

**PETITION FOR THE ANNEXATION OF TERRITORY
FROM THE TOWN OF CHESTER TO THE
VILLAGE OF CHESTER, ORANGE COUNTY, NEW YORK**

TO: Town of Chester Town Board
1786 Kings Highway
Chester, New York 10918

Village of Chester Board of Trustees
47 Main Street
Chester, New York 10918

Pursuant to Article 17 of the General Municipal Law of the State of New York, Petitioner BT Holdings LLC hereby petitions to annex to the Village of Chester certain territory that adjoins the Village of Chester and is located in the Town of Chester. Both the Town of Chester and Village of Chester are local governments pursuant to Article 17 of the General Municipal Law.

Petitioner requests annexation to the Village of Chester of the territory described in Exhibit A attached (hereinafter "Territory"). Said Territory is also identified as Town of Chester Tax Map No. 2-1-39. Such Territory is located solely within the Town of Chester and not within any city or village. Said Territory is also depicted on the map attached as Exhibit B.

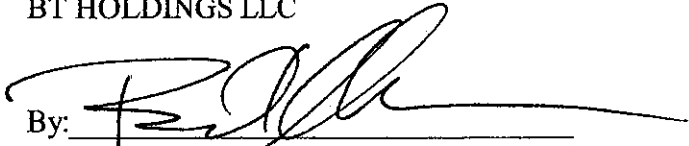
Petitioner is the owner of all of the assessed valuation of the real property in such territory, as shown upon the last preceding assessment roll of the Town of Chester. Attached as Exhibit C is the executed Certificate of the Assessor of the Town Chester certifying to said fact.

There are no inhabitants in the Territory proposed to be annexed.


IN WITNESS WHEREOF, the Petitioner, in the presence of a notary public as witness, has signed and executed this petition on January 17, 2008.

[Signature and Notary Next Page]

BT HOLDINGS LLC

By: 
Bernard W. Nussbaum, Managing Member

Sworn to before me this 17th
day of January, 2008


Notary Public, State of New York

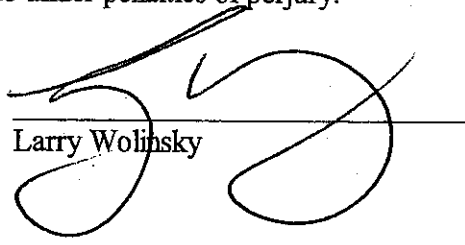
BEATRICA WEISS
Notary Public, State of New York
No. 01WE485646
Qualified in Kings County
Commission Expires May 5, 2010

State of New York)
 :
County of Sullivan) ss:

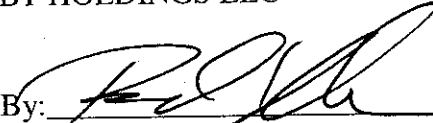
I, the undersigned, am an attorney admitted to practice in the courts of the State of New York, and certify that the annexed Petition for the Annexation of Territory has been compared to the original and found to be a true and complete copy thereof.

I affirm that the foregoing statements are true under penalties of perjury.

Dated: 1/18, 2008



Larry Wolinsky

BT HOLDINGS LLC

By: 
Bernard W. Nussbaum, Managing Member

State of New York)
County of NY) ss.:

On 2/27, 2008 before me, the undersigned, personally appeared BERNARD W. NUSSBAUM 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 he executed the same in his capacity, and that by his signature on the instrument, the individual or the person upon behalf of which the individual acted, executed the instrument, and that such individual made such appearance before the undersigned in the ~~Village~~ of _____, County of _____, State of New York.



Notary Public, State of New York

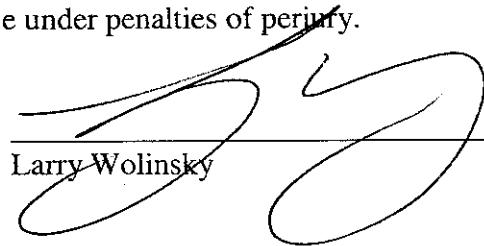
FRATRICA WEISS
Notary Public, State of New York
No. 4858546
Qualified in Kings County
Commission Expires May 5, 2010

State of New York)
 : ss:
County of Sullivan)

I, the undersigned, am an attorney admitted to practice in the courts of the State of New York, and certify that the annexed Petition for the Annexation of Territory has been compared to the original and found to be a true and complete copy thereof.

I affirm that the foregoing statements are true under penalties of perjury.

