

PERMANENT EASEMENT

THIS INDENTURE, made this *29* day of *June*, 2023

Between, VILLAGE OF MILLBROOK, with offices located at 35 Merritt Ave, Millbrook, NY 12545,, party of the first part,

-and-

COUNTY OF DUTCHESS, a municipal corporation with offices at 22 Market Street, Poughkeepsie, New York 12601, party of the second part.

WITNESSETH, that the party of the first part, in consideration of TEN and 00/100 (\$10.00) DOLLARS, lawful money of the United States, actual consideration paid by the party of the second part, does hereby grant and release by way of donation unto the party of the second part, its heirs successors and/or assigns the following described Permanent Easement;

ALL that certain plot, piece or parcel of land, situate, lying and being in the Town of Clinton, County of Dutchess, State of New York, being more particularly bounded and described on Map 3, Parcel 1, annexed hereto.

Being a portion of those same lands described in a certain deed dated June 6, 1997, and recorded June 18, 1997 in Liber 1995 Page 491 and in a certain deed dated November 1, 1946, and recorded November 1, 1946 in Liber 649 Page 575 in the Office of the County Clerk for Dutchess County, re: Parcel Numbers (135889-6765-03-332250-0000) (135801-6765-18-345235-0000).

This conveyance is made to the County of Dutchess in accordance with the authority set forth in Resolution No. _____ of the Dutchess County Legislature.

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 successors and assigns of the party of the second part, forever.

AND the party of the first part covenants that the party of the first part has not done or suffered anything whereby the said premises have been encumbered in any way what so ever, except as aforesaid.

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.

RESERVING, however, to the owner of any right, title or interest in and to the property described above, and such owner's successors or assigns, the right of access and the right of using said property and such use shall not be further limited or restricted under this easement beyond that which is necessary to effectuate its purpose for, and as established by, the construction and as so constructed, the maintenance, of the herein identified project.

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 the day and year first above written.

ORIGINAL

party of the first part,

VILLAGE OF MILLBROOK

Tim Colgan, Mayor
Authorized Official

party of the first part,

COUNTY OF DUTCHESS


William F.X. O'Neil
County Executive

STATE OF NEW YORK)
) SS:
COUNTY OF DUTCHESS)

ORIGINAL

On this 29 day of June, 2023, before me, the undersigned, personally appeared Tim Collopy, personally known to me or proved to me on the basis of satisfactory evidence to be the individual whose name is subscribed to the within instrument and acknowledged to me that (s)he executed the same in his/her capacity, and that by his/her signature on the instrument, the individual or the person upon behalf of which the individual acted, executed the instrument.

SARAH J. WITT
Notary Public - State of New York
No. 01WI6250628
Qualified in Dutchess County
My Commission Expires Oct. 31, 2023
e



Notary Public

STATE OF NEW YORK)
) SS:
COUNTY OF DUTCHESS)

On this _____ day of _____, 2023, before me, the undersigned, personally appeared William F.X. O'Neil, personally known to me or proved to me on the basis of satisfactory evidence to be the individual whose name is subscribed to the within instrument and acknowledged to me that (s)he executed the same in his/her capacity, and that by his/her signature on the instrument, the individual or the person upon behalf of which the individual acted, executed the instrument.

Notary Public

Record and Return to:
Anne Marie Smith
Dutchess County Department
of Law, 22 Market Street
Poughkeepsie, NY 12601

