NAD83/2011 - Central Zone) of 1,388,614.43 feet North and 1,109,354.58 feet East;

thence through the lands of Myron Z. and Arlene S. Nolt, the following four courses and distances:

1. along a curve along a curve deflecting to the left, having a central angle of 05 degrees 29 minutes 27 seconds and a radius of 3,353.27 feet, an arc distance of 321.35 feet to a point (chord: North 05 degrees 07 minutes 50 seconds West, 321.23 feet);
2. North 09 degrees 15 minutes 54 seconds West, in part with a page wire fence, a distance of 1,913.02 feet to a point;
3. North 08 degrees 21 minutes 58 seconds West, generally with a page wire fence, a distance of 147.69 feet to a point;
4. along a curve deflecting to the right, having a central angle of 65 degrees 35 minutes 39 seconds and a radius of 988.27 feet, an arc distance of 1,131.41 feet to a point on the westerly line of a parcel of land conveyed by Reginald R. Hoch to Earl M. and Verna M. Nolt by deed dated December 16, 1996 and recorded in the Lewis County Clerk's Office on December 30, 1996 in Liber 603 of Deeds at Page 140;

thence South 04 degrees 52 minutes 31 seconds West, along the westerly line of Earl M. and Verna M. Nolt, a distance of 82.15 feet to a point;

thence through the lands of Myron Z. and Arlene S. Nolt, the following four courses and distances:

1. along a curve deflecting to the left, generally with a page wire fence, having a central angle of 62 degrees 34 minutes 07 seconds and a radius of 922.27 feet, an arc distance of 1,007.14 feet to a point (chord: South 25 degrees 33 minutes 09 seconds West, 957.84 feet);
2. South 08 degrees 21 minutes 58 seconds East, generally with a page wire fence, a distance of 145.68 feet to a point;
3. South 09 degrees 15 minutes 54 seconds East, generally with a page wire fence, a distance of 1,913.30 feet to a point;
4. along a curve deflecting to the right, in part with a page wire fence and in part along the westerly line of a 2.31-acre parcel of land conveyed by Reginald R. Hoch to Gerald E. and Beverly J. Hulbert by deed dated December 16, 1996 and recorded in the Lewis County Clerk's Office on December 19, 1996 in Liber 603 of Deeds at Page 36, having a central angle of 07 degrees 34 minutes 05 seconds and a radius of 3,419.27 feet, an arc distance of 451.64 feet to a point in the center of East Road (chord: South 04 degrees 06 minutes 19 seconds East, 451.31 feet);

thence along the center of East Road, the following two courses and distances:

1. North 30 degrees 40 minutes 00 seconds West a distance of 85.35 feet to a point;
2. North 28 degrees 20 minutes 03 seconds West a distance of 53.35 feet to the Point of Beginning.

To contain 5.330 acres of land, more or less.

The above-described parcel of land is intended to be a portion of the same premises conveyed by the County of Lewis Industrial Development Agency to the Lowville and Beaver River Railroad Company by deed dated July 14, 2016 and recorded in the Lewis County Clerk's Office on August 29, 2016 as Instrument No. 2016-004462.

The above-mentioned coordinates, bearings, and distances are referenced to the North American Datum of 1983, 2011 adjustment (NAD83/2011), projected on the New York State Plane Coordinate System (Central Zone).

