

Public Notices

e-mail: legals@beenews.com • Amherst legal deadline: Friday at 5:00pm

LEGAL NOTICE

LEGAL NOTICE OF FORMATION OF A PROFESSIONAL LIMITED LIABILITY COMPANY
Notice of Formation of The Kubiak Law Firm, PLLC, a domestic Professional Limited Liability Company (PLLC). Articles of Organization filed with the New York Secretary of State on January 9, 2007.

LEGAL NOTICE

BY VIRTUE OF EXECUTION(S), Sheriff's Docket Number 337147 issued out of a court of record, to me directed and delivered, against the real and personal property of C.J. Baker Wholesale Florists Inc., I have seized and taken all right, title, and interest which the judgment debtor(s) had on the 5th day of October, 2004, or at anytime since or now has, of, in and to the following described premises, to wit: PARCEL A

THAT TRACT OR PARCEL OF LAND, situate in the City of Buffalo, County of Erie and State of New York, being part of Outer Lot No. 135 as surveyed by Joseph Ellicott and by a subdivision lot made by Jabez Goodell further distinguished as Subdivision Lot No. 32 and bounded as follows: BEGINNING on the north side of Genesee Street and east side of Spruce Street at the junction, thence northwesterly on the easterly line of Spruce Street one hundred twenty-five (125) feet; thence northeasterly parallel with Genesee Street, fifty (50) feet; thence southeasterly parallel with Spruce Street, one hundred twenty-five (125) feet to Genesee Street; thence southwesterly on the north side of Genesee Street, fifty (50) feet to the place of beginning.

ALSO, ALL THAT TRACT OR PARCEL OF LAND, situate in the City of Buffalo, County of Erie and State of New York, being part of Outer Lot No. 135 in said City, bounded and described as follows:

BEGINNING at a point in the northwesterly line of Genesee Street, fifty (50) feet northeasterly from the point of intersection of the said northwesterly line of Genesee Street with the northeasterly line of Spruce Street; thence northwesterly at right angles to said northwesterly line of Genesee Street one hundred twenty-five (125) feet; thence northeasterly parallel with said northwesterly line of Genesee Street, seventy-five (75) feet; thence southeasterly at right angles to said northwesterly line of Genesee Street, one hundred twenty-five (125) feet to said northwesterly line of Genesee Street; thence southwesterly along said northwesterly line of Genesee Street seventy-five (75) feet to the point of beginning.

ALL THAT TRACT OR PARCEL OF LAND, situate in the City of Buffalo, County of Erie and State of New York, and more particularly bounded and described as follows:

BEGINNING at a point in the southerly line of Cherry Street, at the distance of seventy-five (75) feet northeasterly from the intersection of the southerly line of Cherry Street and the northeasterly line of Spruce Street; thence southeasterly at right angles to Cherry Street one hundred twenty-five (125) feet; thence northeasterly at right angles to the last mentioned line one hundred twenty-five (125) feet to the southerly line of Cherry Street; thence southwesterly along the line of Cherry Street twenty-five (25) feet to the place of beginning; and being known as part of Outer Lot No. 135 as surveyed by Joseph Ellicott and by subdivision of lots made by Jabez Goodell, further distinguished as part of Lot No. 77.

ALL THAT TRACT OR PARCEL OF LAND, situated in the City of Buffalo, County of Erie and State of New York, being part of Outer Lot No. 135 in said City, bounded and described as follows:

BEGINNING on the south side of Cherry Street, one hundred (100) feet easterly from Spruce Street; thence southerly at right angles one hundred twenty-five (125) feet; thence easterly parallel with Cherry Street twenty-five (25) feet; thence northerly at right angles with Cherry Street one hundred twenty-five (125) feet to Cherry Street; thence westerly along said line of Cherry Street twenty-five (25) feet to the place of beginning.