DUTCHESS COUNTY
DEPARTMENT OF PUBLIC WORKS
ACQUISITION MAP
REPLACEMENT OF BRIDGE W-21

STANFORD ROAD
TOWN OF WASHINGTON
VILLAGE OF MILLBROOK

MAP NO. 3
PARCEL NOS. 1, 2, 3 & 4
SHEET 1 OF 3 SHEETS

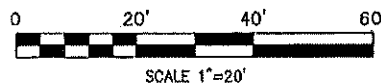
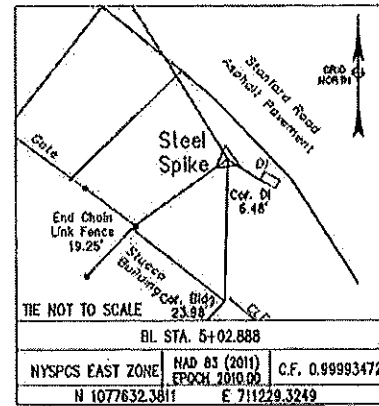
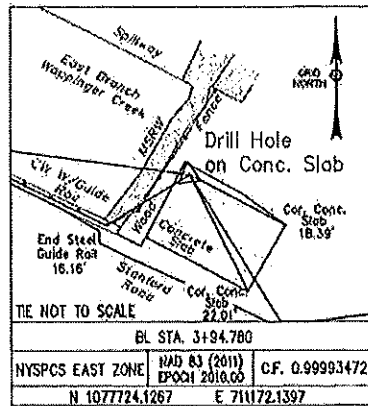
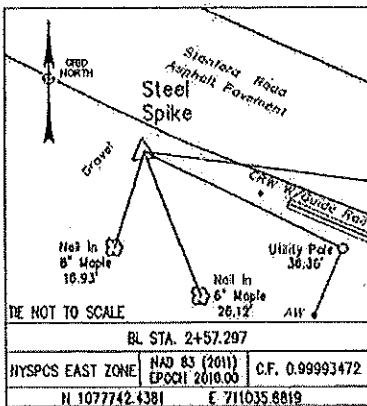
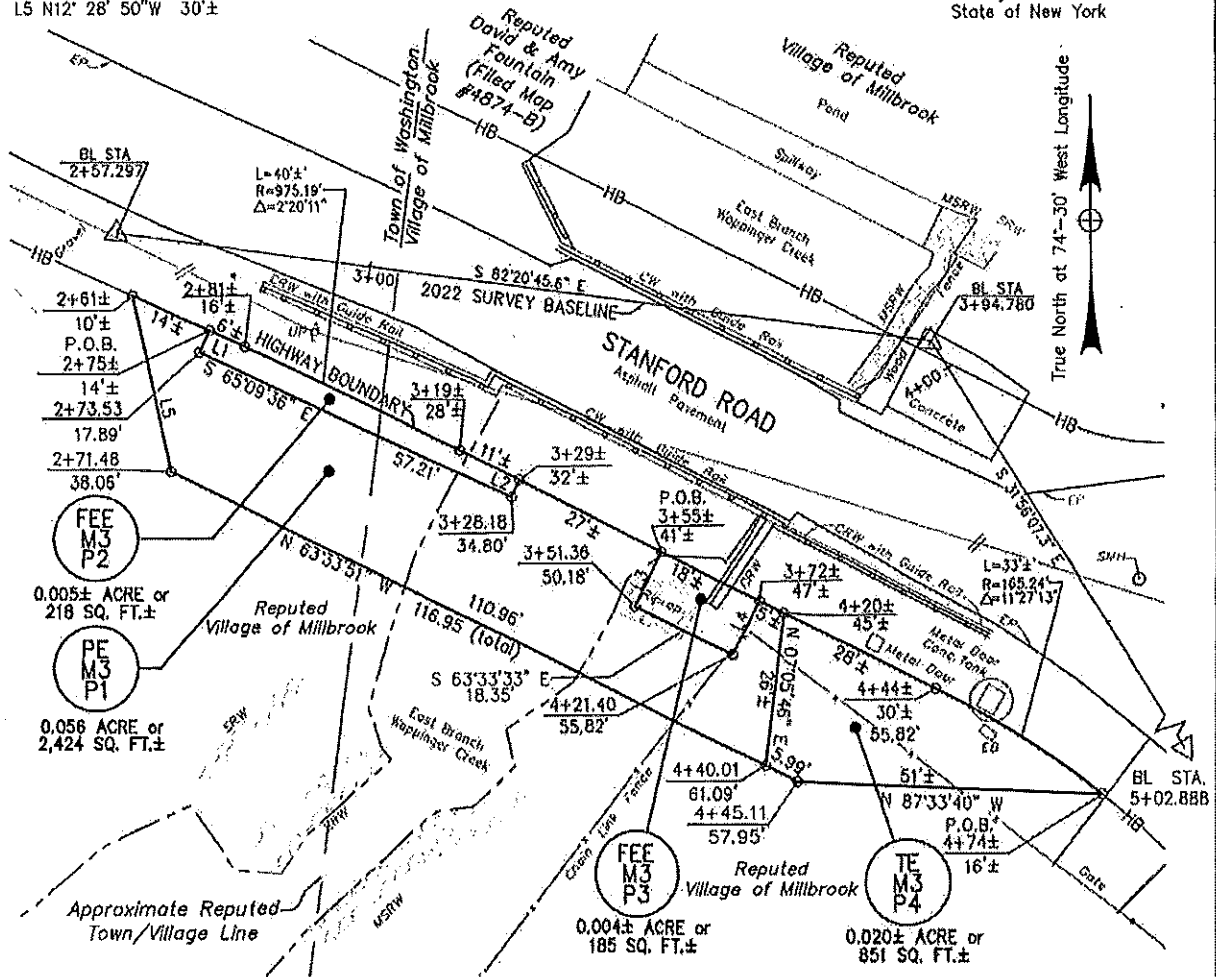
Parcel Locator Point:
N: 1,077,689.2486
E: 711,126.9437
NAD 83 (2011) Epoch 2010.00

