

AGREEMENT  
between  
THE VILLAGE OF TANNERSVILLE AND THE TOWN OF HUNTER  
and  
THE CITY OF NEW YORK  
for  
SEWERAGE SYSTEM

Dated February 15, 1925.

(This agreement modifies the previous agreement of Aug. 15, 1924)

This only changes  
the line route of  
the original  
agreement.

ARTICLES OF AGREEMENT, made this 25th day of February, one thousand nine hundred and twenty-five, between THE VILLAGE OF TAMMERSVILLE, a municipal corporation of Greene County, New York, acting by and through its Village Board, party of the first part; THE TOWN OF HUNTER, a municipal corporation of Greene County, New York, acting by and through its Town Board, party of the second part; and THE CITY OF NEW YORK, a municipal corporation of New York, N. Y., acting by and through the Board of Water Supply by virtue of the powers vested in it by Chapter 724 of the Laws of 1905 and Chapter 630 of the Laws of 1923 of the State of New York and the amendments thereto, party of the third part,

WHEREAS, said parties hereto did, under date of August 15, 1924, execute an agreement, pursuant to the provisions of Chapter 630 of the Laws of 1923 for the purpose of providing, maintaining and operating a sewage collection and disposal system for the Village of Tammerville and vicinity; and

WHEREAS, by Clause 1 of said agreement of August 15, 1924 the Village of Tammerville and the Town of Hunter, as parties of the first and second parts did agree to obtain at the cost of the said parties of the first and second parts and in the name of the City of New York perpetual easements together with rights of ingress and egress necessary for the construction, operation and maintenance of the said sewage collection and disposal system; and

WHEREAS, by Clause 2 of said agreement of August 15, 1924 the City of New York, as party of the third part, did agree to construct said sewage collection and disposal system at locations shown on a map dated December 11, 1923 and revised May 15, 1924, said map being entitled "City of New York, Board of Water Supply, Schoharie watershed,

Sewerage System, Tannersville and Vicinity" and being attached to said agreement of August 15, 1924; and

WHEREAS, it has not been possible for the said parties of the first and second parts to obtain all of the perpetual easements and rights of ingress and egress on the locations shown on the said map dated December 11, 1923 and revised May 16, 1924; and

WHEREAS, it has, in consequence, become necessary, to change the location of two small portions of the said sewage collection system thus necessitating the adoption of a new map;

NOW, THEREFORE, THIS AGREEMENT WITNESSETH, That, for and in consideration of one dollar and other valuable consideration, each to the other in hand paid by the parties hereto, the receipt whereof is hereby acknowledged, and of the mutual covenants and agreements and conditions hereinafter contained, it is agreed as follows:

1. The parties hereto agree that the location of the sewer as shown on the map dated December 11, 1923 and revised May 16, 1924 shall be changed and modified as shown on the new map dated January 10, 1926, which new map is entitled "City of New York, Board of Water Supply, Schoharie Watershed, Sewerage System, Tannersville and Vicinity" and is attached hereto and made part of this agreement, said location being changed and modified in the following particulars:

- (a) so as to avoid the property of Addison Miltze, situated on the north side of Spring Street, and
- (b) so as to avoid the property of William Schriver, located on the easterly side of South Main Street.

2. Said party of the first part agrees to pay to said party of the third part, upon the completion of the construction of the sewage collection and disposal system, the sum of six hundred and twenty-eight (\$628.00) dollars, which sum represents the estimated

additional cost of constructing the sewage collecting system on the changed location over the cost of construction in the location originally contemplated.

3. The map dated December 11, 1923 and revised May 16, 1924 shall be and continue in full force and effect except in so far as the location of the sewage collecting system is changed on the new map dated January 10, 1925, and the said map dated January 10, 1925 entitled "City of New York, Board of Water Supply, Schoharie watershed, Sewerage System, Tannersville and Vicinity" is made part of this agreement and is filed with the village clerk of the village of Tannersville and the Town Clerk of the Town of Hunter.

4. Nothing contained in this agreement shall be construed as in any manner affecting the validity of any part or of any thing contained in the agreement of August 15, 1924, and said agreement of August 15, 1924 remains in full force and effect except as the location of the said sewage collecting system is changed and modified as indicated on the said map dated January 10, 1925.