**WNYNO30104 SBL No. 195.00-01-36.000 (Town of Lowville) Mohawk Adirondack & Northern Railroad**

Easement Agreement dated April 19, 2021, a Memorandum of Easement evidencing same to be recorded in the Lewis County Clerk's Office, regarding the parcel below:

All that tract or parcel of land situate in the Town of Lowville, County of Lewis, State of New York, being a portion of Great Lot 18 in Township 11, and being more precisely described as follows:

Beginning at a point on the westerly line of a parcel of land conveyed by Earl M. and Verna M. Nolt to Myron Z. and Arlene S. Nolt by deed dated May 22, 2008 and recorded in the Lewis County Clerk's Office on August 1, 2008 as Instrument No. 2008-003944, said point also being on the easterly line of the remainder of a 50-acre parcel of land conveyed by John D. Ross, John H. Ross, Herbert D. Yancey and Merle Yancey to Herbert D. Yancey and Merle Yancey by deed dated February 1, 2007 and recorded in the Lewis County Clerk's Office on March 2, 2007 as Instrument No. 2007-00678, said point having New York State plane coordinates (NAD83/2011 - Central Zone) of 1,391,514.35 feet North and 1,108,488.45 feet East;

thence South 05 degrees 28 minutes 51 seconds West, along the westerly line of Myron Z. and Arlene S. Nolt, a distance of 166.19 feet to a point;

thence through the lands of Herbert D. Yancey and Merle Yancey, the following two courses and distances:

1. North 23 degrees 17 minutes 41 seconds West a distance of 703.94 feet to a point;
2. along a curve deflecting to the right, having a central angle of 04 degrees 12 minutes 00 seconds and a radius of 5,770.00 feet, an arc distance of 422.95 feet to a point on the southerly line of a 50-acre parcel of land conveyed to Herbert D. Yancey and Merle Yancey (Instrument No. 2007-00678) (chord: North 20 degrees 53 minutes 02 seconds West, 422.86 feet);

thence South 86 degrees 48 minutes 03 seconds East, along the southerly line of said 50-acre parcel, a distance of 86.37 feet to a point;

thence through the lands of Herbert D. Yancey and Merle Yancey, the following two courses and distances:

1. along a curve deflecting to the left, having a central angle of 03 degrees 52 minutes 20 seconds and a radius of 5,690.00 feet, an arc distance of 384.54 feet to a point (chord: South 21 degrees 02 minutes 44 seconds East, 384.47 feet);
2. South 23 degrees 17 minutes 41 seconds East a distance of 558.06 feet to the Point of Beginning.

To contain 1.900 acres of land, more or less.

The above-described parcel of land is intended to be a portion of the same premises conveyed by the County of Lewis Industrial Development Agency to the Mohawk, Adirondack and Northern Railroad Corporation by deed dated July 14, 2016 and recorded in the Lewis County Clerk's Office on August 29, 2016 as Instrument No. 2016-004461.

The above-mentioned coordinates, bearings, and distances are referenced to the North American Datum of 1983, 2011 adjustment (NAD83/2011), projected on the New York State Plane Coordinate System (Central Zone).

## EXHIBIT B

### DESCRIPTION OF THE EQUIPMENT

All equipment, fixtures, machines, building materials and items of personal property and all appurtenances (A) acquired, constructed and/or intended to be installed and/or to be acquired, constructed or installed prior to the Completion Date (as defined in the hereinafter defined Lease Agreement) in connection with the acquisition, construction and installation of the Number Three Wind LLC Project (the "Project") of County of Lewis Industrial Development Agency (the "Agency") located on the real property described on Exhibit A hereto (the "Land"), said Project to be acquired, constructed and installed by Number Three Wind LLC (the "Company") as agent of the Agency pursuant to a lease agreement dated as of December 1, 2021 (the "Lease Agreement") by and between the Agency and the Company and (B) now or hereafter attached to, contained in or used in connection with the Land or placed on any part thereof, though not attached thereto, including but not limited to the following:

(1) Pipes, screens, fixtures, heating, lighting, plumbing, ventilation, air conditioning, compacting and elevator plants, call systems, stoves, ranges, refrigerators and other lunch room facilities, rugs, movable partitions, cleaning equipment, maintenance equipment, shelving, flagpoles, signs, waste containers, outdoor benches, drapes, blinds and accessories, security system, sprinkler systems and other fire prevention and extinguishing apparatus and materials, motors and machinery;

