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I N   A S S E M B L Y

April 2, 2012

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Introduced by M. of A. BRINDISI -- read once and referred to the Committee on Governmental Operations

AN ACT authorizing the office of general services to convey certain land to the American Legion Post #1113

THE PEOPLE OF THE STATE OF NEW YORK, REPRESENTED IN SENATE AND ASSEMBLY, DO ENACT AS FOLLOWS:

1     Section 1. The office of general services is hereby authorized and  
2     empowered to sell, convey and transfer the real property described in  
3     section two of this act, to the American Legion Post #1113, a not-for-  
4     profit corporation in the state of New York, for the purpose of recre-  
5     ation, parking and other related purposes. Conveyance of said lands is  
6     to be made for \$1.00 at such time and upon such other terms and condi-  
7     tions as the commissioner of general services may fix and determine,  
8     including those terms and conditions described in section six of this  
9     act, and upon the written consent of the commissioner of the office of  
10    mental health.

11    S 2. Such land is more particularly described as follows: All that  
12    certain lot, piece or parcel of land, located off Mohawk Street, in the  
13    village of Whitesboro, County of Oneida, State of New York and bounded  
14    and described as follows: Beginning at a point on the westerly line of  
15    the Whitestown American Legion #1113 and the easterly line of the New  
16    York State Mental Health Office, said point being the following courses  
17    from the northerly line of Main Street, N 70 50' 43' E, 253.05 feet to a  
18    point, N 28 45' 19" W, 32.53 feet to a point and N 63 44' 53" E, 67.00  
19    feet to the point of beginning; Thence N 63 44' 53" E, 115.96 feet to a  
20    point on the westerly line of Mohawk Street; Thence N 35 38' 18" E along  
21    said street 96.14 feet to a point on the easterly line of the Ablete  
22    Bird Sanctuary; Thence S 63 44' 16" W along said line 200.78 feet to a  
23    point; Thence S 26 15' 07" E, 45.00 feet to the point of beginning. This  
24    parcel of real property contains 7,152 square feet of land more or less.  
25    Being the premises described in a map and description for acquisition of  
26    real property from Lawrence S. Rieben and Gertrude G. Rieben by the  
27    State of New York Office of Mental Health Community Residence Mohawk  
28    Valley Psychiatric Center, approved on April 12, 1990 and filed in the

EXPLANATION--Matter in ITALICS (underscored) is new; matter in brackets  
[ ] is old law to be omitted.

LBD15208-01-2

1 Department of Transportation on April 23, 1990. This parcel also being  
2 the premises described in a deed from Lawrence S. Rieben and Gertrude G.  
3 Rieben, reputed owners dated June 1, 1973, and recorded in the Oneida  
4 county registrars office, Oneida County, as liber 1970 of deeds at page  
5 533.

6 S 3. The description in sections two and seven of this act of the  
7 lands to be conveyed are not intended to be a legal description, but are  
8 intended only to identify the premises to be conveyed. As a condition of  
9 purchase the American Legion Post #1113 shall submit to the commissioner  
10 of general services for his or her approval an accurate survey and  
11 description of the lands generally described in sections two and seven  
12 of this act, which may be used in the conveyance thereof.

13 S 4. The office of general services shall not grant the aforesaid land  
14 unless application is made therefor by the American Legion Post #1113,  
15 within one year of the effective date of this act.

16 S 5. Any lands transferred to the American Legion Post #1113 pursuant  
17 to section one of this act shall be used exclusively for the purpose of  
18 recreation and parking by the American Legion Post #1113 of Whitesboro  
19 and upon termination of such use of the lands so transferred shall  
20 revert to the State of New York.

21 S 6. The American Legion Post #1113 located in the village of Whites-  
22 boro, Oneida County shall transfer and convey to the New York State  
23 Office of Mental Health a parcel of land as described in section seven  
24 of this act.

25 S 7. Such land to be transferred and conveyed from the American Legion  
26 Post #1113 to the New York State Office of Mental Health is more partic-  
27 ularly described as follows: All that parcel of land located off Mohawk  
28 Street in the Village of Whitesboro, County of Oneida, State of New York  
29 and described as follows: Beginning at a point on the westerly line of  
30 the Whitestown American Legion #1113 and the easterly line of the New  
31 York State Mental Health Office, said point being N 70 50' 43' E, 253.05  
32 feet from the northerly line of Main Street; Thence N 28 45' 19" W,  
33 32.53 feet to a point and N 63 44' 53" E, 67.00 feet to a point; Thence  
34 S 27 23' W, 73.19 feet to the point of beginning. This parcel of real  
35 property contains 1,089 square feet of land more or less. Being the  
36 premises described in deed from Alice B. Waterbury to the Whitestown  
37 Post/1113, The American Legion dated September 27, 1951, and recorded in  
38 the Oneida county registrars office, Oneida County, as the liber 1336 of  
39 deeds at pages 193-196.

40 S 8. This act shall take effect immediately.