

STATE OF NEW YORK

6398

2019-2020 Regular Sessions

IN SENATE

June 7, 2019

Introduced by Sens. SERRANO, LITTLE -- read twice and ordered printed,
and when printed to be committed to the Committee on Rules

AN ACT to implement a constitutional amendment authorizing the placement
of public utility lines and bike paths in the forest preserve and
establishing a health and safety land account

The People of the State of New York, represented in Senate and Assem-
bly, do enact as follows:

1 Section 1. Pursuant to section 1 of article fourteen of the State
2 Constitution, as amended at the general election held in November, 2017,
3 the legislature approves the lands to be conveyed to the State for
4 inclusion in the forest preserve as described in section three of this
5 act, which adds in excess of the two hundred fifty acres required for
6 the creation of the health and safety land account authorized pursuant
7 to the constitution and title twenty-one of article nine of the environ-
8 mental conservation law.

9 § 2. Title to the land described in section three of this act shall be
10 approved by the attorney general, and the deeds to the people of the
11 state of New York of such described lands shall be approved by the
12 attorney general as to the form and manner of execution and recordabili-
13 ty prior to its delivery to the respective county clerk office for
14 recording.

15 § 3. The lands to be conveyed to the state are described as follows:
16 ALL THOSE CERTAIN PIECES OR PARCELS OF LAND situate lying and being in
17 the Town of Olive, Ulster County and in the Town of Moriah, Essex County
18 and State of New York being generally described as Ulster County, Town
19 of Olive Tax Parcels 45.1-1-1.212 and 45.1-1-1.331, consisting of
20 approximately 214 acres of land and as Essex County, Town of Moriah Tax
21 Parcels 96.3-1-21.001, 106.00-1-1.1, 106.00-1-2, 106.00-1-3, 106.00-1-4
22 and 106.00-1-22, consisting of approximately 1206 acres of land, said
23 parcels being more specifically described to wit:

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

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1 ALL THAT PIECE OR PARCEL OF LAND SITUATE LYING AND BEING in the Town
2 of Olive, County of Ulster and State of New York, being bounded and
3 described as follows:

4 BEGINNING at a point in the center of Watson Hollow Road (County Route
5 42) at the westerly corner of lands now or formerly of Lisa Hubbard as
6 described in Liber 4214 of deeds at page 47, and runs thence along said
7 lands South 48°44'45" East 494.90 feet to a found rebar set in a pile of
8 stones on the westerly boundary of lands now or formerly of Denis J.
9 Moran & Judith A. Moran as described in Liber 554 of deeds at page 335,
10 said last mentioned course at distances of 20.00 feet and 250.00 feet
11 passes through 5/8 inch diameter rebars with a plastic cap inscribed
12 "Brooks & Brooks---Property Line" set,
13 thence along said lands of Moran the following five courses and
14 distances:

15 1. South 22°11'37" West 270.37 feet to a found 1/2 inch diameter metal
16 pipe set at the northerly end of a stone wall,

17 2. along said wall South 03°12'32" East 220.04 feet to a cornered 8
18 inch diameter Birch tree,

19 3. South 42°52'59" East 198.81 feet to a found 2 foot diameter pile of
20 stones,

21 4. South 38°10'19" East 433.80 feet to a found stone on end in a 2
22 foot diameter pile of stones and

23 5. South 25°58'16" East 1,179.61 feet to a found 2 foot diameter pile
24 of stones at the northwesterly corner of lands of the State of New York
25 as described in Liber 551 of deeds at page 573,

26 thence along said lands of the State of New York South 26°19'42" East
27 659.82 feet to a found 4 foot diameter pile of stones, thence continuing
28 along said lands of the State of New York South 57°23'00" West 1,099.28
29 feet to a found 5 foot diameter pile of stones at the southeasterly
30 corner of lands now or formerly of Corrine E. Lopez as described in
31 Liber 5198 of deeds at page 248,

32 thence along said lands the following two courses and distances:

33 1. North 37°59'13" West 2,528.23 feet to a 5/8 inch diameter rebar
34 with a plastic cap inscribed "Brooks & Brooks" in a pile of stones to be
35 set and

36 2. North 02°14'19" East 150.00 feet to the center of the Bush Kill in
37 the southeasterly line of lands now or formerly of Margaret & Rijk Riet-
38 veld as described in Liber 3797 of deeds at page 221, said last
39 mentioned course at a distance of 105.67 feet passes through a 5/8 inch
40 diameter rebars with a plastic cap inscribed "Brooks & Brooks---Property
41 Line" set,

42 thence along said lands the following two courses and distances:

43 1. Along the center of said Kill North 33°14'19" East 149.00 feet to a
44 point and

45 2. North 42°18'27" West 440.37 feet to the center of said Watson
46 Hollow Road said last mentioned course at a distance of 47.3 feet passes
47 through a found rebar and a distance of 414.2 feet passes through a
48 found metal pipe,

49 thence along the center of said road North 43°06'00" East 50.16 feet
50 to a northwesterly corner of lands now or formerly of Amanda C. Insall
51 as described in Liber 5681 of deeds at page 86,