ALL THAT TRACT OR PARCEL OF LAND, situated in the City of Buffalo, County of Erie and State of New York, being part of Outer Lot No. 135 in said City, bounded and described as follows:

BEGINNING on the south side of Cherry Street, one hundred (100) feet easterly from Spruce Street; thence southerly at right angles one hundred twenty-five (125) feet; thence easterly parallel with Cherry Street twenty-five (25) feet; thence northerly at right angles with Cherry Street one hundred twenty-five (125) feet to Cherry Street; thence westerly along said line of Cherry Street twenty-five (25) feet to the place of beginning.

ALL THAT TRACT OR PARCEL OF LAND, situated in the City of Buffalo, County of Erie and State of New York, being part of Outer Lot No. 135, bounded and described as follows:

BEGINNING at a point in the northeast line of land conveyed to Augustino Gagliardo and Josephine Gagliardo, his wife, by deed recorded in Erie County Clerk's Office in Liber 4980 of Deeds at Page 215, at a point therein ninety-two and seventy-four hundredths (92.74) feet southeast of the southeast line of Cherry Street (as a 66' wide street); thence southeasterly and along said northeast line of lands so conveyed thirty-two and twenty-six hundredths (32.26) feet to a point one hundred twenty-five (125) feet southeast of the southeast line of Cherry Street; thence southwesterly along the southeast line of the above mentioned lands, said line being parallel with Cherry Street, twenty-four and seventy-one hundredths (24.71) feet to a point fifty (50) feet northeast of the northeast line of Spruce Street, as measured on a line parallel with Cherry Street; thence northwesterly parallel with Spruce Street thirty-two and twenty-six hundredths (32.26) feet to a point in a line drawn southwesterly at right angles to the northeast line of lands conveyed to Gagliardo as aforesaid through the point of beginning; thence northeasterly along said right angle line twenty-four and seventy-nine hundredths (24.79) feet to the point of beginning.

THAT TRACT OR PARCEL OF LAND situate in the City of Buffalo, County of Erie and State of New York being part of Outer Lot 135, bounded and described as follows:

BEGINNING at a point in the northeast line of land conveyed to Augustino Gagliardo and Josephine Gagliardo, his wife, by deed recorded in Erie County Clerk's Office in Liber 4980 of Deeds at Page 215, at a point therein ninety-two and seventy-four hundredths (92.74) feet southeast of the southeast line of Cherry Street (as a 66' wide street); thence southeasterly and along said northeast line of lands so conveyed to the northwesterly line of lands conveyed to Buffalo McCallum Co. Inc. being the same corporation as the guarantee (named) herein by deed date November 5, 1966 and recorded in Liber 7298 of Deeds at Page 483 in the Erie County Clerk's Office on November 7, 1966; thence southwesterly and along said line of the above mentioned lands, twenty-four and seventy-one hundredths (24.71) feet to a point fifty (50) feet northeast of the northeast line of Spruce Street, as measured on a line parallel with Cherry Street; thence northwesterly parallel with Spruce Street thirty-two and twenty-six hundredths (32.26) feet more or less to a point in a line

drawn southwesterly at right angles to the northeast line of lands conveyed to Gagliardo as aforesaid through the point of beginning; thence northeasterly along said right angle line twenty-four and seventy-nine hundredths (24.79) feet to the point of beginning.

ALL THAT TRACT OR PARCEL OF LAND, situate in the City of Buffalo, County of Erie and State of New York, being part of Outer Lot No. 135 in said City, bounded and described as follows:

BEGINNING at a point in the easterly line of lands conveyed to Buffalo McCallum Co. Inc. by deed dated March 22, 1967 and recorded in the Erie County Clerk's Office on March 31, 1967 in 7337 of Deeds at Page 535, distant 92.98 feet south of the south line of Cherry Street, said point being the point of intersection of said premises with the northerly wall of a building erected on said premises and partially on premises deeded to the grantor by deed dated September 18, 1968 and recorded in the Erie County Clerk's Office on September 18, 1968 in Liber 7551 of Deeds at page 21 and recorded in the Erie County Clerk's Office on May 20, 1969 in Liber 7586 of Deeds at page 83; running thence southerly along said easterly line 32.02 feet to the southeasterly corner of lands conveyed, as aforesaid, to Buffalo McCallum Co. Inc.; thence easterly and along the south line of lands conveyed to Knab as aforesaid 0.47 feet to the point of intersection of the easterly wall of said building with said south line; thence northerly and along said easterly wall 32.02 feet to the northeast corner of said building; thence westerly 0.20 feet more or less along said north wall to the point of beginning.