VILLAGE OF MILLBROOK
(REPUTED OWNER)
CCD: LIBER 1995, PAGE 491
LIBER 649, PAGE 575
LIBER 1799, PAGE 831

PARCEL SUMMARY:
Type: P1-Permanent Easement
P2 & P3-Fee
P4-Temporary Easement

Portion of 2022 Tax Map
Ref. No. 6765-14-332250
Ref. No. 6765-14-345235
Ref. No. 6765-14-353221
Town of Washington
Village of Millbrook
County of Dutchess
State of New York

Line Table
L1 N24° 50' 24"E 4'±
L2 N24° 50' 24"E 3'±
L3 N26° 29' 28"E 10'±
L4 N26° 25' 13"E 10'±
L5 N12° 28' 50"W 30'±



DUTCHESS COUNTY
DEPARTMENT OF PUBLIC WORKS
ACQUISITION MAP
REPLACEMENT OF BRIDGE W-21

STANFORD ROAD
TOWN OF WASHINGTON
VILLAGE OF MILLBROOK

MAP NO. 3
PARCEL NOS. 1, 2, 3 & 4
SHEET 2 OF 3 SHEETS

Parcel No. 1

PERMANENT EASEMENT FOR HIGHWAY PURPOSES

A Permanent easement to be exercised in, on and over the property delineated above and hereinafter described for the purpose of constructing highway improvements. Such easement shall be exercised in and to all that piece or parcel of property designated as Parcel No. 1, situate in the Town of Washington, Village of Millbrook, County of Dutchess, State of New York as shown on the accompanying map and described as follows:

Beginning at a point on the existing southerly boundary of Stanford Road, said point being 144 feet distant southwesterly measured at right angles, from station 2+757 of the survey baseline referenced hereafter; thence through lands of the grantor herein the following three (3) courses: (1) South 24° 50' 22" West 49 feet to a point distant southwesterly 17.89 feet measured at right angles, from station 2+73.53 of said baseline; (2) South 65° 09' 36" East 57.21 feet to a point distant southwesterly 34.80 feet measured at right angles, from station 3+28.18 of said baseline; (3) North 24° 50' 21" East 49 feet to a point in said existing southerly boundary of Stanford Road distant 321 feet measured at right angles, from station 3+292 of said baseline; thence continuing along the existing southerly boundary of Stanford Road southwesterly 271 to a point distant 411 feet measured at right angles, from station 3+807; thence through lands of the grantor herein the following three (3) courses: (1) South 28° 29' 28" West 102 feet to a point distant southwesterly 50.10 feet measured at right angles, from station 3+81.36 of said baseline; (2) South 65° 43' 33" East 18.35 feet to a point distant southwesterly 55.82 feet measured at right angles, from station 4+71.40 of said baseline; (3) North 28° 25' 15" East 102 feet to a point in said southerly boundary of Stanford Road distant southwesterly 477 feet measured at right angles, from station 3+721; thence along said existing southerly boundary of Stanford Road southwesterly 52 feet to a point distant southwesterly 457 feet measured at right angles, from station 4+201; thence through lands of the grantor herein the following three (3) courses: (1) South 07° 05' 46" West 262 feet to a point distant southwesterly 61.09 feet measured at right angles, from station 4+40.01 of said baseline; (2) North 03° 23' 51" West 110.96 feet to a point distant southwesterly 39.06 feet measured at right angles to station 2+71.49 of said baseline; (3) thence North 12° 25' 40" West 301 feet to a point in said existing southerly boundary of Stanford Road distant southwesterly 162 feet measured at right angles from station 2+617 of said baseline; thence along said southerly boundary of Stanford Road southwesterly 142 feet to the point of beginning; being 2,424 square feet or 0.056 acre more or less.