52 thence along said lands the following four courses and distances:

53 1. South 42°18'27" East 430.18 feet to the center of said Bush Kill,
54 said last mentioned course at a distance of 26.0 feet and 390.4 feet
55 passes through found rebars,

1 2. The remaining four courses and distances being along the center of
2 said Kill North 31°49'38" East 86.57 feet,

3 3. North 39°53'17" East 80.20 feet and

4 4. North 45°37'33" East 192.47 feet to the southwesterly corner of
5 lands now or formerly of R. Todd Green and Amie M. Green as described in
6 Liber 5652 at page 104,

7 thence along said lands, along the center of said Kill the following
8 five courses and distances:

9 1. North 59°48'03" East 141.90 feet,

10 2. North 64°39'25" East 92.25 feet,

11 3. North 50°04'04" East 66.80 feet,

12 4. North 43°32'40" East 126.57 feet and

13 5. North 18°42'39" East 242.58 feet,

14 thence leaving the said Kill continuing along said lands of Green,
15 North 50°35'36" West 313.44 feet to the center of said Watson Hollow
16 Road, said last mentioned course at a distance of 39.4 feet passes
17 through a found rebar and at a distance of 284.7 feet passes through a
18 found rebar, thence along the center of said road the following six
19 courses and distances:

20 1. North 67°45'42" East 39.49 feet,

21 2. North 65°01'26" East 86.26 feet,

22 3. North 60°36'28" East 74.13 feet,

23 4. North 56°38'48" East 171.43 feet,

24 5. North 55°53'24" East 88.54 feet,

25 6. North 56°37'12" East 73.82 feet to the point of beginning.

26 CONTAINING Ninety-three and ninety-one hundredths (93.91) Acres.

27 BEARINGS are with reference to Magnetic North 2000.

28 ALSO ALL THAT PIECE OR PARCEL OF LAND SITUATE LYING AND BEING in the
29 Town of Olive, County of Ulster and State of New York being designated
30 as Lot 2 as shown on a map entitled "Final Map of lot line revision and
31 subdivision of lands of Pamela Trippel" last revised June 17th 2017 by
32 Brooks & Brooks, Land Surveyors, P.C., filed in the County Clerk's
33 Office on July 19th 2017 as map number 17-131 A and 17-131 B, said lot
34 being bounded and described as follows:

35 BEGINNING at a point in the center of the County Highway known as
36 Watson Hollow Road (County Route 42) in the northeasterly line of lands
37 now or formerly of Jean Marie Duffy as described in Liber 5304 of deeds
38 at page 286 and runs thence from said point of beginning along said land
39 of Duffy generally along the center of a stone wall the following five
40 courses and distances:

41 1. North 49°44'29" West 228.07 feet,

42 2. North 44°49'02" West 148.60 feet,

43 3. North 70°14'11" West 12.82 feet,

44 4. South 83°02'58" West 167.66 feet, and leaving said wall

45 5. North 56°37'50" West 433.96 feet to a southeasterly corner of lands
46 now or formerly of Ashokan Conservative Club, Inc. as described in Liber
47 1202 of deeds at page 246 marked by a set 5/8 inch diameter rebar with a
48 "Brooks & Brooks" plastic cap set at the northeast end of a stone wall,

49 thence along said lands generally along a blazed line North 54°46'14"
50 West 2,841.36 feet to the southeasterly line of lands now or formerly of
51 Frank L. Parslow as described in Liber 5269 of deeds at page 328 marked
52 by a found pile of stones on a large rock,

53 thence along said lands, generally along a blazed line North 17°39'31"
54 East 1,174.80 feet to the southwesterly corner of lands now or formerly
55 of Julian and Evelyn A. Morton as described in Liber 1258 of deeds at
56 page 715 being marked by set 5/8 inch diameter rebar with a "Brooks &

1 Brooks" plastic cap in a pile of stones at the base of a 15 inch diam-
2 eter Maple tree,

3 thence along said lands, generally along a blazed line South 72°00'13"
4 East 3,513.64 feet to the northerly corner of Lot 2 as shown on the
5 above referenced filed map marked by a set "PK" nail in a drill hole in
6 a rock,

7 thence along said Lot 2 generally along a blazed line the following
8 four courses and distances:

9 1. South 52°13'39" West 175.00 feet to a set 5/8 inch diameter rebar
10 with a "Brooks & Brooks" plastic cap in a pile of stones,

11 2. South 59°59'13" West 215.00 feet, to a set 5/8 inch diameter rebar
12 with a "Brooks & Brooks" plastic cap in a pile of stones,

13 3. South 33°59'19" West 1,475.88 feet to a set 5/8 inch diameter rebar
14 with a "Brooks & Brooks" plastic cap in a pile of stones and

15 4. South 44°49'02" East 550.90 feet to the westerly corner of a 6.56
16 acre lot as shown on the above referenced filed map marked by a set 5/8
17 inch diameter rebar with a "Brooks & Brooks" plastic cap in a pile of
18 stones,

19 thence along said 6.56 acre lot, generally along a blazed line the
20 following two courses and distances:

21 1. South 44°49'02" East 138.57 feet to a set 5/8 inch diameter rebar
22 with a "Brooks & Brooks" plastic cap and

23 2. South 49°44'29" East 228.73 feet to the center of the aforemen-
24 tioned Watson Hollow Road, said last mentioned course at a distance of
25 203.73 feet passes through a set 5/8 inch diameter rebar with a "Brooks
26 & Brooks" plastic cap,

27 thence along the center of said road South 43°06'00" West 100.12 feet
28 to the point of beginning.

