

**EXHIBIT “1”**

In order to complete the necessary action to acquire Cherry St. as a town road, the Board was brought up-to-date on the procedures already followed:

- 1) On December 31, 1967, the Feith Realty Corporation, John Feith, Jr., President, submitted the formal offer of dedication of land for use as a public street known as Hemlock Street and land for use as a public street now known as Cherry Street. At this time, at the request of the Supervisor, Mr. Jose Camallonga, Senior Civil Engineer, visited the area and indicated approval would be forthcoming from the Department of Transportation:
  - a) For Hemlock Street, where three rods of right-of-way are deeded to the Town, the State not having any additional restrictions.
  - b) For Cherry Street, for a length of approximately 900 feet, where two rods of right-of-way are obtainable, with the understanding that any future extension beyond this point will have a three rod right-of-way.
- 2) The Clerk presented a letter dated January 31, 1968 from the Department of Transportation, signed by Jose Camallonga for Mr. M. N. Sinacori, District Engineer, approving the acquisition of Hemlock Street as a Town road and consenting to recommend to the Commissioner, Department of Transportation, that a certificate of necessity be issued for Cherry Street for a length of approximately 900 feet. This letter also calls for a resolution from the Town Board, Town maps and proof that the property has been deeded to the Town.

The Clerk, having informed the Board that a deed to the Town for two parcels of land to be dedicated, Hemlock Street and Cherry Street, is being turned over by Feith Realty Corporation, Councilman VanZetta offered the following resolution and moved its adoption:

WHEREAS, this Town Board has accepted for dedication to the Town the land along which it is proposed to lay out a certain highway, less than three rods in width, as shown on a map entitled Portion of Map, Property of Feith Realty, Inc., dated Dec. 13, 1967, said highway being generally described as follows: being a road 33 feet in width, extending from the south side of Franklin St., in a southerly course, thence southwesterly, the westerly boundary being 872.02 ft., easterly boundary 900.69 ft. and now known as Cherry Street, and

WHEREAS, the consent of this Town Board having been given that the Town Superintendent of Highways make an order laying out the said highway less than three rods in width, such order having been filed and recorded in the office of the Town Clerk, with a release of the land from the owner thereof, and

WHEREAS, the Town may not lay out a highway less than three rods in width unless certification in writing of the necessity therefor is made by the Superintendent of Public Works of the State of New York, pursuant to Section 171 of the Highway Law, Now, therefore be it

RESOLVED: That the Town Board hereby requests the Superintendent of Public Works of the State of New York to issue a certificate in writing, pursuant to Section 171 of the Highway Law, of the necessity for laying out such highway less than three rods in width, to extend as delineated upon the map hereto annexed and made a part hereof.

The motion to adopt the foregoing resolution was seconded by Councilman Yarel and duly put to a vote on roll call, which resulted as follows:

Ayes: 5  
Noes: 0

The resolution to accept the offer of dedication from Feith Realty Corporation was therefore declared duly adopted.

The Supervisor presented a Supplementary Offer of Dedication, supplementing Offer for and Dedication of Forest Hill, formerly known as Hemlock Street, dated November 27, 1967, and accepted by resolution of the Town Board on April 10, 1968, (as corrected).