

Resolution

The Montauk Friends of Olmsted Parks Corporation (Corporation), having been established under the laws of the State of New York to administer rights held in common by and for the Proprietors of Montauk, and it having further been resolved by the Corporation to adopt any and all powers established by the East Hampton Patent of 1686 and by act of the Assembly of the State of New York at Chapter 139 of the Laws of 1852, and to hold elections in the Spring of 1998, in recognizing that the rights over Montauk's groundwater are within our jurisdiction, that its use and allocation has been inequitably administered by others in our absence, and that the immediate assertion of Montauk proprietors' rights is required for the protection of our fresh water resource and the provision of an equitable remedy for ourselves and our posterity, on this 25th day of October, 1997, does hereby

Resolve. that all claim to right by other corporations or municipal agencies to determine the allocation of Montauk's fresh water resource is hereby extinguished; and,

Resolve. that as of this date all further claim to a prescriptive right to water through the Suffolk County Water Authority, inc., (SCWA) pipeline system is hereby extinguished; and,

Resolve. that all letters or certificates of water availability issued but unserved by the SCWA, it having been long recognized that such availability does not exist, are hereby void and of no effect; and,

Resolve. that no new structure may be constructed in Montauk unless serviced by a well within the property upon which it is constructed; and,

Resolve. that emergency relief through the SCWA system may be made for existing properties with failing wells which had been serviced by private wells for a period of greater than fourteen (14) years.

Resolve. that this resolution is to be affixed with the corporate seal of the Corporation and filed with the County Clerk of the County of Suffolk, served upon the SCWA and the Town of East Hampton, distributed to the press, and posted in public places at the earliest possible opportunity.

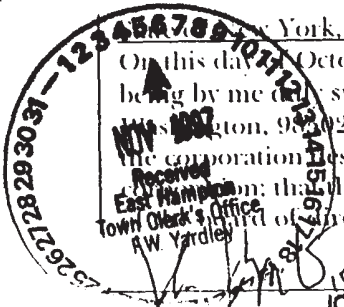
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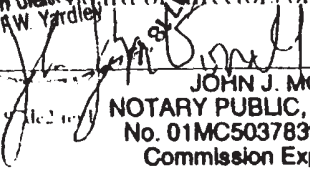

Robert A. Ficalora
acting president, MFOP inc.

EDWARD F. ROMAINE

CLERK OF SUFFOLK COUNTY



On this day, October 28th, 1997, before me personally came Robert A. Ficalora to me known, who, being by me duly sworn, did depose and say that he resides at 6753 Bellevista Pl NW, Olympia Washington, 98502, that he is the acting president of the Montauk Friends of Olmsted Parks corporation, the corporation described in and which executed the foregoing instrument; that he knows the seal of said corporation; that the seal affixed to said instrument is such corporate seal; that it was so affixed by order of the Board of Directors of said corporation, and that he signed his name thereunto by like order.


JOHN J. McDONALD
NOTARY PUBLIC, State of New York
No. 01MC5037839, Suffolk County
Commission Expires 1999

Unverified copy