The premises herein conveyed are intended to be the land over and upon which said building encroaches upon the premises deeded to the grantor as aforesaid.

Property Address: 298 Genesee Street, Buffalo, New York 14204

SBL: 111.32-8-23

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 22nd day of February, 2007, at 9:30 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 December, 2006.

Sheriff: Timothy B. Howard
Undersheriff: Richard Donovan
Sale to be conducted by Deputy Gene Nati, phone #858-7626

Judgment creditor's attorney is Schop & Pleskow LLP, 403 Main Street, Suite 605, Buffalo, New York 14203; 716-842-1225.
Dec., 27; Jan. 10, 24, Feb. 7

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ALL THAT TRACT OR PARCEL OF LAND, situate in the City of Buffalo, County of Erie and State of New York, being part of outer lot number one hundred and thirty-five (135) and bounded and described as follows:

BEGINNING on the north side of Genesee Street one hundred and twenty-five (125) feet easterly from the west line of Spruce Street; thence northerly parallel with Spruce Street one hundred and twenty-five (125) feet; thence easterly parallel with Genesee Street, twenty-five (25) feet; thence southerly parallel with the first mentioned line one hundred twenty-five (125) feet to Genesee Street; thence westerly on the north line of Genesee Street twenty-five (25) feet to the place of beginning; and being the same premises conveyed to Emilie Kiel by August Greye, unmarried, by deed dated September 14th, 1908, and recorded in the Erie County Clerk's Office in Book No. 1100 of Deeds at page 530, September 5th, 1908.

Property Address: 310 Genesee Street, Buffalo, New York 14204

SBL: 111.32-8-22

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 22nd day of February, 2007, at 9:30 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.

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Dec., 27; Jan. 10, 24, Feb. 7

LEGAL NOTICE

Notice of Formation of D.A. SCOTT MANAGEMENT CONSULTING, LLC, a domestic Limited Liability Company (LLC). Articles of Organization filed with Secretary of State on 12/15/06. NY Office location: ERIE County. 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 against the LLC served upon him/her to: C/O GETMAN & BIRYLA, LLP, 14 LAFAYETTE SQUARE, 800 RAND BLDG., BUFFALO, NY 14203. Purpose: To engage in any lawful act or activity.
Jan. 31; Feb. 7, 14, 21, 28; Mar. 7

LEGAL NOTICE

CITATION
THE PEOPLE OF THE STATE OF NEW YORK
By the Grace of God Free and Independent

To: JAMES P. NIGRO, LEE J. NIGRO MARGE NIGRO, VICTOR DAVID NIGRO HOLY CROSS ROMAN CATHOLIC CHURCH CHARLES NIGRO, JR., NANCY NIGRO, FRANK NIGRO, MICHAEL NIGRO, PETER NIGRO, if they are living, and if they be dead, to their heirs at law, next of kin, distributees, if any such there be all of whom and all of whose names, ages, places of residence and post office addresses are unknown to the Petitioner(s) and cannot after due diligence used be ascertained and HON. ANDREW M. CUOMO—Attorney General of the State of New York.

Upon a petition having been duly filed by JOHN S. NIGRO who is domiciled in the City of Buffalo, State of New York, YOU ARE HEREBY CITED to show cause before the ERIE COUNTY SURROGATE'S COURT at Erie County Hall, 92 Franklin Street, 2nd Floor, Buffalo, New York, on March 13, 2007 at 9:30 A.M., why a Decree should not be made in the Estate of JOHN S. NIGRO, late of the County of Erie and State of New York, admitting to Probate a Will dated May 14, 2004 directing that Letters Testamentary issue to CARL NIGRO AND THOMAS NIGRO, and directing such other and further relief as the Court deems just and equitable.

