

4560

2013-2014 Regular Sessions

I N S E N A T E

April 10, 2013

Introduced by Sen. YOUNG -- read twice and ordered printed, and when printed to be committed to the Committee on Finance

AN ACT authorizing the commissioner of transportation to transfer certain lands in the county of Allegany to the town of Andover

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

1 Section 1. Notwithstanding any other provision of law, the commission-
2 er of transportation is hereby authorized to transfer and convey, in
3 whole or in part, lands located in the town of Andover, the county of
4 Allegany, and further described in section two of this act, to the town
5 of Andover. Any transfer and conveyance of land made pursuant to this
6 act shall include all improvements thereon, if any. Such transfer and
7 conveyance of said lands shall be to advance the public purpose of
8 providing such town with additional lands for the storage of materials,
9 and the storage, repair and maintenance of equipment needed to maintain
10 the town highway system. The particulars of the transfer and conveyance
11 of land authorized by this act shall be specified in the contract
12 impending such transfer and conveyance.

13 S 2. The land situated in the county of Allegany to be transferred and
14 conveyed pursuant to section one of this act, is further described as
15 follows:

16 ALL THAT TRACT OR PARCEL OF LAND situate, lying and being in the Town
17 of Andover, in the County of Allegany and State of New York, being part-
18 ly within and partly without the Village of Andover, being a part of Lot
19 No. 81 in Township 2, Range 7, of Phelps and Gorhams Purchase and more
20 particularly bounded and described as follows:

21 BEGINNING at a point on the easterly line of the Andover-Alfred
22 Station-Almond State Highway No. 5502 where the same is intersected by
23 the division line between premises of the said party of the first part,
24 on the south, and premises formerly owned by Roswin Hardy but now owned
25 by Kenneth Waters (reputed owner), on the north, and running thence

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

LBD10127-02-3

1 along said division line South 89°36'20" East 140.21 feet to the divi-
2 sion line between said premises of said party of the first part, on the
3 west, and premises of Wilmer C. Atwell and Margaret R. Atwell, his wife
4 (reputed owners), on the east; thence along said last mentioned division
5 line South 18°02'10" East 278.16 feet to the division line between said
6 premises of said party of the first part, on the west, and premises of
7 Herman Lehman (reputed owner), on the east; thence along said last
8 mentioned division line and the division line between said premises of
9 said party of the first part, on the west, and premises of Donald L.
10 Nichols and Reva J. Nichols, his wife (reputed owners), on the east,
11 South 18°19'40" West 192.72 feet to an angle in said last mentioned
12 division line; thence along the division line between said premises of
13 said party of the first part, on the west, and said premises of Donald
14 L. Nichols and Reva J. Nichols, his wife (reputed owners), and premises
15 of Harold E. Dodge and Barbara J. Dodge, his wife (reputed owners), on
16 the east, South 66° 18' 20" West 213.18 feet to the division line
17 between said premises of said party of the first part, on the west, and
18 premises of John Dodge and Esther E. Dodge, his wife (reputed owners),
19 on the east; thence along said last mentioned division line South
20 52°59'20" West 110.07 feet to the division line between said premises of
21 said party of the first part on the West, and the premises of Ralph
22 Skinner and Wilma Skinner, his wife (reputed owners), on the east;
23 thence along said last mentioned division line South 43° 27' 50" West
24 195.87 feet to its intersection with the easterly line of the Andover
25 Village State Highway No. 5419; thence along said easterly line of said
26 highway and the easterly line of the Andover-Alfred Station-Almond State
27 Highway No. 5502 the following three courses and distances, to wit: (1)
28 North 33° 57' 10" East 203.89 feet; (2) thence North 16°40'20" East
29 455.67 feet, and (3) thence North 03° 09' 40" East 136.24 feet to the
30 point and place of beginning, containing 2.855± acres, of which 1.170±
31 acres lie within the Village of Andover and 1.145± acres lie outside the
32 Village of Andover; all bearings being referred to True North.

33 TOGETHER WITH all the right, title and interest, if any, of the said
34 party of the first part in and to all that portion of the highway lying
35 opposite and abutting said premises on the west, to the center line
36 thereof, as said highway existed on March 2, 1899.

37 S 3. The commissioner of transportation shall not transfer or convey
38 such land pursuant to this act unless application is made and the clos-
39 ing occurs within two years after the effective date of this act.

40 S 4. The land situated in the county of Allegany authorized to be
41 conveyed by this act shall, after such conveyance, revert to the state
42 if such land shall cease to be used for the purposes provided in section
43 one of this act.

44 S 5. This act shall take effect immediately.