

## Public Notices

### — LEGAL NOTICE —

Notice of Formation of AKKA, LLC., Art. Of Org. filed Sec'y. of State (SSNY) 6/26/2002. Office location: Erie County; 42 Burroughs Dr., Town of Amherst. SSNY designated as agent of LLC upon whom process may be served. SSNY shall mail copy of process: c/o William C. Moran & Associates, P.C., 6500 Main Street, Suite 5, Williamsville, NY 14221. Purpose: any lawful purpose.

Oct. 4, 11, 18, 25; Nov. 1, 8

### — LEGAL NOTICE —

LEGAL NOTICE OF FORMATION OF A LIMITED LIABILITY COMPANY  
Notice of Formation of HERTEL PROPERTIES LLC, a domestic Limited Liability Company (LLC). Articles of Organization filed with the New York Secretary of State on July 20, 2006. Office location is Erie County. The Secretary of State is designated as agent upon whom process against the LLC may be served. Secretary of State shall mail a copy of any process served upon him/her to The LLC at 83 Whispering Pines Lane, Lakewood, New Jersey, 08701. The purpose of the LLC is to engage in the practice of any lawful act or activity for which limited liability companies may be formed under the LLC.

Sept. 20, 27; Oct. 4, 11, 18, 25

### — LEGAL NOTICE —

NOTICE OF FORMATION OF A LIMITED LIABILITY COMPANY  
Ohio-Childs, LLC ("LLC") has been formed as a domestic limited liability company by filing Articles of Organization with the New York Secretary of State on September 7, 2006. Office location is Erie County. The Secretary of State is designated as agent upon whom process against the LLC may be served. Secretary of State shall mail a copy of any process served upon him/her to David H. Baldauf, Esq., 8441 Cooper Creek Boulevard, University Park, Florida 34201. The purpose of the LLC is to engage in any lawful act or activity for which limited liability companies may be formed under the New York Limited Liability Company Law.

Sept. 20, 27; Oct. 4, 11, 18, 25

### — LEGAL NOTICE —

LEGAL NOTICE OF FORMATION OF A LIMITED LIABILITY COMPANY  
Notice of Formation of 392 PEARL STREET PROPERTIES, LLC, a domestic Limited Liability Company (LLC). Articles of Organization filed with the New York Secretary of State on February 8, 2006. Office location is Erie County. The Secretary of State is designated as agent upon whom process against the LLC may be served. Secretary of State shall mail a copy of any process served upon him/her to David H. Baldauf, Esq., 8441 Cooper Creek Boulevard, University Park, Florida 34201. The purpose of the LLC is to engage in any lawful act or activity for which limited liability companies may be formed under the LLC.

Sept. 20, 27; Oct. 4, 11, 18, 25

### — LEGAL NOTICE —

NOTICE OF FORMATION OF A LIMITED LIABILITY COMPANY  
South of Stream, LLC ("LLC") has been formed as a domestic limited liability company by filing Articles of Organization with the New York Secretary of State on September 7, 2006. Office location is Erie County. The Secretary of State is designated as agent upon whom process against the LLC may be served. Secretary of State shall mail a copy of any process served upon him/her to David H. Baldauf, Esq., 8441 Cooper Creek Boulevard, University Park, Florida 34201. The purpose of the LLC is to engage in any lawful act or activity for which limited liability companies may be formed under the New York Limited Liability Company Law.

Sept. 20, 27; Oct. 4, 11, 18, 25

### — LEGAL NOTICE —

Sealed bids for the following projects will be received in an envelope annotated with project name and number until 10:30 a.m. on November 16, 2006 at the Contract Management Bureau, NYS Dept. of Transportation, 1ST FLOOR, 50 WOLF RD., ALBANY, NY 12232, and will then be publicly read. A certified or cashier's check payable to the NYS Dept. of Transportation for the sum specified in the proposal or bid bond, FORM CONR 391, representing "25% of the bid total" as specified in the contract proposal, must accompany each bid. Plans and proposals can be obtained from the Sale of Plans Unit, at the above address; and the Regional Offices noted below. The right is reserved to reject all bids.