(2) The following items of specific machinery:

- Civil/Foundation materials (e.g. stone, concrete, pavement, rebar, fill, silt fence, geotextile)
- Electrical materials (e.g. overhead/underground cable, communication line, substation equipment, electrical system equipment)
- Mechanical materials (e.g. wind turbine components/equipment, lighting, climb assists, bolts/hardware, assembly materials)
- Other building materials (e.g. prefabricated or site-build building components, lumber, siding, roofing, finishes, plumbing/HVAC, electrical)

(3) Together with any and all products of any of the above, all substitutions, replacements, additions or accessions therefor and any and all cash proceeds or non-cash proceeds realized from the sale, transfer or conversion of any of the above.



Combined Real Estate Transfer Tax Return, Credit Line Mortgage Certificate, and Certification of Exemption from the Payment of Estimated Personal Income Tax

See Form TP-584-I, Instructions for Form TP-584, before completing this form. Print or type.

Schedule A - Information relating to conveyance

Form with sections for Grantor/Transferor and Grantee/Transferee, including fields for Name, Mailing address, City, State, ZIP code, and Social Security number (SSN).

Location and description of property conveyed

Table with columns: Tax map designation - Section, block & lot; SWIS code; Street address; City, town, or village; County.

Type of property conveyed (mark an X in applicable box)

Form with checkboxes for property types (1-9) and fields for Date of conveyance and Percentage of real property conveyed.

Condition of conveyance (mark an X in all that apply)

Form with checkboxes a-s for various conditions of conveyance, such as fee interest, acquisition of controlling interest, etc.

Table for recording officer's use with columns: Amount received, Date received, Transaction number.

**Schedule B – Real estate transfer tax return (Tax Law Article 31)**

**Part 1 – Computation of tax due**

- 1 Enter amount of consideration for the conveyance (if you are claiming a total exemption from tax, mark an X in the Exemption claimed box, enter consideration and proceed to Part 3) .....  **Exemption claimed**
- 2 Continuing lien deduction (see instructions if property is taken subject to mortgage or lien) .....
- 3 Taxable consideration (subtract line 2 from line 1) .....
- 4 Tax: \$2 for each \$500, or fractional part thereof, of consideration on line 3 .....
- 5 Amount of credit claimed for tax previously paid (see instructions and attach Form TP-584.1, Schedule G) .....
- 6 Total tax due\* (subtract line 5 from line 4) .....

1.		
2.		
3.		0 00
4.		0 00
5.		
6.		0 00

**Part 2 – Computation of additional tax due on the conveyance of residential real property for \$1 million or more**

- 1 Enter amount of consideration for conveyance (from Part 1, line 1) .....
- 2 Taxable consideration (multiply line 1 by the percentage of the premises which is residential real property, as shown in Schedule A) ...
- 3 Total additional transfer tax due\* (multiply line 2 by 1% (.01)) .....

1.		
2.		
3.		

**Part 3 – Explanation of exemption claimed on Part 1, line 1 (mark an X in all boxes that apply)**

The conveyance of real property is exempt from the real estate transfer tax for the following reason:

