

Map and Description of Real Property
Situate in
Lot 5, Schuyler's Patent, First Allotment
Town of Fort Edward, - Washington County
State of New York

a.w.p.e

BOOK 488 PAGE 49

Designated as

Fort Miller Toxic Waste Disposal Site

Reputed Owners: Village of Fort Edward
Town of Fort Edward

Pursuant to Section 3-0305 of the Environmental Conservation Law and the Eminent Domain Procedure Law, I Robert F. Flacke, Commissioner of Environmental Conservation have caused to be made and certified an accurate map and description of the following property over which I deem it necessary to acquire a permanent easement by appropriation for the right to (1) exclusively use and occupy the premises hereinafter described; (2) Secure the described property by fencing; (3) conduct soil, water, air, flora and fauna tests and analyses; (4) remove soil, water, air, flora, and fauna samples; (5) construct, reconstruct, and operate thereon a work area; (6) grade; (7) clear and grub trees, brush, debris, and structures (8) remove therefrom any or all material excavated, cut, razed or torn down from the area described herein or deposit any material thereon; (9) place and keep machines and tools and equipment; (10) construct, reconstruct, operate, maintain and repair any and all structures, facilities, or other works necessitated by the implementation of the Fort Miller Site Remedial Program, a copy of which is on file in the Albany Office of the Department of Environmental Conservation; with the rights at all times of ingress, egress, and regress by the State of New York, its employees, agents, contractors, and/or representatives for the purposes connected with the assessment of environmental problems caused by the disposal of toxic wastes and the development and implementation of remedial plans; said permanent easement being over land within the bounds of all those parcels of land bounded and described as follows:

All those two (2) certain lots, pieces or parcels of land situate, lying and being in Lot 5, Schuyler's Patent, First Allotment, Town of Fort Edward, Washington County, State of New York, being more particularly bounded and described as follows:

REC-188 PAGE 50

PARCEL I:

BEGINNING at a capped 1/4 inch iron re-rod set in concrete on the northerly bounds of Patterson Road, reputedly distinguished as a three-rod road, and approximately 3478 feet easterly of the intersection of the said Patterson Road with NYS Highway Route No. 4, and marking the southeast corner of the herein described premises and runs from thence along the division line with lands now or formerly Donald McDonald generally marked by a wire fence, N 4° 18' 40" W, 1883.54' to a capped 1/4 inch aluminum pipe set in concrete marking the northeast corner of the herein described premises; thence continuing along the division line with lands now or formerly of Donald McDonald, generally marked by a wire fence, S. 80° 37' 55" W, 500 feet to a capped 1/4 inch aluminum pipe set in concrete marking the northwest corner of the herein described premises and the northeast corner of the lands of the Town of Fort Edward; thence along the division line of lands of said Town of Fort Edward, S 4° 18' 00" E, 1879.26 feet to a capped 1/4 inch aluminum pipe set in concrete on the northerly bounds of the aforementioned Patterson Road; thence N 81° 07' 25" E, along the bounds of said road, 500.00 feet to the point and place of beginning, containing 21.52 acres of land.

PARCEL II:

BEGINNING at a capped 1/4 inch aluminum pipe set in concrete on the northerly bounds of Patterson Road, reputedly distinguished as a three-rod road marking the southeasterly corner of the herein described premises and the southwesterly corner of the parcel of land first above described and runs from thence N 4° 18' 00" W along the lands of the Village of Fort Edward, being the lands first above described, 1879.26 feet to a capped 1/4 inch aluminum pipe set in concrete marking the northeast corner of the herein described premises and the northwesterly corner of Parcel I described above; thence along the division line of lands now or formerly Donald McDonald generally marked by a wire fence, S 80° 37' 55" W 500.00 feet to a capped 1/4 inch aluminum pipe set in concrete marking the northwesterly corner of the herein described premises; thence S 4° 18' 00" E, along the division line of lands now or formerly of Clement J. Burkhardt and Charlotte Burkhardt, his wife, 1872.28 feet to a capped 1/4 inch aluminum pipe set in concrete on the northerly bounds of Patterson Road marking

Excluding all public utility easements, telephone and electric transmission lines affecting the above described premises.

Bearings are with reference to Magnetic North, November 1980.

All as shown on a map entitled "Map of Easement to be acquired pursuant to Section 3-0305 of the Environmental Conservation Law and the Eminent Domain Procedure Law, Project: Fort Miller Toxic Waste Disposal Site, Village of Fort Edward and Town of Fort Edward - Reputed Owners, situate in Lot 5, Schuylers Patent, First Allotment, Town of Fort Edward, Washington County, New York," dated November 21, 1980 by Daniel C. Dunham, Land Surveyor, Reg. No. 36143 and filed in the Albany office of the New York State Department of Environmental Conservation as Map Number 10040B.

