

Minutes of a meeting of the Town Board of the Town of Riverhead held in the Town Hall on Wednesday, June 20, 1945 at 2:00 P.M.

Present:

Joseph V. Kelly, Supervisor

Austin H. Warner,

Frank J. Yousik,

William J. Leonard,

Frank J. Smith, Justices of the Peace

Arthur H. Lundberg, Town Attorney and Myron C. Young, Supt. of Highways were present.

Minutes of a meeting of the Town Board held on June 6, 1945 were read and on motion and vote were duly adopted.

A communication was read from Walter W. Whittum, Secretary of the Manorville Fire Department including a list of members of that Department as of June 8, 1945. The communication was ordered placed on file.

The Supervisor's Report for the month of May 1945 was submitted to the Board and on motion and vote was accepted and ordered placed on file.

The final report of the Receiver of Taxes was submitted to the Board and on motion and vote was accepted and ordered placed on file.

On motion made by Justice Warner and seconded by Justice Yousik it was Resolved that the Supervisor be authorized to transfer the sum of \$256.92 from the Current Surplus Account to the following accounts:

Insurance-Compensation	\$14.39
Assessor's Office & Other Expense	42.53
Public Utilities-Parking Space	200.00

The Vote, Justices Warner, Yousik and Smith Yes, Justice Leonard Absent, Supervisor Kelly Yes. Total Vote Yes 4, Absent 1, No 0. The resolution was thereupon declared duly adopted.

Justice Smith offered the following resolution which was seconded by Justice Yousik

WHEREAS, the Town Superintendent of Highways, has reported that it be necessary for the Town to acquire land to make available a needy supply of loam to be removed therefrom for the repair and improvement of the Town Roads and Highways, and

WHEREAS, after due investigation and inspection of many parcels of land by a committee of the Town Board appointed for that purpose and upon its report and due consideration having been given to the comparative sales prices thereof, and

WHEREAS, the the premises hereinafter described have been found to be suitable for providing an adequate supply of loam and that the price offered therefore of \$150.00 per acre is fair and reasonable, now therefore be it

Suffolk County, ss.:

Pauline Case of Riverhead, in said County, being duly sworn, says she is the Principal Clerk of the NEWS-REVIEW PUBLISHING CORPORATION, publishers of THE NEWS-REVIEW, a weekly newspaper printed and published at Riverhead, County of Suffolk and State of New York, and that the Notice, of which the annexed is a printed copy, has been regularly published in said newspaper once in each week for

one weeks successively, commencing on the *19th* day of *April* 19*62*

Sworn to before me this *19*

day of *April* 19*62*

Pauline Case

Notary Public, Suffolk County, N. Y.

JACK B. HEDGES
NOTARY PUBLIC, State of New York
Residing in Suffolk Co. No. 52-6873275
Commission Expires March 30, 19*64*

Notice of Adoption of Resolution
subject to Referendum
NOTICE IS HEREBY GIVEN
that the Town Board of the Town
of Riverhead, Suffolk County,
New York, at a regular meeting
thereof held on April 17, 1962,
duly adopted, subject to a per-
missive referendum, a resolution,
an abstract of which is as fol-
lows:

That the Town of Riverhead
purchase from Edward J.
Goozda, for use of the highway
department for loam, fill and
gravel,
a tract of land of 13.514 acres
in Town of Riverhead, New
York, bounded northerly by
Town of Riverhead about 569
feet easterly by Lipshitz &
Rothman about 692 feet, south-
erly by W. Konylenski about
817 feet, westerly by E. Goozda
about 953 feet, then northerly
by E. Goozda about 237 feet,
then easterly by Town of River-
head about 405 feet,
for the sum of \$7432.70, and
that the Supervisor sign a con-
tract therefor, subject to this
permissive referendum,

By order of the Town Board,
Town of Riverhead, N.Y.