ATTENTION CONTRACTORS,  
Contractors should be advised of new legislation for Lobbying on ALL Procurement Contracts effective January 1, 2006. Details of guidelines, regulations and forms are provided on the Department's Web Site at: <https://www.nysdot.gov/portal/page/portal/bids-and-lettings/bidder-information/general-info>. For more information, Contact Person(s) Jodi Riano, Bill Howe, NYS DOT Contract Management Bureau, 50 Wolf Road, 1st Floor, Albany, NY 12232. Email [jriano@dot.state.ny.us](mailto:jriano@dot.state.ny.us), [whowe@dot.state.ny.us](mailto:whowe@dot.state.ny.us) (518) 457-3583; Marie Corrado, NYS DOT Office of Legal Affairs; Email: [mcorrado@dot.state.ny.us](mailto:mcorrado@dot.state.ny.us); (518) 457-2411.

Reg. 05, Al Taylor, Reg. Dir., 125 Main Street, Buffalo, NY 14203  
\*D260329, PIN 5268.44, F.A. Proj. L1C0-5268-443, Erie Co., Bridge Replacements NY Rte 240 (SH 751) Town of Colden, Bid Deposit \$750,000.00, Plans \$49, plus \$6 Postage. THIS CONTRACT CONTAINS SPECIAL A&B PROVISIONS FOR COMPLETION OF WORK. PLEASE SEE PROPOSAL FOR DETAILS.

Oct. 11, 18

### — LEGAL NOTICE —

Notice of Formation of California Road Company, LLC, Art. of Org. filed Sec'y. of State (SSNY) 12/31/1998. Office location: Erie County; 3646 California Road, Orchard Park, NY 14127. SSNY designated as agent of LLC upon whom process may be served. SSNY shall mail copy of process to: c/o William C. Moran & Associates, P.C., 6500 Main Street, Suite 5, Williamsville, NY 14221. Purpose: any lawful purpose.

Sept. 13, 20, 27; Oct. 4, 11, 18

### — LEGAL NOTICE —

Notice of Formation of CEGE, LLC, Art. Of Org. filed Sec'y. of State (SSNY) 6/26/2002. Office location: Erie County; 42 Burroughs Dr., Town of Amherst. SSNY designated as agent of LLC upon whom process may be served. SSNY shall mail copy of process: c/o William C. Moran & Associates, P.C., 6500 Main Street, Suite 5, Williamsville, NY 14221. Purpose: any lawful purpose.

Oct. 4, 11, 18, 25; Nov. 1, 8

### — LEGAL NOTICE —

Notice of Formation of Bywater Partners LLC, a domestic Limited Liability Company (LLC). Articles of Organization filed with the Secretary of State on April 20, 2006. NY office location: Erie County. Secretary of State is designated as agent upon whom process against the LLC may be served. Secretary of State may mail a copy of any process against the LLC served upon him/her to C/O THE LLC, 127 Bywater Dr., Getzville, NY 14068. Purpose: To engage in any lawful act or activity.

Sept. 13, 20, 27; Oct. 4, 11, 18

### — LEGAL NOTICE —

SUPPLEMENTAL SUMMONS  
Index No.: I2006001561  
D/O/F: September 18, 2006  
SUPREME COURT OF THE STATE OF NEW YORK  
COUNTY OF ERIE  
DEUTSCHE BANK NATIONAL TRUST COMPANY AS TRUSTEE,

Plaintiff,

-against-  
A. LYNN CUTRONA, if living, or if either or all be dead, their wives, husbands, heirs-at-law, next of kin, distributees, executors, administrators, assignees, lienors and generally all persons having or claiming under, by or through said A. LYNN CUTRONA by purchase, inheritance, lien or otherwise, of any right, title or interest in and to the premises described in the complaint herein, and the respective husbands, wives, widow or widowers of them, if any, all of whose names are unknown to plaintiff; ISAAC SMITH; PEOPLE OF THE STATE OF NEW YORK; NEW YORK STATE DEPARTMENT OF TAXATION AND FINANCE; STATE OF NEW YORK; UNITED STATES OF AMERICA; "JOHN DOES" and "JANE DOES", said names being fictitious, parties intended being possible tenants or occupants of premises, and corporations, other entities or persons who claim, or may claim, a lien against the premises,

Defendants.

