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I N   A S S E M B L Y

April 10, 2012

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Introduced by M. of A. SAYWARD -- read once and referred to the Committee on Local Governments

AN ACT authorizing the county of Saratoga to discontinue for reforestation purposes the use of certain lands and to convey such lands

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

1     Section 1. Notwithstanding section 219 of the county law to the  
2     contrary, the county of Saratoga is hereby authorized, acting by and  
3     through its county board of supervisors and upon such terms and condi-  
4     tions as determined by such board of supervisors, to discontinue the use  
5     of the lands described in section two of this act acquired for refores-  
6     tation proposes. The authorization contained in this act shall be effec-  
7     tive only upon acquisition by the county of Saratoga of the parcel as  
8     described in section three of this act, which is currently vacant prop-  
9     erty not used by the public for reforestation or recreational purposes,  
10    for reforestation purposes.

11    S 2. The real property authorized to be conveyed by the county of  
12    Saratoga to the town of Moreau for a water pump station pursuant to  
13    section one of this act shall be bounded and described as follows:

14    ALL THAT CERTAIN TRACT, PIECE OR PARCEL OF LAND SITUATE in the town of  
15    Moreau, county of Saratoga, state of New York lying along the northerly  
16    line of Spier Falls Road, County Road No. 24, approximately 0.5 miles  
17    west of the westerly line of the Adirondack Northway, I-87 being further  
18    bounded and described as follows:

19    Commencing at a point marked with a leaning iron pipe found at the  
20    point of intersection of the northerly line of Spier Falls Road, County  
21    Road No. 24 with the common division line of lands now or formerly  
22    Edward J. Raab and Loretta M. Raab as conveyed in Book 850 of Deeds at  
23    Page 379 to the east and lands of Saratoga County as conveyed in Book  
24    368 of Deeds at Page 35 to the west; Thence from said Point of Commence-  
25    ment along said northerly line of Spier Falls Road the following two (2)  
26    courses and distances: 1) North 82 deg. 01 min. 30 sec. West, 225.32  
27    feet to the point of curvature; and 2) Along a curve to the right an arc  
28    length of 88.62 feet to the Point of Beginning of the hereinafter

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

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1 described parcel of land, said curve having a radius of 452.50 feet and  
2 a chord bearing of North 76 deg. 24 min. 40 sec. West, 88.48 feet;  
3 Thence from said Point of Beginning continuing along said northerly line  
4 along a curve to the right an arc length of 60.08 feet to a point, said  
5 curve having a radius of 452.50 feet and a chord bearing of North 67  
6 deg. 00 min. 00 sec. West, 60.03 feet; Thence through said lands of  
7 Saratoga County the following three (3) courses and distance: 1) North  
8 24 deg. 51 min. 00 sec. East, 60.00 feet to a point; 2) South 65 deg. 09  
9 min. 00 sec. East, 60.00 feet to a point; and 3) South 24 deg. 51 min.  
10 00 sec. West, 58.06 feet to the point or place of beginning containing  
11 0.082 plus or minus acres or 3,582 plus or minus square feet of land.  
12 Said parcel made subject to any and all enforceable covenants, condi-  
13 tions, easements and restrictions of record.

14 S 3. The authorization provided in section one of this act shall be  
15 effective only upon the condition that on or before the alienation and  
16 conveyance of the easement for a water pump station described in section  
17 two of this act, the county of Saratoga shall acquire and dedicate real  
18 property for reforestation purposes, of equal or greater fair market  
19 value to the lands being alienated. In the event that the lands to be  
20 acquired by the county of Saratoga for reforestation purposes pursuant  
21 to this act are not equal to or greater than the fair market value of  
22 the lands to be alienated by the county of Saratoga, the county shall  
23 dedicate the difference between the fair market value of the lands to be  
24 alienated and the fair market value of the lands to be acquired for the  
25 dedication of additional lands for reforestation purposes. The addi-  
26 tional real property to be acquired and dedicated for reforestation  
27 purposes, being more particularly bound and described as follows:

28 ALL that certain piece or parcel of land situate and being in the town  
29 of Corinth, county of Saratoga, state of New York, being a portion of  
30 the premises or property owned by the county of Saratoga, and further  
31 being a portion of Great Lot 4, Sub-lot 2 of the Twenty-Fourth Allotment  
32 in the Kayaderosseras Patent, bounded and described as follows:

33 Beginning at a point at the southwest corner of lands of the grantor  
34 County of Saratoga thence northerly along the division line of the Coun-  
35 ty of Saratoga on the East and the lands of Lyme Adirondack Timberlands  
36 II, LLC on the West, North 07 degrees 32 minutes 04 seconds West (66)'  
37 sixty-six feet to a point on said division line, thence Easterly through  
38 the lands of the County of Saratoga North 82 degrees 27 minutes 56  
39 seconds East (66)' sixty-six feet to a point, thence southerly through  
40 the lands of the County of Saratoga South 07 degrees 32 minutes 56  
41 seconds East to a point on the south bounds of the County of Saratoga,  
42 thence Westerly along the division line of the County of Saratoga on the  
43 North and the lands of Lyme Adirondack Timberlands II, LLC on the South,  
44 South 82 degrees 27 minutes 56 seconds West (66)' sixty six feet to the  
45 point and place of beginning. Containing one tenth (1/10) of an acre of  
46 land more or less.

47 Together with an easement and right of way (deed book 1052 at page  
48 792) for all ordinary purposes of ingress and egress, in common with  
49 others, following the existing wood road as now used and located and  
50 which is shown generally upon a map entitled "Map Showing Location of  
51 Right of Way and 5.739 Acre Parcel of Land Proposed to be Conveyed to  
52 the Van Curler Broadcasting Co. Located on Spruce Mountain", made by  
53 Leslie W. Coulter, Surveyor, dated August 1, 1957 said map filed in the  
54 Saratoga County Clerks office in highway map book 15 at page 60.

55 This one tenth (1/10) of an acre piece of land is Subject to the  
56 following: 1) Rights granted to the Conservation Department by Interna-

1 tional Paper Company found in deed book 815 at page 595. 2) Adirondack  
2 Park Agency permit found in Miscellaneous records book 25 at page 590.  
3 3) Mineral rights reserved to International Paper Realty Corporation  
4 found in deed book 1052 at page 787. 4) Lease agreement to Niagara  
5 Mohawk Power Corporation by the County of Saratoga as a second agreement  
6 dated 25th day of October 2007.  
7 Said one tenth (1/10) of an acre parcel being a portion of lands  
8 granted to the County of Saratoga by the International Paper Realty  
9 Corporation dated 11th day of November, 1983 and recorded in the Sarato-  
10 ga County Clerks office on April 3, 1984 in deed book 1052 at page 787.  
11 S 4. This act shall take effect immediately.