RESERVING, however, to the owner of any right, title or interest in and to the property delineated as Parcel No. 1 above, and such owner's successors or assigns, the right of access and the right of using said property and such use shall not be further limited or restricted under this easement beyond that which is necessary to effectuate its purpose for, and as established by, the construction or reconstruction and as so constructed or reconstructed, the maintenance, of the herein project.

The above mentioned survey baseline is a portion of the 2022 survey baseline for the reconstruction of the Stanford Road Bridge over the East Branch of the Wappinger Creek and described as follows:

Beginning at station 2+57.297; thence South 82° 20' 45.6" East to station 3+94.780.

All bearings referred to TRUE NORTH at the 74° - 30' MERIDIAN OF WEST LONGITUDE.

Parcel No. 2

EASE

All that piece or parcel of property designated as Parcel No. 2, situate in the Town of Washington, Village of Millbrook, County of Dutchess, State of New York as shown on the accompanying map and described as follows:

Beginning at a point on the existing southerly boundary of Stanford Road, said point being 144 feet distant southwesterly measured at right angles, from station 2+701 of the survey baseline referenced hereafter; thence along said southerly boundary of Stanford Road southwesterly 62 feet to a point distant southwesterly 162 feet measured at right angles, from station 2+811 of said baseline; thence continuing southwesterly along said existing southerly boundary of Stanford Road following a curve to the right having a radius of 875.10 feet a distance of 404 feet to a point distant southwesterly 281 feet measured at right angles, from station 3+191 of said baseline; thence continuing along said existing southerly boundary of Stanford Road southwesterly 112 feet to a point distant southwesterly 321 feet measured at right angles, from station 3+291 of said baseline; thence through lands of the grantor herein the following three (3) courses: (1) South 24° 50' 21" West 49 feet to a point distant southwesterly 34.80 feet measured at right angles, from station 3+28.18 of said baseline; (2) North 65° 09' 36" West 57.21 feet to a point distant southwesterly 17.89 feet measured at right angles, from station 2+73.52 of said baseline; (3) North 24° 30' 24" East 49 feet to the point of beginning; being 215 square feet or 0.005 acre more or less.

The above mentioned survey baseline is a portion of the 2022 survey baseline for the reconstruction of the Stanford Road Bridge over the East Branch of the Wappinger Creek and described as follows:

Beginning at station 2+57.297; thence South 82° 20' 45.6" East to station 3+94.780 and South 31° 56' 07.3" East to station 3+82.886.

All bearings referred to TRUE NORTH at the 74° - 30' MERIDIAN OF WEST LONGITUDE.

Parcel No. 3

EASE

All that piece or parcel of property designated as Parcel No. 3, situate in the Town of Washington, Village of Millbrook, County of Dutchess, State of New York as shown on the accompanying map and described as follows:

Beginning at a point on the existing southerly boundary of Stanford Road, said point being 111 feet distant southwesterly measured at right angles, from station 3+807 of the survey baseline referenced hereafter; thence along said existing southerly boundary of Stanford Road southwesterly a distance of 162 feet to a point being distant 471 southwesterly measured at right angles, from station 3+777 of said baseline; thence through lands of the grantor herein the following three (3) courses: (1) South 26° 25' 13" West 102 feet to a point distant southwesterly 35.62 feet measured at right angles, from station 4+21.60 of said baseline; (2) North 63° 33' 33" West 18.35 feet to a point distant southwesterly 50.10 feet measured at right angles, from station 3+81.36 of said baseline; (3) North 28° 29' 28" East 102 feet to the point of beginning; being 183 square feet or 0.004 acre more or less.