IN WITNESS WHEREOF, the Village of Tannersville has caused these presents to be signed by its President and its corporate seal to be affixed hereto; the Town of Hunter has caused these presents to be signed by its Justice of the Peace, Bert E. Baker, and its corporate seal to be affixed hereto; and the Commissioners of the Board of Water Supply have hereunto set their hands and seals on behalf of the City of New York; and the parties of the first and second parts, and the Board of Water Supply have executed this agreement in quintuplicate, the day and year first above written, one part to remain with the party of the first part, one with the

party of the second part, two others to remain with the Board of Water Supply, and the fifth to be filed in the office of the clerk of the County of Greene in the State of New York.

(Seal)

THE VILLAGE OF TAMMERSVILLE

By (signed; Morris S. Schapiro

(Seal)

THE TOWN OF HUNTER

By (signed; Bert P. Baker

(Seal)

THE CITY OF NEW YORK

By BOARD OF WATER SUPPLY

(signed; George J. Gillespie) Commis-  
sioners  
James P. Sinnott ) of the  
Philip P. Donohue ) Board of  
Water  
Supply

Approved as to form

(signed) Milo Claude Roseman      February 25, 1925  
Counsel of the Village of Pannersville.

Approved as to form

(signed) Paul Proctor      February 25, 1925  
Counsel of the Town of Hunter

Approved as to form      Feb. 21, 1925

L. L. L.  
2/20/25 (signed) Arthur J. V. Hilley  
Acting Corporation Counsel of the City of New York.

The foregoing agreement was approved by the Board of Estimate and Apportionment of the City of New York by resolution dated      and the Mayor of the City of New York as Chairman of the said Board of Estimate and Apportionment was by said resolution authorized to indicate thereon the approval of the said Board of Estimate and Apportionment. The said resolution of      also authorized the issuance by the Comptroller of corporate stock of the City of New York for the uses and purposes of the Board of Water Supply in connection with the construction of the herein referred to sewerage system and disposal works to an amount of      said corporate stock under the provisions of Chapter 630 of the Laws of 1923 being construed as bonds to provide for the supply of water within the meaning of Section 10 of Article 8 of the Constitution of the State of New York.

THE CITY, COUNTY AND STATE OF NEW YORK, SS:

On the 3rd day of March, 1926

before me personally came George J. Gillespie

on the 5th day of March, 1926

Philip F. Donohue

on the 24th day of March, 1926

James P. Sinnott

to me known and known to me to be the Commissioners of the Board of Water Supply of the City of New York, the persons described in and who, as such Commissioners, executed the foregoing instrument, and they severally acknowledged to me that they executed the same as such Commissioners.

Dated the 24th day of March, 1926.

(signed) John F. Todd

Notary Public, Queens County  
Appointment expires March 30, 1926  
Queens County, County Clerk's No. 1119  
(Register's No. 6182  
New York County (County Clerk's No. 142

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

On this 25th day of February, 1925, before me personally came Morris S. Schapiro, to me personally known and known to me to be the President of the VILLAGE OF TANNERSVILLE, the municipal corporation described in and which executed the foregoing instrument, who, being duly sworn, did depose and say:

That he resides in the said VILLAGE OF TANNERSVILLE; that he is President of the said VILLAGE OF TANNERSVILLE; that he executed the foregoing instrument under and pursuant to a resolution of the Board of Trustees of the VILLAGE OF TANNERSVILLE passed on the 25th day of February, 1925 for that purpose, authorizing and directing him to execute the foregoing instrument.

(signed) Milo C. Moseman (Seal)  
Notary Public.

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

On this 25th day of February, 1925, before me personally came Bert F. Baker, to me personally known and known to me to be the Justice of the Peace of the TOWN OF HUNTER, the municipal corporation described in and which executed the foregoing instrument, who, being duly sworn, did depose and say:

That he resides in the said TOWN OF HUNTER; that he is the Justice of the Peace of the said TOWN OF HUNTER; that he executed the foregoing instrument under and pursuant to a resolution of the Town Board of the TOWN OF HUNTER passed on the eleventh day of February, 1925 for that purpose, authorizing and directing him to execute the foregoing instrument.

(signed) Paul Fromer (Seal)  
Notary Public