That pursuant to Section 3-0305 of the Environmental Conservation Law, and the Eminent Domain Procedure Law, this map and Description of the easement to be acquired by The People of the State of New York are hereby officially filed in the Office of the Department of Environmental Conservation at Albany, New York on

Dated _____

MAR 12 1982

Robert F. Flacke
Commissioner of
Environmental Conservation

By: _____

M. Peter Lanahan
First Deputy Commissioner

ENV 108
FILE
101

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PAGE 88

I have compared the foregoing copy of map and description of easement to be acquired by The People of the State of New York designated as "Map and Description of Real Property situate in Lot 5, Schuyler's Patent, First Allotment, Town of Fort Edward, Washington County, State of New York, designated as Fort Miller Toxic Waste Disposal Site, The Village of Fort Edward, Town of Fort Edward, Reputed Owners," with the original thereof as filed in the office of the Department of Environmental Conservation at Albany, New York, and I hereby certify the same to be a true and correct copy thereof.

Henry F. Gannon
Henry F. Gannon, Superintendent
Bureau of Real Property

Date March 15, 1982

MAP 18 1 39 PM '82
LIBER 198
PAGE 141
WASHINGTON COUNTY N.Y.
LEON D. PUTNAM
CO. CLERK

FILED & RECORDED
INDEXED & SERIALIZED
266
783
773
141
242

This Indenture,

Made the 27th day of August
Nineteen Hundred and fifty-three

Between

State of New York }
County of Washington } ss.

Recorded on the 2 day
of September A. D., 1963 at
12:40 o'clock P. M. in liber
321 of DEEDS at page 5
and examined.

Thomas C. Rensler
Clerk

BOOK 321 PAGE 5

CLARENCE D. WILLIAMS residing at 19 Cottage Street in the village of
Greenwich, county of Washington and state of New York

part y of the first part, and

TOWN OF FORT EDWARD, a municipal corporation of the county and state
aforesaid,

Witnesseth that the part y of the first part, in consideration of
part y of the second part,

----- one thousand ----- Dollars (\$ 1,000.00)
lawful money of the United States,
paid by the party of the second part, do es hereby grant and release unto the
part y of the second part, its successors and assigns forever, all

that certain piece or parcel of land situate, lying and being in the
town of Fort Edward, county of Washington and state of New York bounded
and described as follows: Commencing at a point in the northerly line
of a town road sometimes called Patterson Road leading easterly from the
state highway known as Burgoyne Trail from a point on said state highway
a short distance southerly of the bridge carrying the same over Moses
Kill, at a point five hundred feet westerly of the southeasterly corner
of a parcel of land lately conveyed by Edward L. Smith and wife to
Clarence D. Williams, which point of beginning is also the southwesterly
corner of a parcel of land this day conveyed by said Clarence D. Williams
to the village of Fort Edward; running thence northerly along the west-
erly line of the said parcel of land so conveyed to the village of Fort
Edward a distance of eighteen hundred ninety feet, be the same more or
less, to the northerly line of the lands so conveyed by Smith and wife
to Williams; thence westerly along said northerly line five hundred
feet to a corner; thence southerly parallel to the first described
course a distance of eighteen hundred ninety feet, be the same more or
less, to the northerly line of the Patterson Road aforesaid; thence
easterly along the northerly line of said Patterson Road five hundred

Together with all the right, title and interest of the party of the first part of, in and to so much of said Patterson Road as adjoins the premises above described.

Being a portion of the same premises conveyed by Edward L. Smith and Elizabeth O. Smith his wife to Clarence D. Williams by deed dated July 8, 1953 and recorded in Washington County Clerk's Office July 22, 1953 in Liber 319 of Deeds at page 416.

Together with the appurtenances and all the estate and rights of the party of the first part in and to said premises,

To have and to hold the premises herein granted unto the party of the second part, its successors and assigns forever.

And said CLARENCE D. WILLIAMS

First, That the party of the second part shall quietly enjoy the said premises; covenant as follows:

Second, That said CLARENCE D. WILLIAMS

will forever Warrant the title to said premises.

In Witness Whereof, the party of the first part has hereunto set his hand and seal the day and year first above written.