Dated: April 17, 1962

Anthony F. Gadzinski,
Town Clerk

RESOLVED, that the Town of Riverhead purchase from Hollis V. Warner and others and accept delivery to it of a conveyance of the title to the following described premises:-

All that certain piece or parcel of land situate, lying and being at Baiting Hollow, in the Town of Riverhead, County of Suffolk and State of New York, bounded and described as follows:- On the North by land formerly of Franklin H. Young, and now belonging to the Town of Riverhead; for a distance of 555 feet; on the East by land of Nassau Point Club Properties, Inc., about 1746 feet; on the South by land of Edward J. Goozda about 570 feet; and on the West by other lands of Edward J. Goozda about 1746 feet, the Northwest corner of said premises being 274.8 feet southerly from the southeasterly side of Youngs Avenue and the Northeasterly corner thereof being 505.13 feet southerly from the southeasterly side of said Avenue. Said premises, according to survey made by Daniel R. Young, P.E. & L.S. and Alden W. Young, L.S. an area of 22 acres.

BE IT FURTHER RESOLVED, that it pay the purchase price of said 22 acre tract at the rate of \$150.00 per acre, or the sum of \$3300.00 from the available General Town Funds and that an agreement of such purchase upon the terms, conditions and provisions as set forth and expressed in the following proposed form of agreement be entered into with the sellers by the Town Supervisor.

Agreement made this 20th day of June, 1945, between, Hollis V. Warner and Charlotte B. Warner, his wife; J. Wesley Warner and Alice J.A. Warner, his wife; Milton F. Warner and Otelia S. Warner, his wife; Olin F. Warner and Agnes K. Warner, his wife, all residing in the Town of Riverhead, County of Suffolk and State of New York, parties of the first part, and Town of Riverhead, a municipality corporation of the County of Suffolk and State of New York, party of the second part, WITNESSETH:-

WHEREAS, the parties of the first part, as the owners thereof, have agreed to sell and convey and have this day sold and conveyed to the party of the second part for the purchase price and upon the terms of payment thereof, hereinafter expressed, the following described premises, to wit:-

All that certain piece or parcel of land situate, lying and being at Baiting Hollow, in the Town of Riverhead, County of Suffolk and State of New York, which, by reference to a survey thereof made by Daniel R. Young, P.E. & L.S. and Alden W. Young, L.S. Riverhead, N.Y. dated September 27th, 1944, entitled, "Survey for Town of Riverhead, Baiting Hollow, Suffolk County, New York" is bounded and described as follows:- BEGINNING AT A concrete monument set at the northeast corner thereof, distant as measured along the easterly line of a parcel of land conveyed or about to be conveyed by Franklin Young to Town of Riverhead, South 19° 51' East 505.13 feet from a concrete monument set in the Southeasterly side of Youngs Avenue; running thence from said point of beginning the following six(6) courses and distances along a ditch line separating the herein described premises from premises belonging to Nassau Point Club Properties, Inc.,

to wit:- (1) South 20" 05' East 438.2 feet; (2) South 19" 24' East 293.1 feet; (3) South 20" 35' East 283.8 feet; (4) South 19" 47' East 279.4 feet to a locust stake; (5) South 21" 34' East 160. feet and (6) South 19" 21' East 245.7 feet to a concrete monument set in the Northeasterly line of lands of Edward J. Goozda; running thence along the ditch line separating the premises herein described from said land of Edward J. Goozda the following four courses and distances, to wit:- (1) South 70" 02' West 229.6 feet; (2) South 75" 17' West 107. feet; (3) South 69" 43' West 105.1 feet and (4) South 56" 42' West 128.45 feet to a concrete monument set in the corner of said land of Edward J. Goozda; running thence along the easterly line of said lands of Edward J. Goozda North 19" 39' West 1746.2 feet to the Southwesterly corner of land conveyed or to be conveyed by Franklin Young to Town of Riverhead; running thence along the S Southerly line of land last mentioned and following the line of a ditch North 72" 41' East 555. feet to the concrete monument at the point or place of beginning, and containing according to the survey above mentioned an area of 22 acres, and,

WHEREAS, the party of the second part pursuant to resolution of the Town Board of the Town of Riverhead duly adopted at a meeting thereof held on the 20th day of June, 1945, for the particular purpose of providing and removing therefrom the available supply of loam thereon for the repair and improvement of its Town roads and highways has agreed to purchase and has this day purchased and accepted the delivery to it of a conveyance of said premises for the purchase price to be paid by it as hereinafter expressed, now therefore