TO THE ABOVE-NAMED DEFENDANTS:  
YOU ARE HEREBY SUMMONED to answer the complaint in this action and to serve a copy of your answer, or, if the complaint is not served with this summons, to serve a Notice of Appearance on the Plaintiff's attorney(s) within twenty (20) days after the service of this summons, exclusive of the day of service, where service is made by delivery upon you personally within the State, or within thirty (30) days after completion of service where service is made in any other manner, and in case of your failure to appear or answer, judgment will be taken against you by default for the relief demanded in the complaint.

YOU ARE HEREBY PUT ON NOTICE THAT WE ARE ATTEMPTING TO COLLECT A DEBT, AND ANY INFORMATION OBTAINED WILL BE USED FOR THAT PURPOSE TO THE ABOVE-NAMED DEFENDANTS:

The foregoing summons is served upon you by publication pursuant to an Order of the Honorable Joseph D. Mintz of the Supreme Court of the State of New York, signed on August 22, 2006, and filed with supporting papers in the Office of the Clerk of the County of Erie, State of New York. The object of this action is to foreclose a mortgage upon the premises described below, executed by ISAAC SMITH to NEW CENTURY MORTGAGE CORPORATION in the principal amount of \$106,462.00, which mortgage was recorded in Erie County, State of New York, on September 22, 2003, in Liber/Reel 13110 at page 587.

Said premises being known as and by 5 Imperial Drive #5, Buffalo, NY 14226.

Date: July 12, 2006  
Islip, New York  
Karen Sheehan, Esq.  
ROSICKI, ROSICKI & ASSOCIATES, P.C.

Attorneys for Plaintiff  
152 Islip Avenue, Suite 18  
Islip, NY 11751  
(631) 224-4678

Sept. 27; Oct. 4, 11, 18

### — LEGAL NOTICE —

Notice of Formation of LL and CEGE, LLC, Art. Of Org. filed Sec'y. of State (SSNY) 6/26/2002. Office location: Erie County; 42 Burroughs Dr., Town of Amherst. SSNY designated as agent of LLC upon whom process may be served. SSNY shall mail copy of process: c/o William C. Moran & Associates, P.C., 6500 Main Street, Suite 5, Williamsville, NY 14221. Purpose: any lawful purpose.

Oct. 4, 11, 18, 25; Nov. 1, 8

### — LEGAL NOTICE —

NOTICE OF PUBLIC HEARING  
Notice is hereby given that the Erie County Board of Health, on the 21st day of September 2006 made a motion calling for a public hearing to be held concerning additions to the Erie County Sanitary Code Article I, Section 9 — (Permits Generally).

A public hearing will be conducted by the Erie County Board of Health on Tuesday, October 31, 2006, at 3:00 P.M. in the Erie County Health Department Board Room 904 of the Rath Building, 95 Franklin Street, in the City of Buffalo, New York to hear all persons interested in this matter.

The proposed revisions are available for public inspection in the offices of the Erie County Health Department in Room 910 of the Rath County Office Building, 95 Franklin Street, in the City of Buffalo and in the offices of all Town, Village and City Clerks.

RICHARD G. JUDELSOHN, M.D.  
President  
Erie County Board of Health

Oct. 11, 18

### — LEGAL NOTICE —

In accordance with the provisions of State law, there being due and unpaid charges for which the undersigned is entitled to satisfy an owner's lien of the goods hereinafter described and stored at Uncle Bob's Self Storage located at: Uncle Bob's Self Storage, 8161 Main St., Williamsville, N.Y. 14221; (716) 632-5175;

And, due notice having been given, to the owner of said property and all parties known to claim an interest therein, and the time specified in such notice for payment of such having expired, the goods will be sold at public auction at the above stated address to the highest bidder or otherwise disposed of on Tuesday, Oct. 31, 2006, 3:15 PM.

Customer Name/Inventory  
F48, J. Connolly — Household goods, furniture, boxes.