29 CONTAINING One hundred twenty and twelve hundredths (120.12) acres.

30 BEARINGS are with reference to Ulster County filed map number 11610,
31 Magnetic North 2009.

32 ALSO ALL THAT PIECE OR PARCEL OF LAND SITUATE LYING AND BEING Lot 363,
33 Paradox Tract, Town of Moriah, County of Essex and State of New York
34 located on the southerly side of Ensign Pond Road (and also known as
35 County Route 4):

36 BEGINNING at a point located in the northeast corner of the parcel
37 being herein conveyed and said point being in the center of the Ensign
38 Pond Road proceeding South 09°23'51" West 25 feet to an iron rod,

39 thence proceeding South 09°23'51" West 866.05 feet to a drill hold and
40 plug on a ledge marker with stones and being the southeast corner of the
41 parcel herein,

42 thence proceeding North 81°02'03" West 1,044.36 feet to a drill hole
43 and plug on a ledge marked with iron and stones and marking the south-
44 west corner of the parcel herein,

45 thence proceeding North 10°55'50" East 917 feet more or less to a
46 point in the center of the Ensign Pond Road,

47 thence proceeding along the center line of Ensign Pond Road as it
48 winds and turns 1075 feet more or less to the point or place of begin-
49 ning.

50 CONTAINING Twenty one and fifty seven hundredths (21.57) acres.

51 BEARINGS are with reference to Survey dated January 28, 1983 by Martin
52 B. Thompson, Land Surveyor.

53 ALSO ALL THAT PIECE OR PARCEL OF LAND SITUATE LYING AND BEING a
54 portion of Lots 363 and 364 and all of Lots 345, 344, 317, 328, 318 and
55 327 of the Paradox Tract in the Town of Moriah, County of Essex and
56 State of New York and being described as follows:

1 BEGINNING in the center of the Essex County Highway Route 4, the
2 Ensign Pond Road, at the westerly bounds of lands reputedly owned by
3 Albert Saboski, Jr. and Kellie J. Saboski as found recorded in Liber
4 1034 at page 139 of the Essex County Clerk's Office, thence South
5 15°18'41" East, along the westerly bounds of said Saboski, 46.4 feet to
6 a 1 inch iron pipe, thence South 07°23'29" West, along said bounds,
7 807.7 feet to a 1 inch iron pipe and stones,
8 thence North 67°38'50" East, along the southerly bounds of Saboski,
9 1,230.4 feet to a bolt found set in ledgerrock with stones piled around
10 in the easterly bounds of said Lot 364,
11 thence South 06°24'58" East, along the bounds of Lot 364, a distance
12 of 722.6 feet to 1/2 inch iron pipe set in stones at the corner of Lots
13 364, 365, 344 and 343 Paradox Tract,
14 thence South 07°49'38" East, along the easterly bounds of said Lots
15 344, 328 and 327, a distance of 8,121.6 feet to a hole drilled in rock
16 with stones piled at the corner of Lots 327, 326, 335 and 334 Paradox
17 Tract,
18 thence South 83°27'05" West, along the southerly bounds of said Lots
19 327 and 318, a distance of 5,874.4 feet to a capped 1/2 inch re-rod set
20 in stones at the corner of Lots 318, 319, 314 and 315 Paradox Tract,
21 thence North 06°59'36" West, along the westerly bounds of Lots 318,
22 317 and 345, a distance of 8,143.7 feet to a capped 1/2 inch re-rod set
23 in stones at the corner of Lots 363, 345, 346 and 362 Paradox Tract,
24 thence North 83°35' East, along the northerly bounds of said Lot 345,
25 a distance of 363.0 feet to a capped hole drilled in ledgerrock at the
26 southwest corner of lands reputedly owned by Anna Koehnke,
27 thence North 83°29'20" East, continuing along said southerly bounds of
28 Lot 363 and lands of Anna Keohnke, 1,044.0 feet to another capped hole
29 drilled in ledgerrock in a pile of stones,
30 thence North 06°03'56" West, along the easterly bounds of said
31 Keohnke, 865.9 feet to a capped 1/2 inch re-rod and stones,
32 thence continuing North 06°03'56" West, along said bounds, 25.0 feet
33 to the center of the Ensign Pond Road,
34 thence easterly, along the center of said road, as it winds and turns,
35 3,468 feet, more or less, to the point of beginning.
36 CONTAINING One thousand one hundred eighty four and eight tenths
37 (1,184.8) acres of land.
38 BEARINGS are with reference to True North at 74°20' West Longitude,
39 Distances and acres are with reference to New York State Plane Coordi-
40 nate System, East Zone.
41 § 4. This act shall take effect immediately.