- a. Conveyance is to the United Nations, the United States of America, New York State, or any of their instrumentalities, agencies, or political subdivisions (or any public corporation, including a public corporation created pursuant to agreement or compact with another state or Canada) ..... a
- b. Conveyance is to secure a debt or other obligation..... b
- c. Conveyance is without additional consideration to confirm, correct, modify, or supplement a prior conveyance..... c
- d. Conveyance of real property is without consideration and not in connection with a sale, including conveyances conveying realty as bona fide gifts..... d
- e. Conveyance is given in connection with a tax sale..... e
- f. Conveyance is a mere change of identity or form of ownership or organization where there is no change in beneficial ownership. (This exemption cannot be claimed for a conveyance to a cooperative housing corporation of real property comprising the cooperative dwelling or dwellings.) Attach Form TP-584.1, Schedule F ..... f
- g. Conveyance consists of deed of partition..... g
- h. Conveyance is given pursuant to the federal Bankruptcy Act..... h
- i. Conveyance consists of the execution of a contract to sell real property, without the use or occupancy of such property, or the granting of an option to purchase real property, without the use or occupancy of such property..... i
- j. Conveyance of an option or contract to purchase real property with the use or occupancy of such property where the consideration is less than \$200,000 and such property was used solely by the grantor as the grantor's personal residence and consists of a one-, two-, or three-family house, an individual residential condominium unit, or the sale of stock in a cooperative housing corporation in connection with the grant or transfer of a proprietary leasehold covering an individual residential cooperative apartment..... j
- k. Conveyance is not a conveyance within the meaning of Tax Law, Article 31, § 1401(e) (attach documents supporting such claim) ..... k

\* The total tax (from Part 1, line 6 and Part 2, line 3 above) is due within 15 days from the date of conveyance. Make check(s) payable to the county clerk where the recording is to take place. For conveyances of real property within New York City, use Form TP-584-NYC. If a recording is not required, send this return and your check(s) made payable to the **NYS Department of Taxation and Finance**, directly to the NYS Tax Department, RETT Return Processing, PO Box 5045, Albany NY 12205-0045. If not using U.S. Mail, see Publication 55, *Designated Private Delivery Services*.



**Schedule C – Credit Line Mortgage Certificate (Tax Law Article 11)**

Complete the following only if the interest being transferred is a fee simple interest.

This is to certify that: (mark an X in the appropriate box)

1.  The real property being sold or transferred is not subject to an outstanding credit line mortgage.
2.  The real property being sold or transferred is subject to an outstanding credit line mortgage. However, an exemption from the tax is claimed for the following reason:
  - a.  The transfer of real property is a transfer of a fee simple interest to a person or persons who held a fee simple interest in the real property (whether as a joint tenant, a tenant in common or otherwise) immediately before the transfer.
  - b.  The transfer of real property is (A) to a person or persons related by blood, marriage or adoption to the original obligor or to one or more of the original obligors or (B) to a person or entity where 50% or more of the beneficial interest in such real property after the transfer is held by the transferor or such related person or persons (as in the case of a transfer to a trustee for the benefit of a minor or the transfer to a trust for the benefit of the transferor).
  - c.  The transfer of real property is a transfer to a trustee in bankruptcy, a receiver, assignee, or other officer of a court.
  - d.  The maximum principal amount secured by the credit line mortgage is \$3 million or more, and the real property being sold or transferred is **not** principally improved nor will it be improved by a one- to six-family owner-occupied residence or dwelling.

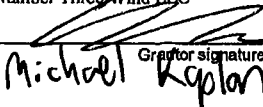
**Note:** for purposes of determining whether the maximum principal amount secured is \$3 million or more as described above, the amounts secured by two or more credit line mortgages may be aggregated under certain circumstances. See TSB-M-96(6)-R for more information regarding these aggregation requirements.
- e.  Other (attach detailed explanation).
3.  The real property being transferred is presently subject to an outstanding credit line mortgage. However, no tax is due for the following reason:
  - a.  A certificate of discharge of the credit line mortgage is being offered at the time of recording the deed.
  - b.  A check has been drawn payable for transmission to the credit line mortgagee or mortgagee's agent for the balance due, and a satisfaction of such mortgage will be recorded as soon as it is available.
4.  The real property being transferred is subject to an outstanding credit line mortgage recorded in \_\_\_\_\_ (insert liber and page or reel or other identification of the mortgage). The maximum principal amount of debt or obligation secured by the mortgage is \_\_\_\_\_. No exemption from tax is claimed and the tax of \_\_\_\_\_ is being paid herewith. (Make check payable to county clerk where deed will be recorded.)