In Presence of

Clarence D. Williams

State of New York }
County of WASHINGTON } ss. On this 27th day of August
before me, the subscriber, personally appeared Nineteen Hundred and fifty-three

CLARENCE D. WILLIAMS

to me personally known and known to me to be the same person described in and who executed the within Instrument, and he duly acknowledged to me that he executed the same.

Robert W. C. Bascom
Notary Public

ROBERT W. C. BASCOM
NOTARY PUBLIC, STATE OF NEW YORK
Serving in Washington County Clerk's Office
Commenced March 20, 1912

BOOK 321 PAGE 134

FORM 503X N.Y. DEED - WARRANTY
(Last of 1917, Chap. 891)

REGISTERED U.S. PAT. OFFICE
Title Law Print Publishers, Rutland, Vt.

This Indenture,

Made the 27th day of August
Nineteen Hundred and fifty-three

Between

State of New York
County of Washington } ss.

Recorded on the 12 day
of September A. D., 1953 at
9.46 o'clock A. M. in liber
321 of DEEDS at page 134
and examined.
Thomas C. Rensen

Clerk

CLARENCE D. WILLIAMS residing at 19 Cottage Street in the village
of Greenwich, county of Washington and state of New York

part y of the first part, and

THE VILLAGE OF FORT EDWARD, a municipal corporation in the county and
state aforesaid

Witnesseth that the part y of the first part, in consideration of part y of the second part,

one thousand - - - - - Dollars (\$ 1,000.00)
lawful money of the United States,
paid by the party of the second part, do es hereby grant and release unto the
part y of the second part, its successors and assigns forever, all

that certain piece or parcel of land situate, lying and being in the
town of Fort Edward, county of Washington and state of New York
bounded and described as follows: Commencing at the southeasterly
corner of a parcel of land lately conveyed by Edward L. Smith and wife
to Clarence D. Williams aforesaid, and in the northerly line of a town
road sometimes called Patterson Road leading easterly from the state
highway known as Burgoyne Trail from a point on said state highway a
short distance southerly of the bridge carrying the same over Moses Kill;
running thence northerly from said southeasterly corner along the
easterly line of the lands so conveyed by Smith to Williams as aforesaid
a distance of approximately eighteen hundred ninety feet, be the same
more or less, to the northeast corner of the lands so conveyed by Smith
to Williams; thence westerly along the northerly line of the lands con-
veyed by Smith to Williams a distance of five hundred feet to the north
east corner of the parcel of land this day conveyed by Clarence D.
Williams to the town of Fort Edward; thence southerly along the east-
erly line of the parcel so conveyed to the town of Fort Edward eighteen
hundred ninety feet, be the same more or less, to the northerly line

Together with all the right, title and interest of the party of the first part in and to the said Patterson Road adjoining the premises above described.

The lands hereby conveyed are the most easterly portion of the lands conveyed by Edward L. Smith and Elizabeth O. Smith his wife to Clarence D. Williams by deed dated July 8, 1953 and recorded in Washington County Clerk's Office July 22, 1953 in Liber 319 of Deeds at page 416.

BOOK 321 PAGE 136

Together with the appurtenances and all the estate and rights of the party of the first part in and to said premises,

To have and to hold the premises herein granted unto the party of the second part, its successors and assigns forever.

And said Clarence D. Williams

First, That the party of the second part shall quietly enjoy the said premises; covenant as follows:

Second, That said Clarence D. Williams

will forever Warrant the title to said premises.

In Witness Whereof, the party of the first part has hereunto set his hand and seal the day and year first above written.

In Presence of

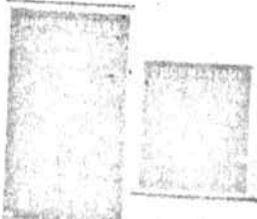
Clarence D. Williams

State of New York }
County of Washington } ss. On this 27th day of August
before me, the subscriber, personally appeared Nineteen Hundred and fifty-three

CLARENCE D. WILLIAMS

to me personally known and known to me to be the same person described in and who executed the within Instrument, and he duly acknowledged to me that he executed the same.

Robert W. C. Bascom
Notary Public



ROBERT W. C. BASCOM
NOTARY PUBLIC, STATE OF NEW YORK
Residing in Washington County, Clerk's No. 24
Commission expires March 30, 1944

4-1799

Standard N. Y. B. T. U. Form 8006 • 2-70-5M—Bargain and Sale Deed, without Covenant against Grantor's Acts—Individual or Corporation.

CONSULT YOUR LAWYER BEFORE SIGNING THIS INSTRUMENT—THIS INSTRUMENT SHOULD BE USED BY LAWYERS ONLY.