The above mentioned survey baseline is a portion of the 2022 survey baseline for the reconstruction of the Stanford Road Bridge over the East Branch of the Wappinger Creek and described as follows:

Beginning at station 2+57.297; thence South 82° 20' 45.6" East to station 3+94.780 and South 31° 56' 07.3" East to station 3+82.886.

All bearings referred to TRUE NORTH at the 74° - 30' MERIDIAN OF WEST LONGITUDE.

DUTCHESS COUNTY
DEPARTMENT OF PUBLIC WORKS
ACQUISITION MAP
REPLACEMENT OF BRIDGE W-21

STANFORD ROAD
TOWN OF WASHINGTON
VILLAGE OF MILLBROOK

MAP NO. 3
PARCEL NOS. 1, 2, 3 & 4
SHEET 3 OF 3 SHEETS

Parcel No. 4

TEMPORARY EASEMENT FOR HIGHWAY PURPOSES

A Temporary easement to be exercised in, on and over the property delineated above and hereinafter described for the purpose of constructing highway improvements. Such easement shall be exercised in and to all that piece or parcel of property designated as Parcel No. 4, situate in the Town of Washington, Village of Millbrook, County of Dutchess, State of New York as shown on the accompanying map and described as follows:

Beginning at a point on the existing southerly boundary of Stanford Road, said point being 161 feet distant southwesterly measured at right angles, from station 4+74 of the survey baseline referenced hereafter; thence through lands of the grantor heretofore the following three (3) courses: (1) North 87° 33' 40" West 51.1 feet to a point distant southwesterly 27.95 feet measured at right angles, from station 4+43.11 of said baseline; (2) North 81° 33' 41" West 5.29 feet to a point distant southwesterly 61.09 feet measured at right angles, from station 4+40.01 of said baseline; (3) thence North 87° 05' 46" East 261 feet to a point in said existing southerly boundary of Stanford Road distant southwesterly 451 feet measured at right angles from station 4+201 of said baseline; thence along said existing southerly boundary of Stanford Road southeasterly 281 feet to a point distant southwesterly 302 feet measured at right angles, from station 4+141 of said baseline; thence continuing along said existing southerly boundary of Stanford Road along a curve to the right having a radius of 165.24 feet a distance of 334 feet to the point of beginning; being 851 square feet or 0.020 acre more or less.

RESERVING, however, to the owner of any right, title or interest in and to the property delineated as Parcel No. 4 above, and such owner's successors or assigns, the right of access and the right of using said property and such use shall not be further limited or restricted under this easement beyond that which is necessary to effectuate its purposes for, and as established by, the construction or reconstruction and as so constructed or reconstructed, the maintenance, of the herein project.

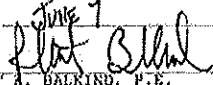
The above mentioned survey baseline is a portion of the 2022 survey baseline for the reconstruction of the Stanford Road Bridge over the East Branch of the Wappinger Creek and described as follows:

Beginning at station 2+57.297; thence South 82° 20' 45.6" East to station 3+94.780 and South 31° 56' 07.3" East to station 5+02.888.

All bearings referred to TRUE NORTH at the 74° - 30' MERIDIAN OF WEST LONGITUDE.

I hereby certify that the property mapped above is necessary for this project, and the acquisition thereof is recommended.

Date: June 7, 2023


ROBERT A. BARKIND, P.E.
COMMISSIONER

Unauthorized alteration of a survey map bearing a licensed land surveyor's seal is a violation of the New York State Education Law.

I hereby certify that this survey was performed in accordance with the current Standards for Land Surveys as adopted by the New York State Association of Professional Land Surveyors, Inc.

Date: _____, 2023


NICHOLAS G. CHAPIN, LAND SURVEYOR
P.L.S. LICENSE NO. 049330