IT IS HEREBY UNDERSTOOD AND AGREED as follows:-

The purchase price of said premises is the sum of	\$3300.00
To be paid as follows:-	
This day by the payment of	\$328.50
Leaving an unpaid balance of	<u>328.50</u> \$2971.50

It is understood and agreed that the payment of \$328.50 above mentioned made on account of the purchase price represents the payment made by Edward J. Goozda, the Assignee of the parties of the first part and their duly appointed and designated grantee of a parcel of land containing 2.19 acres, and being the westerly portion of an 7.14 acres parcel of land heretofore purchased by the party of the second part for the same highway loam repair purpose from Franklin H. Young, the interest of the party of the second part in said 2.19 acre parcel as the purchaser thereof having been assigned to the parties of the first part for said consideration of \$328.50.

And the party of the second part hereby acknowledges itself to be indebted to the parties of the first part for the unpaid balance of the purchase price above mentioned, to wit:-

the sum of	\$2971.50
and hereby binds itself and agrees to pay	
said sum as follows:-	
On January 10th, 1946	\$1000.00
On January 10th, 1947	\$1000.00
On January 10th, 1948	<u>\$ 971.50</u> <u>\$2971.50</u>

It is further understood and agreed that the above described premises are owned by the parties of the first part as follows:- Hollis V. Warner as to an undivided 5/8th interest therein; J. Wesley Warner as to an un-

divided 1/8th interest therein; Milton F. Warner as to an undivided 1/8th interest therein; Olin F. Warner as to an undivided 1/8th interest therein and that their wives above named have an inchoate dower interest in their respective shares and interest,

And Charlotte B. Warner, J. Wesley Warner, Alice J.A. Warner, Milton F. Warner, Otelia S. Warner, Olin F. Warner and Agnes K. Warner do hereby nominate, constitute and appoint Hollis V. Warner their true and lawful attorney to receive in his individual name all of the payments above specified to be made hereunder and to give all necessary receipts and acquitances therefore and they and each of them do hereby authorize and empower the party of the second part to make such payments to said Hollis V. Warner in his individual name with the same force and effect as though said payments in accordance with their respective interest as above appears were made to them individually,

And that said Hollis V. Warner does hereby agree to accept such appointment and to act as the attorney in fact of the other parties of the first part for the purpose aforesaid and he does further agree upon receiving the payments to be made as above set forth and specified to forthwith pay over to the other parties of the second part their share of the proceeds of such payments as such share is above set forth and specified,

And Charlotte B. Warner, Alice J.A. Warner, Otelia S. Warner and Agnes K. Warner do hereby direct that the value and amount of their respective inchoate dower interests be paid over to and included in the payments to be made to their respective husbands.

IN WITNESS WHEREOF THE PARTIES of the first part have hereto affixed their hands and seal and the party of the second part has caused its corporate seal to be hereunto affixed and these presents to be signed by its Supervisor pursuant to authorization given by resolution of the Town Board of the Town of Riverhead adopted at a meeting held on the 20th day of June 1945, the day and year first above mentioned.

In presence of:

_____ L.S.
_____ L.S.

TOWN OF RIVERHEAD

By- _____
Supervisor.

The Vote, Justices Warner, Yousik, Leonard and Smith Yes, Supervisor Kelly Yes. Total Vote Yes 5, NO 0. The foregoing resolution was thereupon declared duly adopted.

A communication was read from Mr. B. J. Case together with a petition signed by sixteen residents and taxpayers requesting that a sidewalk be laid on East Avenue from Second Street to the St. John's Church property. On motion and vote the matter was referred to the Supt. of Highways.

The Town Board then convened as a Board of Audit and examined all Town Bills to date.

There being no further business on motion and vote the meeting adjourned to meet on Thursday, July 5, 1945 at 2:00 P.M.

Harry J. Kratville
Harry J. Kratville, Town Clerk.