2640

THIS INDENTURE, made the 15th day of July, nineteen hundred and Seventy one
BETWEEN William Reitman also known as William A. Reitman residing
at 112-46 68th Road, Forest Hills, Queens, New York City

party of the first part, and Donald McDonald residing at River Road,
Village of Port Edward, Washington County, New York,

party of the second part,

WITNESSETH, that the party of the first part, in consideration of Ten dollars

and other good and valuable considerations dollars,

lawful money of the United States, paid

by the party of the second part, does hereby grant and release unto the party of the second part, the heirs or
successors and assigns of the party of the second part forever,

ALL that certain plot, piece or parcel of land, with the buildings and improvements thereon erected, situate,

lying and being in the Town of Fort Edward, Washington County, New York
in a patent granted to John Schuyler and others, bounded and
described as follows:

Parcel One

Beginning at a forked pine tree formerly standing on the bank of
the Hudson River in the north line of the lands formerly owned by
James Calkins; thence north 75½ degrees east to a stake and stones
standing in the northeast corner of a farm formerly owned by
Lansing G. Taylor; thence north 12 degrees 45 minutes east to a stake
and stones standing in the southeast corner of Benjamin Skellie's
farm; thence west to the southwest corner of said Skellie's farm;
thence northerly along the westbounds of said Skellie's farm to
the lands now or formerly of Joseph Blake; thence northerly along
the south lines of said Blakes land to the bank of the Hudson
River; thence south along the bank of said River to the place

twenty-five links to the said highway at a point seventeen chains and five links from the place of beginning, containing sixty-two and 9/100 acres of land, be the same more or less, as the said premises are described in a deed thereof from Wilson Wells and Anna Wells, his wife, to James Keane, dated April 16th 1895; and recorded April 17th 1895, in Washington County Clerk's Office in Liber of Deeds 116 at page 549, Being the same premises conveyed by deed from Keane to David E. Sanders dated May 5th 1911 and recorded in Washington County Clerk's Office on the 17th day of June 1911 at 12 o'clock in book 153 of Deeds at page 101.

Parcel Three

Also, all that other tract or parcel of land situate in the Town of Fort Edward, Washington County, New York, bounded and described as follows:-

Beginning at a blazed elm tree standing on the southerly bank of the outlet of wht is known as the Dry Dock located on said premises from thence running northeast one-hundred and fifty four feet and six inches to an iron pin drove in the ground; thence running southwesterly twenty-two feet and ten inches to an iron pin drove in the ground; from thence one-hundred and forty-three feet and six inches to an iron pin drove in the ground; from thence running to the northeast corner of what is known and referred to in said deed as the "Red Workshop"; from thence in line with the westerly side of said "Red Workshop" to the center of a willow tree standing on the north bank of the Old Champlain Canal; from thence running southeasterly along the line of the old Champlain Canal to the northwest corner of the Aqueduct over Moses Kill Creek; and from thence north to the place of beginning, subject to all the rights of the State of New York in and to the said premises or any part thereof. These premises being the same described in a deed thereof bearing date Sept. 16th 1899, executed by Frances L. McLean to George H. Sanders, which was recorded in the Washington County Clerk's Office on the 28th day of September, 1899 in Liber 125 of Deeds, at page 428. Being the same premises described in a deed from George H. Sanders and Saphronia Sanders, his wife to David E. Sanders and Lucy J. Sanders, his wife, dated April 5, 1918. Being the same premises from which this description is taken, conveyed by Lucy J. Sanders to Foster Belden and Emma Belden, his wife by deed dated 3rd day of March 1924, which was recorded in said Clerk's Office on the 11th day of April 1924 in Liber 182 of deeds at page 585.

Excepting from the above described premises all the land lying between the new State Road and the Hundson River, it being the intention of the parties hereto that the new State Road shall be the western boundary of the property hereby conveyed.

Being the same premises described in a deed from Foster Belden and Emma Belden, his wife, to Stephen H. Morey, dated February 20th 1925, and recorded in the Washington County Clerk's Office February 26th, 1925, in the book 185 of deeds at page 233, except as above stated.

Excepting from the above the right of way of the Adirondock Power Company, and the right of way of the Trolley line.

Parcel Four

Also, all that certain other piece or parcel of land situate in the Town, County and State aforesaid, on the east side of said above described highway, the new State Road, and bounded on the north, south, east and west by lands of the Goodman's, and being the only real estate owned by Saphronia Sanders on the east side of said highway.