Dated, Attested and Sealed: January 30, 2007

HON. BARBARA HOWE, Surrogate (L.S.)

s/Mary Dee Martoche
Chief Clerk of Surrogate's Court

For more information, please contact the Attorney for Petitioner(s) below:
Acea M. Mosey, Esq.
Mosey Persico, LLP
625 Delaware Avenue
Suite 304
Buffalo, New York 14202
Ph: (716) 882-4890

A COPY OF THE WILL MUST BE SERVED WITH THIS CITATION.

This citation is served upon you as required by law for the reason(s) set forth below. You are not required to appear in person. You have a right to have an attorney-at-law appear for/with you. If you fail to appear, it will be assumed you do not object to the relief requested.
Feb. 7, 14, 21, 28

LEGAL NOTICE

NOTICE OF FORMATION OF LIMITED LIABILITY COMPANY
B & G AUTOMOTIVE, LLC filed Articles of Organization with the Secretary of State of New York on the 19th day of December, 2006. The office of the Limited Liability Company shall be located in Erie County. The Secretary of State has been designated as the agent of the Limited Liability Company upon whom process against it may be served and the Secretary of State shall mail a copy of any process served upon him or her to B & G Automotive, LLC, 8546 Jennings Road, Eden, NY 14057.

The purpose of the Limited Liability Company is to engage in any lawful activity for which limited liability companies may be organized under the New York State Limited Liability Company Law.
Jan. 24, 31; Feb. 7, 14, 21, 28

LEGAL NOTICE

NOTICE OF FORMATION OF A DOMESTIC LIMITED LIABILITY COMPANY
Largo Capital Direct LLC has been formed as a limited liability company (LLC) by filing Articles of Organization with the NY Secretary of State (NYSS) on January 12, 2007. Office located in Erie County, NY. NYSS designated as agent for the LLC upon whom process against it may be served. NYSS may mail a copy of any process against it served upon him to: c/o Largo Real Estate Advisors, Inc., 2420 North Forest Road, Getzville, New York 14068. The purpose of the LLC is to engage in any lawful business acts or activities permitted for LLCs under the NY Limited Liability Company Act.

Jan. 24 31; Feb. 7, 14, 21, 28

LEGAL NOTICE

Having received the 2006-2007 Town and County Tax Warrants and Rolls dated January 15, 2007, for the Town of Amherst, Susan K. Jaros, Town Clerk of the Town of Amherst, announces the following:

Taxes may be paid Monday through Friday from 8:00 A.M. until 4:30 P.M. at the Town Clerk's Office, 5583 Main Street, Williamsville, NY; by mail to Susan K. Jaros, Town Clerk, Town of Amherst, 5583 Main Street, Williamsville, NY 14221.

Payments made by February 15th are free of penalties. From February 16th through February 28th, 1.5% penalties are charged. From March 1st through March 15th, inclusive, 3% penalties are charged. From March 16th through April 2nd, inclusive, 4.5% penalties are charged. From April 3rd through April 16th, inclusive, 6% penalties are charged. From April 17th through April 30th, inclusive, 7.5% penalties are charged. On May 1st, the 7.5% penalty fee is added to the levy, forming the base tax then due, thereafter interest is added to the base at the rate of 1.5% per month on the 1st of each month, making 18.78% in all, when unpaid taxes are sold in November.

Susan K. Jaros
Town Clerk
Jan. 31; Feb. 7

LEGAL NOTICE

AMENDMENT OF ORDINANCE
TAKE NOTICE that portion of Chapter Ten of the ordinance of the Town of Amherst known as the Zoning Ordinance and the Zoning or use map thereunder having to do with the Use District in which the hereinafter described property is located, be and the same are hereby altered and amended so as to change the use district from OB & R-4 to NB and OB to R-3 for the following described property to wit:

