

LIBER 1604 PAGE 544 ✓

THIS INDENTURE, made this 19th day of February, 1959, between the Town of Guilderland on behalf of the McKownville Water District, organized and existing under and by virtue of the laws of the State of New York, in the Town of Guilderland, County of Albany and State of New York, hereinafter called the grantor and Stuyvesant Plaza, Inc., a domestic corporation, with offices at No. 120 Washington Avenue, in the City of Albany, County of Albany and State of New York, hereinafter called the grantee, witnesseth:

That in consideration of the sum of Five Thousand Five Hundred Dollars (\$5,500.00) now paid to the said grantor by the grantee, the receipt whereof is hereby acknowledged, the said grantor hereby grants and conveys a perpetual easement and right of way over, on and through, for ingress and egress, the following described premises:

ALL THAT parcel of land situate in the Town of Guilderland, County of Albany and State of New York, bounded and described as follows: Beginning at a point in the north line of Western Avenue, said point being fifty (50) feet distant in a westerly direction from the center line of the culvert which is two hundred and eighty-eight (288) feet westerly of the west line of Fuller Road, said point of beginning being the southeast corner of the parcel of land of nine and fifty-one hundredths (9.51) acres conveyed by Emma E. Van Loan to McKownville Water District, by Deed recorded in the Albany County Clerk's Office April 1, 1949 in Liber 1160 of Deeds at page 193, thence northerly at right angles to the north line of Western Avenue and Running along the easterly line of said parcel of land for a distance of two hundred (200) feet, thence westerly making an interior angle of one hundred twenty (120) degrees thirty (30) minutes with the last described course and running the bounds of said parcel of land for a distance of

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fifty-eight and three-hundredths (58.03) feet, thence southerly at right angles to the north line of Western Avenue for a distance of two hundred twenty-nine and forty-five hundredths (229.45) feet to the north line of Western Avenue, thence easterly along the north line of Western Avenue for a distance of fifty (50) feet to the point and place of beginning, containing 0.2466 of an acre of land. 1604 545

This grant is made subject to the following conditions:

1. The said right of way shall, at all times hereafter, be kept open and unobstructed for the use and benefit of the grantee, its successors and assigns, its agents and servants and tenants and occupiers as a means of ingress and egress by foot and vehicle, but not to be used for the storage or permanent parking of vehicles.

2. The grantee herein shall grade and maintain the right of way and it and its successors and assigns shall keep it in good repair and in good and safe condition at its own expense and shall maintain the tile overflow drain from the McKownville Water District reservoir.

That the grantor herein grants and conveys the above described premises pursuant to Section 198, Subdivision 12, Paragraph A and Section 90 of the Town Law and the modifying Decision of the Water Power and Control Commission of the State of New York, dated December 9, 1958.

IN WITNESS WHEREOF, the Grantor, as represented by the Town Board, has caused its seal to be hereto affixed and these presents to be signed by its Supervisor pursuant to a resolution by the Town Board bearing date of the 28th day of October, 1958.

TOWN OF GUILDERLAND ACTING ON BEHALF OF MCKOWNVILLE WATER DISTRICT

( S E A L )

By \_\_\_\_\_ Supervisor.

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STATE OF NEW YORK )  
COUNTY OF ALBANY ) ss.:  
Town of Guilderland)

On this 19th day of February 1959, before me, the sub-  
scriber, personally appeared John E. King, to me known and known  
to me and who, being by me duly sworn, did depose and say that he  
resides in the Town of Guilderland, Albany County, New York, and  
is the Supervisor of the Town of Guilderland, the municipal  
corporation described in and which executed the foregoing instru-  
ment; that he knows the seal of said Town, and that the seal  
affixed to the foregoing instrument is such seal; that the same  
was affixed thereto by the order of the Town Board, and that he  
signed his name thereto by like order.

1604 No. 546

TOWN CLERK,  
TOWN OF GUILDERLAND, ALBANY COUNTY,  
NEW YORK.

GEORGE  
MAYNARD  
FEB 19 4 30 PM '59

19 FEB 19 1959  
4:30 PM  
1604  
John E. King  
5-7-59

*John E. King*

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