F54, J. Connolly — Household goods, furniture, boxes.  
F66, J. Connolly — Household goods, furniture, boxes, TV, stereo.

F14, J. Stuber — Household goods, furniture, boxes, TV, stereo.

F77, B. Cabrera — Household goods, furniture, boxes.  
G50, D. Reshen — Household goods, furniture, boxes, TV, stereo, appliances, office equipment.

B13, D. Schultz — Household items, furn., boxes, sporting goods, tool, appliances, office equip.

F38, M. Konitzer — Household goods, furniture, boxes.  
F11, B. Minthorn — Household goods, boxes.

Oct. 11, 18

### — LEGAL NOTICE —

SOVRAN CONGRESS, LLC (the "LLC") filed an Application for Authority with the New York Secretary of State on 4/24/2006. Jurisdiction of the LLC is Delaware and its organization is 3/30/2006. LLC office is in Erie County, New York. SOS was designated as agent of the LLC upon whom process against it may be served. SOS shall mail copy of process served c/o Phillips Lytle LLP, 3400 HSBC Center, Buffalo, New York 14203. The address of its office required to be maintained in Delaware is Corporation Trust Center, 1209 Orange Street, Wilmington, DE 19801. The name and address of its authorized officer in its jurisdiction of organization is Harriet Smith Windsor, Delaware Secretary of State, Department of State, York and Federal Streets, Dover, DE 19901. The purpose is any lawful act or activity.

Oct. 18, 25; Nov. 1, 8, 15, 22

### — LEGAL NOTICE —

SOVRAN JONES ROAD, LLC (the "LLC") filed an Application for Authority with the New York Secretary of State on 4/25/2006. Jurisdiction of the LLC is Delaware and its organization is 5/18/2005. LLC office is in Erie County, New York. SOS was designated as agent of the LLC upon whom process against it may be served. SOS shall mail copy of process served c/o Phillips Lytle LLP, 3400 HSBC Center, Buffalo, New York 14203. The address of its office required to be maintained in Delaware is Corporation Trust Center, 1209 Orange Street, Wilmington, DE 19801. The name and address of its authorized officer in its jurisdiction of organization is Harriet Smith Windsor, Delaware Secretary of State, Department of State, York and Federal Streets, Dover, DE 19901. The purpose is any lawful act or activity.

Oct. 18, 25; Nov. 1, 8, 15, 22

### — LEGAL NOTICE —

Sealed bids for the following projects will be received in an envelope annotated with project name and number until 10:30 a.m. on November 30, 2006 at the Contract Management Bureau, NYS Dept. of Transportation, 1ST FLOOR, 50 WOLF RD., ALBANY, NY 12232, and will then be publicly read. A certified or cashier's check payable to the NYS Dept. of Transportation for the sum specified in the proposal or a bid bond, FORM CONR 391, representing "25% of the bid total" as specified in the contract proposal, must accompany each bid. Plans and proposals can be obtained from the Sale of Plans Unit, at the above address; and the Regional Offices noted below. The right is reserved to reject all bids.

ATTENTION CONTRACTORS,  
Contractors should be advised of new legislation for Lobbying on ALL Procurement Contracts effective January 1, 2006. Details of guidelines, regulations and forms are provided on the Department's Web Site at: <https://www.nysdot.gov/portal/page/portal/bids-and-lettings/bidder-information/general-info>. For more information, Contact Person(s) Jodi Riano, Bill Howe, NYS DOT Contract Management Bureau, 50 Wolf Road, 1st Floor, Albany, NY 12232. Email [jriano@dot.state.ny.us](mailto:jriano@dot.state.ny.us), [whowe@dot.state.ny.us](mailto:whowe@dot.state.ny.us) (518) 457-3583; Marie Corrado, NYS DOT Office of Legal Affairs; Email: [mcorrado@dot.state.ny.us](mailto:mcorrado@dot.state.ny.us); (518) 457-2411.