Proposed NB Zoning District
All that tract or parcel of land situated in the Town of Amherst, County of Erie, State of New York and more particularly described as follows:
Beginning at a point on the North

right-of-way of Longmeadow Road at the intersection of the West right-of-way of Eggert Road, also being the South-East corner of lands now or formerly of Peter Evans, thence; Westerly, along the North right-of-way of Longmeadow Road a distance of 195.00' to the South-West corner of lands now or formerly of Peter Evans, thence; Northerly, forming an interior angle of 90°00'00" a distance of 95.83'; thence; Westerly, forming an exterior angle of 90°59'58" a distance of 58.35'; thence; Northerly, forming an interior angle of 90°00'00" a distance of 134.15'; thence; Easterly, forming an interior angle of 90°00'00" a distance of 100.42' to a point on the West right-of-way of Eggert Road, thence; South-Easterly, along the West right-of-way of Eggert Road forming an interior angle of 125°40'03" a distance of 273.90' to a point at the intersection of Eggert and Longmeadow Roads, thence; South-Westerly, forming an interior angle of 102°04'20" a distance of 10.08' returning to the Point of Beginning and thereby forming an interior angle of 132°15'37" with the first course. Intending to describe the proposed NB Zoning District at the North-West corner of Eggert Road and Longmeadow Road. Said Zoning District shall encompass approximately 0.83± Acres.

Proposed R-3 Zoning District
All that tract or parcel of land situated in the Town of Amherst, County of Erie, State of New York and more particularly described as follows:

Commencing at a point on the North right-of-way of Longmeadow Road at the intersection of the West right-of-way of Eggert Road, also being the South-East corner of lands now or formerly of Peter Evans, thence; Westerly, along the North right-of-way of Longmeadow Road a distance of 195.00' to the South-West corner of lands now or formerly of Peter Evans, thence; Northerly, forming an interior angle of 90°00'00" at a distance of 95.83'; thence; Westerly, forming an exterior angle of 90°59'58" at a distance of 58.35'; to point. Said point being the Point of Beginning, thence; continuing Westerly a distance of 425.61' to the West property line of lands now or formerly of Peter Evans, thence; Northerly, at an interior angle of 92°21'51" at a distance of 172.63' to the North property line of lands now or formerly of Joan Evans, thence; Easterly, at an interior angle of 87°38'07" at a distance of 355.64'; thence; Southerly, at an interior angle of 90°00'00" at a distance of 76.66'; thence; Easterly, at an exterior angle of 90°00'00" at a distance of 77.09'; thence; Southerly, at an interior angle of 90°00'00" at a distance of 95.82', returning to the Point of Beginning thereby forming an interior angle of 90°00'00" with the first course. Intending to describe the proposed R-3 Zoning District in the approximate region of the North-West intersection of Eggert Road with Longmeadow Road. Said Zoning District shall encompass approximately 1.564± Acres.

or as much thereof as the Town Board shall approve.

Petitioner: Family Video Movie Club (Todd Bezenah)

Address of Described Property: 1616, 1620, 1628, 1630, & 1634 Eggert Road

The foregoing ordinance was amended and/or altered as set forth by the majority vote of the Town Board of the Town of Amherst at a regular meeting held pursuant to law after due notice of the proposed amendment or alteration. Said meeting was held in the Amherst Municipal Building on the 1st day of May 2006.

Susan K. Jaros, Town Clerk
Town of Amherst,
Erie County, New York
Feb. 7

LEGAL NOTICE

NOTICE OF PUBLIC HEARING FOR HISTORIC LANDMARK DESIGNATION
Notice is herewith given of a public hearing called by the Town Board of the Town of Amherst, to be held in the Amherst Municipal Building, 5583 Main Street, Williamsville, NY on the 26th day of February, 2007, at 7:15 PM to hear all persons interested in the proposed designation of the Coplon Mansion, 4380 Main Street on

the Daermen College Campus.

All persons in favor or opposed are asked to appear at the above time and place.

