

defined, Special Condemnation Proceeds, as hereinafter defined, and returns of capital, distributed to each Limited Partner and General Partner by the Partnership.

(c) The capital account of each Limited Partner and General Partner shall be credited with the capital contributions, if any, made by him or it under Article 8 of the Agreement of Limited Partnership, and any Special Proceeds and Special Condemnation Proceeds, as hereinafter defined, and such capital account shall be charged with amounts distributed to him or it, if any, as a return of his or its capital contributions or his or its share of Special Proceeds or Special Condemnation Proceeds. The balance, at any time, in the capital account of each Limited Partner and General Partner shall hereinafter be referred to as his or its undistributed capital account.

Allocation of Partnership Net Profits; Partnership Loss and Special Profits: (a) Definitions

1. "Partnership Net Profit" in any fiscal year of the Partnership shall be the excess, if any, of its income, as hereinafter defined (other than Special Proceeds and Special Condemnation Proceeds as hereinafter defined), over the sum of the following: (a) its expenses including interest payments, if any, made to the Partners, and Guaranteed Payments, if any, made to the General Partners and (b) its deduction for Depreciation (as hereinafter defined).

2. "Partnership Net Loss" in any fiscal year of the Partnership shall be the excess, if any, of the sum of the following: (a) its expenses, including interest payments, if any, made to the Partners and Guaranteed Payments, if any, made to the General Partners and (b) its deduction for Depreciation over its Income (other than Special Proceeds and Special Condemnation Proceeds).

3. "Net Cash Flow" in any fiscal year of the Partnership shall be the excess, if any, of its cash receipts (other than Special Proceeds, Special Condemnation Proceeds, Gross Rentals During Development and Net Overage Rentals as hereinafter defined) over its cash disbursements including interest payments, if any, made to the Partners and Guaranteed Payments made to the General Partners, if any.

0.056

4328 RW-21