Reg. 05, Al Taylor, Reg. Dir., 125 Main Street, Buffalo, NY 14203  
\*D260326, PIN 5209.40, F.A. Proj. H400-5209-403, Erie Co., NY Route 78 (Transit Rd.) Reconstruction and Rehabilitation (concrete and asphalt surfaces, 3 km), beginning north of NY 33, proceed north to NY 5, Towns of Amherst, Clarence, Cheektowaga and Lancaster, Bid Deposit \$3,000,000.00, Plans \$49, plus \$6 Postage. THIS CONTRACT REQUIRES NIGHT TIME WORK. A PREBID MEETING IS SCHEDULED. SEE PROPOSAL FOR DETAILS. BIDDERS ARE STRONGLY ADVISED TO ATTEND.

Oct. 18, 25

### — LEGAL NOTICE —

Garageman Lien Sale 11/3/06 at 9 AM at 6410 Packard Road, Niagara Falls: 2004 Pontiac, 1G2JB12F547184083, Re: J. Poulos.

Garageman Lien Sale 11/3/06 at 9 AM at 4890 Saunders Settlement Rd., Niagara Falls: '83 HA/DA, 1HD1CBH17DY115785, Re: B. Biro.

Garageman Lien Sale 11/3/06 at 9 AM at 971 Ransom Road, Lancaster: 2003 Chevrolet, 2G1WF52E139230731, Re: A. King.

Garageman Lien Sale 11/3/06 at 9 AM at 95 Miami St., Buffalo: '98 Ford, 1FAPP45X9WF132611, Re: R. Henry.

Oct. 18, 25

### — LEGAL NOTICE —

This resolution, a summary of which is published herewith, has been adopted by the County Legislature on the 28th day of September, 2006, and the validity of the obligations authorized by such resolutions may be hereafter contested only if such obligations were authorized for an object or purpose for which the County of Erie, New York, is not authorized to expend money or if the provisions of law which should have been complied with as of the date of publication of this Notice were not substantially complied with, and an action, suit or proceeding contesting such validity is commenced within twenty days after the publication of this Notice, or such obligations were authorized in violation of the provisions of the constitution.

David J. Swarts  
Interim Clerk of the  
County Legislature

RESOLUTION NO. 285-2006  
BOND RESOLUTION DATED SEPTEMBER 28, 2006

BOND RESOLUTION OF THE COUNTY OF ERIE, NEW YORK, AUTHORIZING RECREATIONAL AREA IMPROVEMENTS TO THE BUFFALO ZOO, STATING THE ESTIMATED TOTAL COST THEREOF IS \$16,000,000, APPROPRIATING \$4,000,000 THEREFOR, AUTHORIZING THE ISSUANCE OF \$4,000,000 BONDS OF THE COUNTY TO PAY THE COST THEREOF AND THE APPLICATION OF \$6,750,000 EXPECTED TO BE RECEIVED FROM THE STATE OF NEW YORK AND \$5,250,000 EXPECTED TO BE RECEIVED FROM PRIVATE SOURCES TO BE EXPENDED TOWARDS THE COST THEREOF OR DEMPTION OF THE BONDS ISSUED THEREFOR OR TO BE BUDGETED AS AN OFFSET TO THE TAXES FOR THE PAYMENT OF THE PRINCIPAL OF AND INTEREST ON SAID BONDS.

object or purpose: recreational area improvements to the Buffalo Zoo, including construction of a new South American Rainforest and Greenhouse exhibit as more fully described in the duly adopted 2006 Capital Budget for the County and pursuant to agreements with the City of Buffalo and the Zoological Society of Buffalo  
period of probable usefulness: 15 years  
amount of obligations to be issued: \$4,000,000

A complete copy of the Bond Resolution summarized above shall be available for public inspection during normal business hours at the office of the Clerk of the Erie County Legislature, at the Erie County Hall, in Buffalo, New York.