**Signature (both the grantors and grantees must sign)**

The undersigned certify that the above information contained in Schedules A, B, and C, including any return, certification, schedule, or attachment, is to the best of their knowledge, true and complete, and authorize the person(s) submitting such form on their behalf to receive a copy for purposes of recording the deed or other instrument effecting the conveyance.

Number Three Wind LLC

County of Lewis Industrial Development Agency

 _____ Grantor signature	Vice President _____ Title	_____ Grantee signature	(Vice) Chairman _____ Title
Grantor signature	Title	Grantee signature	Title

**Reminder:** Did you complete all of the required information in Schedules A, B, and C? Are you required to complete Schedule D? If you marked e, f, or g in Schedule A, did you complete Form TP-584.1? Have you attached your check(s) made payable to the county clerk where recording will take place? If no recording is required, send this return and your check(s), made payable to the **NYS Department of Taxation and Finance**, directly to the NYS Tax Department, RETT Return Processing, PO Box 5045, Albany NY 12205-0045. If not using U.S. Mail, see Publication 55, *Designated Private Delivery Services*.

**Schedule C – Credit Line Mortgage Certificate (Tax Law Article 11)**

Complete the following only if the interest being transferred is a fee simple interest.

This is to certify that: (mark an X in the appropriate box)

1.  The real property being sold or transferred is not subject to an outstanding credit line mortgage.
2.  The real property being sold or transferred is subject to an outstanding credit line mortgage. However, an exemption from the tax is claimed for the following reason:
  - a  The transfer of real property is a transfer of a fee simple interest to a person or persons who held a fee simple interest in the real property (whether as a joint tenant, a tenant in common or otherwise) immediately before the transfer.
  - b  The transfer of real property is (A) to a person or persons related by blood, marriage or adoption to the original obligor or to one or more of the original obligors or (B) to a person or entity where 50% or more of the beneficial interest in such real property after the transfer is held by the transferor or such related person or persons (as in the case of a transfer to a trustee for the benefit of a minor or the transfer to a trust for the benefit of the transferor).
  - c  The transfer of real property is a transfer to a trustee in bankruptcy, a receiver, assignee, or other officer of a court.
  - d  The maximum principal amount secured by the credit line mortgage is \$3 million or more, and the real property being sold or transferred is not principally improved nor will it be improved by a one- to six-family owner-occupied residence or dwelling.

**Note:** for purposes of determining whether the maximum principal amount secured is \$3 million or more as described above, the amounts secured by two or more credit line mortgages may be aggregated under certain circumstances. See TSB-M-96(6)-R for more information regarding these aggregation requirements.


- e  Other (attach detailed explanation).
3.  The real property being transferred is presently subject to an outstanding credit line mortgage. However, no tax is due for the following reason:
  - a  A certificate of discharge of the credit line mortgage is being offered at the time of recording the deed.
  - b  A check has been drawn payable for transmission to the credit line mortgagee or mortgagee's agent for the balance due, and a satisfaction of such mortgage will be recorded as soon as it is available.
4.  The real property being transferred is subject to an outstanding credit line mortgage recorded in \_\_\_\_\_ (insert liber and page or reel or other identification of the mortgage). The maximum principal amount of debt or obligation secured by the mortgage is \_\_\_\_\_. No exemption from tax is claimed and the tax of \_\_\_\_\_ is being paid herewith. (Make check payable to county clerk where deed will be recorded.)

**Signature (both the grantors and grantees must sign)**

The undersigned certify that the above information contained in Schedules A, B, and C, including any return, certification, schedule, or attachment, is to the best of their knowledge, true and complete, and authorize the person(s) submitting such form on their behalf to receive a copy for purposes of recording the deed or other instrument effecting the conveyance.