The piece of land above described is a portion of the premises owned by George H. Sanders in his lifetime and by the Last Will and Testament of the said George H. Sanders devised and bequeathed to Saphronia Sanders, which said Last Will and Testament was duly admitted to probate in the Surrogates Court of Washington County.

TOGETHER with all right, title and interest, if any, of the party of the first part in and to any streets and roads abutting the above described premises to the center lines thereof,

TOGETHER with the appurtenances and all the estate and rights of the party of the first part in and to said premises,

TO HAVE AND TO HOLD the premises herein granted unto the party of the second part, the heirs or successors and assigns of the party of the second part forever.

Being the same tracts of land as conveyed to William Reitman by Anthony J. LaBelle on December 31st, 1934 and recorded in Washington County Clerk's Office Book 212, page 152.

Excepting from all of the aforesaid parcels of land that piece or parcel of land described in a deed made by William A. Reitman to the Town of Fort Edward dated January 30th 1943 and recorded in the Washington County Clerk's Office on February 9th, 1943 in Book 230 of Deeds at page 402.

Also excepting from all of the aforesaid parcels of land the Appropriation by the Superintendent of Public Works of the State of New York for Highway purposes of the strips of land under Proceeding 1163 Filed and recorded respectively in the office of the Washington County Clerk on May 9th 1956 in Book 344 of Deeds page 200; and on September 11th 1956 in Book of Deeds 347 at page 510; and on September 11th 1956 in Book of Deeds 347 at page 514.

TOGETHER with the appurtenances and all the estate and rights of the party of the first part in and to the said tracts of land.

To have and to hold the said tracts of land and premises herein granted unto the party of the second part, the heirs or successors and assigns of the party of the second part forever.

AND the party of the first part, in compliance with Section 13 of the Lien Law, covenants that the party of the first part will receive the consideration for this conveyance and will hold the right to receive such consideration as a trust fund to be applied first for the purpose of paying the cost of the improvement and will apply the same first to the payment of the cost of the improvement before using any part of the total of the same for any other purpose.

The word "party" shall be construed as if it read "parties" whenever the sense of this indenture so requires.

IN WITNESS WHEREOF the party of the first part has duly executed this deed at the day and year first

BOOK 426 PAGE 1136

STATE OF NEW YORK, COUNTY OF Queens
On the 15th day of July 19 71, before me personally came

William A. Reitman

to me known to be the individual described in and who executed the foregoing instrument, and acknowledged that he executed the same.

K. Wm. TARTENBAUM
Notary Public, State of New York
No. 24-9290500
Qualified in Kings County
Exp. Res. with N.Y. Co. Cert.
March 22, 1975

STATE OF NEW YORK, COUNTY OF

On the day of 19 , before me personally came to me known, who, being by me duly sworn, did depose and say that he resides at No.

that he is the of

, the corporation described in and which executed the foregoing instrument; that he knows the seal of said corporation; that the seal affixed to said instrument is such corporate seal; that it was so affixed by order of the board of directors of said corporation, and that he signed his name thereto by like order.

Bargain and Sale Deed

WITHOUT COVENANT AGAINST GRANTOR'S ACTS

TITLE NO.

William A. Reitman

TO

Donald McDonald

STANDARD FORM OF NEW YORK BOARD OF TITLE UNDERWRITERS
Distributed by
THE TITLE GUARANTEE COMPANY

INDEXED & PAGED

STATE OF NEW YORK, COUNTY OF
On the day of 19 , before me personally came

to me known to be the individual described in and who executed the foregoing instrument, and acknowledged that he executed the same.

STATE OF NEW YORK, COUNTY OF

On the day of 19 , before me personally came the subscribing witness to the foregoing instrument, with whom I am personally acquainted, who, being by me duly sworn, did depose and say that he resides at No.

that he knows

to be the individual described in and who executed the foregoing instrument; that he, said subscribing witness, was present and saw execute the same; and that he, said witness, at the same time subscribed his name as witness thereto.

SECTION

BLOCK

LOT

COUNTY OR TOWN of Fort Edward
Washington County

Recorded At Request of The Title Guarantee Company
RETURN BY MAIL TO:

INTER-COUNTY TITLE
GUARANTY AND TITLE COMPANY
13 South St., Glens Falls, N. Y. 12001
Phone -793-4004 Zip No.

SPACE FOR USE OF RECORDING OFFICE

WASHINGTON COUNTY
0 0 5 6 6 5
REAL ESTATE TRANSFER TAX
STATE OF NEW YORK
Dept. of Taxation & Finance
JUL 20 '71
P.B. 10949
= 26.40 *

RECORDED

650
486
JUL 20 9 26 AM '71
LIBER 426