Dated: October 12, 2006  
Buffalo, New York

Oct. 18

### — LEGAL NOTICE —

BY VIRTUE OF EXECUTION(S), SHERIFF'S DOCKET NUMBER 335773 ISSUED OUT OF A COURT OF RECORD, TO ME DIRECTED AND DELIVERED, AGAINST THE REAL AND PERSONAL PROPERTY OF MARTIN A. WILKE, I HAVE SEIZED AND TAKEN ALL RIGHT, TITLE, AND INTEREST WHICH THE JUDGMENT DEBTOR(S) HAD ON THE 20TH DAY OF OCTOBER, 2003, OR AT ANYTIME SINCE OR NOW HAS, OF, IN AND TO THE FOLLOWING DESCRIBED PREMISES, TO WIT:

ALL THAT TRACT OR PARCEL OF LAND, situate in the City of Buffalo, County of Erie and State of New York, being part of Lot No. 83, Township 11, Range 8 of the Holland Land Company's Survey, more particularly described as follows:

Beginning at a point in the southerly line of Elmhurst Place a distance of 1162 feet easterly as measured along the southerly line of Elmhurst Place from the point of intersection of the easterly line of Elmwood Avenue and the said southerly line of Elmhurst Place; running thence easterly along said southerly line of Elmhurst Place, 60.54 feet to the northwest corner of premises conveyed to Carman C. Cook by deed recorded in the Erie County Clerk's Office in Liber 1765 of Deeds at Page 138; running thence southerly at right angles to the last mentioned course and along the west line of premises described in aforementioned deed, 105 feet; running thence westerly and parallel with said southerly line of Elmhurst Place, 60.54 feet; running thence northerly and at right angles to the last mentioned course, 105 feet to the place of beginning.

ALL OF WHICH I shall expose for sale at public venue at the Erie County Sheriff's Office-Civil Process Division, 134 West Eagle Street, in the City of Buffalo, New York, on the 30th day of November, 2006, at 10:00 o'clock in the Forenoon.

Terms of Sale: The interest of the judgment debtor being sold may be subject to liens, mortgages, taxes or other encumbrances. Payment by cash, money order or attorney check. At least 10% down at conclusion of bidding, balance due by 4:00 PM of the next business day following conclusion of bidding. Downpayment may be subject to forfeiture if the balance due is not paid by the due date.

Dated this 11th day of September, 2006.

Sheriff: Timothy B. Howard  
Undersheriff: Richard Donovan  
Sale to be conducted by Deputy Gene Nati, phone #858-7626  
Judgment creditor's attorney is Bulan, Chiar, Horwitz and Ilecki, 1321 Millersport Highway, Suite 101, Williamsville, New York 14221.

Oct. 4, 18; Nov. 1, 15

### — LEGAL NOTICE —

The following units will go to public auction at Public Storage/PS Orangeco at 2855 Niagara Falls Blvd., Amherst, NY, 14228, on October 26th, 2006 at 1:30 p.m.

C039, Charles Black — Household items.

E029, Julie Jeffords — Household items.

E015, Joseph Licatta — Household items.

F030, Sharon Lloyd — Household items.

A012, Joseph Martinez — Household items.

Oct. 18

### — LEGAL NOTICE —

NOTICE OF PUBLIC HEARING  
TOWN OF AMHERST INDUSTRIAL DEVELOPMENT AGENCY

The Town of Amherst Industrial Development Agency will hold a public hearing November 17, 2006 at the Amherst Industrial Development Agency, 4287 Main Street, Amherst, New York 14226, commencing at 8:30 a.m. to consider proposed financial assistance requested of the Agency with respect to the following projects:

HSBC Bank USA National Association — A request for an \$22,955,070 Lease and Installment Sale Transaction for the 25,000 square foot expansion and equipping of a single tenant facility housing the HSBC Data Center. The project is located at 191 Park Club Lane within the Williamsville Central School District. The project may be eligible for mortgage recording, sales tax and property tax exemptions.

HSBC Technology & Services (USA), Inc. — A request for an \$866,686,576 Installment Sale Transaction for technology purchases for the HSBC Data Center located at 191 Park Club Lane, within the Williamsville Central School District. The term of the transaction would be for a 15 year period. Project may be eligible for sales tax and mortgage tax exemptions.

Sweet Home Commons Office Park — A request for a \$4,545,000 Lease Transaction for the construction and equipping of five multi-tenant office buildings totaling 70,000 square feet. Project is located at 2366-2372 Sweet Home Road within the Sweet Home Central School District. The project may be eligible for mortgage recording, sales tax and property tax exemptions.

