

At a Special Term of the County Court held
in and for the County of Erie at the County
Hall in the City of Buffalo, New York on the
12th day of January, 2009

PRESENT: HON. SHEILA A. DiTULLIO
ERIE COUNTY COURT JUDGE

STATE OF NEW YORK
COUNTY COURT : COUNTY OF ERIE

**IN THE MATTER of the FORECLOSURE
OF TAX LIENS BY THE COUNTY OF ERIE**

pursuant to the In Rem Provisions of the Erie
County Tax Act and Erie County Legislature
Resolution No. 21E-23 adopted at their 22nd
Session held on November 5, 1998.

**APPLICATION MADE PURSUANT TO
SECTION 56-0508 OF THE ENVIRONMENTAL
CONSERVATION LAW FOR AN ORDER
GRANTING TEMPORARY INCIDENTS OF
OWNERSHIP**

ORDER

IN REM ACTION NO. 155

Index No. I 1998-10862

**Serial No. 2094
5335 River Road, Tonawanda, NY
SBL# 52.06-3-10**

Upon reading and filing the Order to Show Cause granted herein on November 18, 2008,
together with the Supporting Affirmation of JAMES L. TUPPEN, Assistant Erie County Attorney,
dated November 18, 2008, with Exhibits; and upon reading and filing due proofs of service of same
by certified mail and regular mail upon RIVERVIEW INDUSTRIAL CENTER, INC., DEBORAH
RONNEN and DR HOLDINGS LLC; and there being no opposition thereto upon the return date of
said Order to Show Cause, it is hereby

ORDERED, that the COUNTY OF ERIE is hereby granted Temporary Incidents of
Ownership with respect to the parcel of tax delinquent real property known as the Riverview

Industrial Center site, located at 5335 River Road in the Town of Tonawanda, New York [SBL# 52.06-3-10] for the purpose of entering said parcel and conducting an environmental restoration investigation project thereon; and it is further

ORDERED, that the COUNTY OF ERIE is hereby granted access and authority to enter upon the parcel of tax delinquent real property known as the Riverview Industrial Center site, located at 5335 River Road in the Town of Tonawanda, New York [SBL# 52.06-3-10] for the purpose of conducting an environmental restoration investigation project thereon; and it is further

ORDERED, that the instant *in rem* tax foreclosure action with respect to the parcel of tax delinquent real property known as the Riverview Industrial Center site, located at 5335 River Road in the Town of Tonawanda, New York [SBL# 52.06-3-10] is stayed until the environmental restoration investigation project thereon has been completed and the final investigation report filed with the Court, or such other time as the Court may deem proper.

SHEILA A. DITULLIO

HON. SHEILA A. DITULLIO
ERIE COUNTY COURT JUDGE

GRANTED

GRANTED: FEB 25 2009

BY ~~BILLIE JO ZAKIA~~
BILLIE JO ZAKIA
COURT CLERK