Number Three Wind LLC

County of Lewis Industrial Development Agency

	Vice President		(Vice) Chairman
Grantor signature	Title	Grantee signature	Title

Grantor signature	Title	Grantee signature	Title

**Reminder:** Did you complete all of the required information in Schedules A, B, and C? Are you required to complete Schedule D? If you marked e, f, or g in Schedule A, did you complete Form TP-584.1? Have you attached your check(s) made payable to the county clerk where recording will take place? If no recording is required, send this return and your check(s), made payable to the **NYS Department of Taxation and Finance**, directly to the NYS Tax Department, RETT Return Processing, PO Box 5045, Albany NY 12205-0045. If not using U.S. Mail, see Publication 55, *Designated Private Delivery Services*.

**Schedule D – Certification of exemption from the payment of estimated personal income tax (Tax Law, Article 22, § 663)**

Complete the following only if a fee simple interest or a cooperative unit is being transferred by an individual or estate or trust.

If the property is being conveyed by a referee pursuant to a foreclosure proceeding, proceed to Part 2, mark an X in the second box under *Exemption for nonresident transferors/sellers*, and sign at bottom.

**Part 1 – New York State residents**

If you are a New York State resident transferor/seller listed in Form TP-584, Schedule A (or an attachment to Form TP-584), you must sign the certification below. If one or more transferor/seller of the real property or cooperative unit is a resident of New York State, each resident transferor/seller must sign in the space provided. If more space is needed, photocopy this Schedule D and submit as many schedules as necessary to accommodate all resident transferors/sellers.

**Certification of resident transferors/sellers**

This is to certify that at the time of the sale or transfer of the real property or cooperative unit, the transferor/seller as signed below was a resident of New York State, and therefore is not required to pay estimated personal income tax under Tax Law § 663(a) upon the sale or transfer of this real property or cooperative unit.

Signature	Print full name	Date
Signature	Print full name	Date
Signature	Print full name	Date
Signature	Print full name	Date

**Note:** A resident of New York State may still be required to pay estimated tax under Tax Law § 685(c), but not as a condition of recording a deed.

**Part 2 – Nonresidents of New York State**

If you are a nonresident of New York State listed as a transferor/seller in Form TP-584, Schedule A (or an attachment to Form TP-584) but are not required to pay estimated personal income tax because one of the exemptions below applies under Tax Law § 663(c), mark an X in the box of the appropriate exemption below. If any one of the exemptions below applies to the transferor/seller, that transferor/seller is not required to pay estimated personal income tax to New York State under Tax Law § 663. Each nonresident transferor/seller who qualifies under one of the exemptions below must sign in the space provided. If more space is needed, photocopy this Schedule D and submit as many schedules as necessary to accommodate all nonresident transferors/sellers.

If none of these exemption statements apply, you must complete Form IT-2663, *Nonresident Real Property Estimated Income Tax Payment Form*, or Form IT-2664, *Nonresident Cooperative Unit Estimated Income Tax Payment Form*. For more information, see *Payment of estimated personal income tax*, on Form TP-584-I, page 1.

**Exemption for nonresident transferors/sellers**

This is to certify that at the time of the sale or transfer of the real property or cooperative unit, the transferor/seller (grantor) of this real property or cooperative unit was a nonresident of New York State, but is not required to pay estimated personal income tax under Tax Law § 663 due to one of the following exemptions:

- The real property or cooperative unit being sold or transferred qualifies in total as the transferor's/seller's principal residence (within the meaning of Internal Revenue Code, section 121) from \_\_\_\_\_ Date to \_\_\_\_\_ Date (see instructions).
- The transferor/seller is a mortgagor conveying the mortgaged property to a mortgagee in foreclosure, or in lieu of foreclosure with no additional consideration.
- The transferor or transferee is an agency or authority of the United States of America, an agency or authority of New York State, the Federal National Mortgage Association, the Federal Home Loan Mortgage Corporation, the Government National Mortgage Association, or a private mortgage insurance company.

Signature	Print full name	Date
Signature	Print full name	Date
Signature	Print full name	Date
Signature	Print full name	Date