Beechwood Health Care Center, Inc. — A request tax exempt bond and/or mortgage transaction not to exceed \$20,000,000 for the consolidation of two existing tax exempt bonds and the renovation and expansion of two existing facilities. Project will include the construction of a training center. Project is located at 2235 Millersport Hwy., within the Williamsville Central School District. The project may be eligible for mortgage recording and sales tax and property tax exemptions.

Additional information can be obtained from and written comments may be addressed to James J. Allen, Executive Director; Town of Amherst Industrial Development Agency; 4287 Main Street, Amherst, New York 14226; (716) 688-9000.

Oct. 18

### — LEGAL NOTICE —

BY VIRTUE OF EXECUTION(S), SHERIFF'S DOCKET NUMBER 334889 ISSUED OUT OF A COURT OF RECORD, TO ME DIRECTED AND DELIVERED, AGAINST THE REAL AND PERSONAL PROPERTY OF MARTIN A. WILKE, I HAVE SEIZED AND TAKEN ALL RIGHT, TITLE, AND INTEREST WHICH THE JUDGMENT DEBTOR(S) HAD ON THE 20TH DAY OF OCTOBER, 2003, OR AT ANYTIME SINCE OR NOW HAS, OF, IN AND TO THE FOLLOWING DESCRIBED PREMISES, TO WIT:

ALL THAT TRACT OR PARCEL OF LAND SITUATE IN THE Town of Cheektowaga, County of Erie and State of New York, being part of Lot No. 15, Township 11, Range 7 of the Holland Land Company's Survey, and according to map filed in Erie County Clerk's Office under Cover No. 2198 is known as subdivision lot no. 182 and the north six and ninety hundredths (6.90) feet of subdivision lot no. 183.

AND ALSO ALL THAT TRACT OR PARCEL OF LAND situate in the Town of Cheektowaga, County of Erie and State of New York being part of Lot No. 15, Township 11, Range 7 of the Holland Land Company's Survey, described as follows:

BEGINNING at the northwest corner of lands conveyed to Millard G. Wolfert and Mildred S. his wife by deed recorded in the Erie County Clerk's Office in Liber 3978 of Deeds page 36, said point of beginning also being the northeast corner of lands conveyed to Carrie Smith by deed recorded in said Clerk's Office in Liber 2175 of Deeds, page 275; thence easterly along the north line of said Wolfert's lands fifty (50) feet; thence southerly and parallel with the west line of said Wolfert's lands seventy-five (75) feet to the south line there of; thence westerly along the south line of said Wolfert's lands fifty (50) feet; thence northerly and along the west line of said land seventy-five (75) feet to the place of beginning.

ALL OF WHICH I shall expose for sale at public venue at the Erie County Sheriff's Office-Civil Process Division, 134 West Eagle Street, in the City of Buffalo, New York, on the 30th day of November, 2006, at 10:00 o'clock in the Forenoon.

Terms of Sale: The interest of the judgment debtor being sold may be subject to liens, mortgages, taxes or other encumbrances. Payment by cash, money order or attorney check. At least 10% down at conclusion of bidding, balance due by 4:00 PM of the next business day following conclusion of bidding. Downpayment may be subject to forfeiture if the balance due is not paid by the due date.

Dated this 22nd day of September, 2006.

Sheriff: Timothy B. Howard  
Undersheriff: Richard Donovan  
Sale to be conducted by Deputy Gene Nati, phone #858-7626  
Judgment creditor's attorney is Bulan, Chiar, Horwitz and Ilecki, 1321 Millersport Highway, Suite 101, Williamsville, New York 14221.

Oct. 4, 18; Nov. 1, 15

### — LEGAL NOTICE —

Sealed bids for the following projects will be received in an envelope annotated with project name and number until 10:30 a.m. on November 16, 2006 at the Contract Management Bureau, NYS Dept. of Transportation, 1ST FLOOR, 50 WOLF RD., ALBANY, NY 12232, and will then be publicly read. A certified or cashier's check payable to the NYS Dept. of Transportation for the sum specified in the proposal or bid bond, FORM CONR 391, representing "25% of the bid total" as specified in the contract proposal, must accompany each bid. Plans and proposals