Dated: 3/4, 2008



Larry Wolinsky

**SCHEDULE A
DESCRIPTION**

BEGINNING at a set iron pipe in a stonewall on the easterly right-of-way line of New York State Route 17M, said pipe being in the line of lands of Talmadge, as described in deed Liber 986, page 210;

THENCE from said point of beginning, and along the line of lands of Talmadge and said stonewall, South 77 degrees 35 minutes 00 seconds East a distance of 838.21 feet to a set iron pipe in a stonewall corner;

THENCE continuing along the same, North 28 degrees 23 minutes 00 seconds East a distance of 818.96 feet to a set iron pipe in a stonewall and wire fence intersection;

THENCE along the line of lands of Kohl in part along a wire fence and further along a stonewall on the following three courses and distances:

1. South 37 degrees 07 minutes 00 seconds East a distance of 497.21 feet to a point;
2. South 40 degrees 07 minutes 00 seconds East a distance of 313.42 feet to a point;
3. South 45 degrees 19 minutes 10 seconds East a distance of 266.80 feet to a set iron pipe in said stonewall;

THENCE along the division line between the Town of Chester on the west and the Village of Chester on the east, said line also the line of lands of Chester Cable Corporation, South 36 degrees 37 minutes 20 seconds West a distance of 1411.03 feet to a set iron pipe;

THENCE continuing along the line of lands of Chester Cable Corporation and in part along Town-village line, South 53 degrees 22 minutes 40 seconds East a distance of 1184.28 feet to a set iron pipe;

THEN South 44 degrees 24 minutes 40 seconds East a distance of 41.96 feet to a set iron pipe on the westerly right-of-way line of Oakland Avenue,

THENCE along said right-of-way line, South 26 degrees 09 minutes 20 seconds West a distance of 24.51 feet to a point;

THENCE along the line of lands of Kreiger on the following four courses and distances:

1. North 44 degrees 24 minutes 40 seconds West a distance of 48.80 feet to a point;
2. North 53 degrees 22 minutes 40 seconds West a distance of 160.30 feet to a set iron pipe;
3. South 34 degrees 38 minutes West a distance of 378.30 feet to a set iron pipe;
4. South 57 degrees 57 minutes 30 seconds West a distance of 322.83 feet to a found iron pin;

THENCE along the line of FICA, Hazurkiawicz, Piatt and the First Commercial Bank, Incorporated south 81 degrees 30 minutes 36 seconds West a distance of 546.11 feet to a found iron pin in concrete;

**SCHEDULE A
DESCRIPTION
CONTINUED**

THENCE continuing along the line of lands of the First Commercial Bank Incorporated, and further along the line of lands of Colonial Developers, North 11 degrees 23 minutes 05 seconds East a distance of 544.64 feet to a set iron pipe;

THENCE along the line of lands of the Colonial Developers and the division line between the Town of Chester on the east and the Village of Chester on the west, North 27 degrees 16 minutes 45 seconds West a distance of 852.74 feet to a set iron pipe;

THENCE continuing along the Town-Village line, North 27 degrees 14 minutes 45 seconds West a distance of 780.46 feet to a set iron pipe;

THENCE continuing along the same, North 86 degrees 13 minutes 45 seconds West a distance of 188.87 feet to a set iron pipe;

THENCE along the easterly right-of-way line of New York State Route 17M, North 00 degrees 27 minutes 35 seconds West a distance of 610.98 feet to the point or place of BEGINNING.

CERTIFICATE OF ASSESSOR

**IN THE MATTER OF THE
PETITION FOR THE ANNEXATION OF TERRITORY
FROM THE TOWN OF CHESTER TO THE
VILLAGE OF CHESTER, ORANGE COUNTY, NEW YORK**

STATE OF NEW YORK
COUNTY OF ORANGE

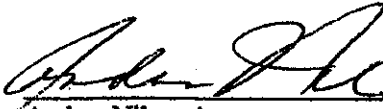
Andrea Nilon, Assessor for the Town of Chester, Orange County, State of New York,
hereby certifies:

1. I am responsible for preparing the assessment roll for the Town of Chester.
2. I am advised that BT Holdings LLC will petition to annex territory, identified as Town of Chester Tax Map 2-1-39, to the Village of Chester.
3. Based upon the assessment roll for the Town of Chester, the total assessed valuation of real property within the Territory proposed to be annexed is \$ 303,000.00.
4. Real property is assessed on the last preceding assessment roll in Owner's names and within the Territory sought to be annexed, as follows:

OWNER NAME	TAX LOT	ASSESSED VALUE
BT Holdings LLC	2-1-39	\$ 303,000.00

5. Real property assessed to the above Owner within the Territory sought to be annexed comprises 100% of the assessed valuation of the Territory described to be annexed in the Annexation Petition.

Dated: Chester, New York
January 17, 2008


Andrea Nilon, Assessor
Town of Chester

<p>ANNEXATION PETITION OF BT HOLDINGS, LLC</p>	<p>TERRITORY FROM THE TOWN OF CHESTER TO THE VILLAGE OF CHESTER ORANGE COUNTY, NEW YORK</p>	<p>Date: January 18, 2008</p>	<p>JACOBOWITZ AND GUBITS. LLP COUNSELORS AT LAW 158 ORANGE AVENUE POST OFFICE BOX 367 WALDEN, NEW YORK 12586-0367 845-778-2121 845-427-2101 FAX 845-778-5173</p>
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