S T A T E O F N E W Y O R K

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I N A S S E M B L Y

April 2, 2012

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:

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

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

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

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

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

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

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

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

S 8. This act shall take effect immediately.