Susan K. Jaros, Town Clerk
Town of Amherst, Erie County
New York
Feb. 7

LEGAL NOTICE

PLANNING BOARD HEARINGS
Notice is herewith given of public hearings, complying with the Town of Amherst Zoning Ordinance and 6NYCRR617 (SE-OR) provisions, to be held by the Planning Board of the Town of Amherst, New York, at the Municipal Building, 5583 Main Street, Williamsville, NY, on Thursday, February 15, 2007, at 6:30 P.M. to consider the following applications:

Site Plan Review for a Proposed Daermen College Library Building & Parking Expansion; property located at 4380 Main Street, Daermen College, Petitioner.

Site Plan Review for a Proposed Retail Shopping Center; property located at 3325 Millersport Highway, Levin, Inc., Petitioner.

Relief of Condition #7 Site Plan Approval (Meyer Road Access) & Site Plan Review for a proposed Lasertron Building & Parking Expansion; property located at 5105 North Bailey Avenue. Lasertron, Inc., Petitioner.

Site Plan Review for a Proposed Medical Office Building; property located at 136 Maple Road. Laurel M. White, MD, Petitioner.

Amended Sketch Plan Review for a 36+/- Lot "Gramercy Park" Subdivision; property located at 9434 Transit Road. Gramercy Park, LLC, Petitioner.

Proposed Zoning Ordinance Text Amendment to Section 203-2-5 (Measurements and Exceptions) to Modify Side Yard Setback and Height Requirements for Accessory Structures. Town of Amherst Planning Director & Commissioner of Building, Petitioners.

Request to rezone 0.83+/- acre of land from GB (General Business) to MS (Motor Service); property located at 2131 Eggert Road. Kavcon Development, LLC, Petitioner.

Request to rezone 1.6+/- acres of land from OB (Office Building) to R-4 (Single-Family Residential-Four); property located at 4230 Main Street. William & Caroline Duax, Petitioners.

Request to rezone 0.719+/- acre of land from GB (General Business) to CF (Community Facilities) and 0.164 acre from R-3 (Single-Family Residential-Three) to CF (Community Facilities); property located at 4531 Main Street. Snyder Fire District, Petitioner.

Request to rezone 1.97+/- acres of land from OB (Office Building) to R-3 (Single-Family Residential-Three); property located at 5488 Sheridan Drive. Town of Amherst Town Board, Petitioner.

Feb. 7

LEGAL NOTICE

NOTICE is hereby given in compliance with Section 142 of the Highway Law, as amended, and Section 103 of the General Municipal Law, that Robert Anderson, Superintendent of Highways of the Town of Amherst, Erie County, New York, has recommended the purchase in excess of \$10,000 as follows:

PORTABLE TOILETS
Specifications may be obtained from the office of the Superintendent of Highways during regular business hours from February 7, 2007 to February 20, 2007.

The Town of Amherst Highway Department reserves the right to waive informalities in or to reject any or all bids when deemed in the best interest of the Town to do so.

All bids to be furnished to the Town Clerk of Amherst on or before 2:30 P.M. February 20, 2007 in the Town Clerk's office at 5583 Main Street, Williamsville, New York.

The Town Clerk of the Town of Amherst will open such bids in the Council Chambers at the Municipal Building, 5583 Main Street, Village of Williamsville, New York, on the 20th day of February, 2007 at 2:30 P.M. LOCAL TIME.

Feb. 7

LEGAL NOTICE

MEET your NEIGHBORS.
Every week in the pages of Bee Group Newspapers, you'll see people who live on your street, the children in your child's class, the woman standing in front of you at the checkout line. Because we spend our time covering your hometown, we get to know your neighbors like no other newspaper can. To start home delivery and find out what's going on down the block or around the corner, call Bee Group Newspapers at 632-4700 today!

Your Right To Know!
Access to governmental records is a privilege guaranteed to all Americans by the Constitution. All citizens have the right to be informed on decisions made by their elected officials and how those decisions were reached. Without such right, government could act secretly and without responsibility to the citizens who voted them into office.

Publication of official minutes of local government proceedings can reveal information as routine as approval of new traffic signals, or as crucial as a decision on tax rates.

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SAVE TIME! SAVE TIME! SAVE TIME! Now you can e-mail your legals into The Bee! Send them to legals@beenews.com