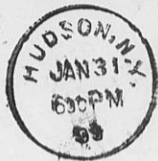


LAW OFFICES OF
A. FRANK B. CHACE & SONS,
HUDSON, N. Y.



Concerning Bradshaw
Purchase of Hill place
and purchase by RR Co. of lands
to construct track

Mr. Levi Shaw,

Trustee United Society of Shakers,

Mt. Sebanon,

Col. Co. N.Y.



10,256-Q

A. FRANK B. CHACE,
ALFRED BRUCE CHACE,
J. FRANK CHACE.

LAW OFFICES OF
A. FRANK B. CHACE & SONS,
FARMERS BANK BUILDING,
546 WARREN STREET.

Hudson, N. Y. January 31st. '99. ~~1898~~.

Mr. Levi Shaw,

Trustee of the United Society of Shakers,

Mt. Lebanon, N. Y.

My dear Sir:- After careful examination of the rights of The New York, Boston, Albany and **Schenectady** Railroad Co. under the deed executed to it by the Trustees of your Society, dated November 15th. 1881 and recorded in the office of the Clerk of Columbia County in Deed Book No. 79 on pages 548 &c., we learn to our surprise that the corporate power and rights of this railroad Company have been preserved by Statute and that such Corporation is an existing, valid Railroad Corporation and entitled to hold the land conveyed to it.

The Corporation was organized in 1880 and filed its map and profile in the office of the Clerk of this County in July 1880. Such Corporation was organized under the general Railroad Law of 1850 and such Act contains a provision that unless such corporation should, within five years after articles of incorporation were filed &c., begin the construction of this road and expend thereon 10% on the amount of its capital, or should not finish its road and put it in operation in ten years from the time of filing its ^{articles of} incorporation as aforesaid, its corporate existence and powers should cease. In 1888 this Corporation procured the passage of an Act by the Legislature of this State, known as Chapter 368 of the Laws of 1888, whereby the time of the completion of its road was extended to the 31st day of December, 1895 and further

A. FRANK B. CHACE,
ALFRED BRUCE CHACE,
J. FRANK CHACE.

LAW OFFICES OF
A. FRANK B. CHACE & SONS,
FARMERS BANK BUILDING,
546 WARREN STREET.

Hudson, N. Y., Page 2 1898.

provided "that any failure to expend 10 per centum on the amount of its capital or to have completed its road within the time heretofore limited shall not be deemed a cause of forfeiture of its corporate powers". This Company again obtained a further extension to complete its road by Chapter 427 of the Laws of 1895 which provides that, "the time for the completion of the New York, Boston, Albany and Schenectady Railroad, the company to construct which was organized under an act entitled 'An Act to authorize the formation of Railroad Corporations and to regulate the same,' passed April 2nd. 1850 and the several acts amending the same, is hereby extended to the 31st. day of December, nineteen hundred and five".

It will therefore be seen that by these Acts of the Legislature the powers and rights of this Corporation have been preserved and extended until December 31st. 1905. If they shall not complete their road before the latter date or obtain a further extension, the Corporate existence and powers of this Company will cease. So long a time has elapsed since the organization of this Company with nothing done in this County that we hardly thought it possible but what the Corporation had lost its corporate existence and powers.

When you are in town we shall be pleased to see you and explain the matter more fully if you desire, as manifestly there can be no relief to your Society under its deed at present under the existing circumstances to which we have called your attention.

Dictated A.B.C.

Very truly Yours,
A. Frank B. Chace & Sons.

Board of Supervisors of Columbia County==1894=5.

JACOB H. HOYSRADT, Ancram.
IRA PALMER, Spencertown.
WILLIAM H. PALMER, Canaan Four Corners.
PERKINS F. CADY, Chatham Centre.
JOHN I. SPOOR, Philmont.
FREDERICK A. LASHER, Clermont.
EDWARD WESTOVER, Copake.
JACOB H. DUNTZ, Silvernails.

GEORGE H. ROCKEFELLER, Germantown.
GEORGE TREMAIN, Ghent.
ABRAM D. PIESTER, Humphreyville.
WILLIAM H. GARDNER, Hartenville.
JAMES J. FOX, Hudson.
HORACE P. DAKIN, Hudson.
HENRY S. MOUL, Hudson.
MICHAEL ARKISON, Hudson.

WILLIAM H. MALONE, Hudson.
MARTIN L. HANER, Chatham.
JACOB RAYNOR, Greendale.
AMOS H. PEABODY, New Lebanon.
WILLIAM R. BENNETT, Columbiaville.
JAMES R. HUGHES, Stuyvesant Falls.
SAMUEL MYERS, Craryville.

GEORGE TREMAIN, Chairman.

CORTEZ L. BUCKMAN, Clerk.

189

The United Society of Shakers located at Mount Lebanon N.Y. Lake Notice. That L. L. Bradshaw of 55 East 72nd Street New York is ready to perform his part to a certain contract between the United Society of Shakers located at Mount Lebanon N.Y. and himself dated January 2nd 1893 now in the possession of said society, at such time as times when said United Society shall furnish proper evidence showing that he the said Bradshaw is well seized in fee simple of the strip or tract of land fully described in aforesaid contract and that his title to said strip or tract aforesaid is free from all claims or incumbrances and especially from any and all claims that the New York, Boston, Albany and Schenectady Rail Road Company its successors or assigns have or may have under or by virtue of the grant made by said United Society of Shakers

dated November 15th 1881 and recorded
in the Columbia County clerk's office
in Deed Book No. 79. pages 548-2549

Dated December 24th 1898. L. S. Bradshaw

by Daniel C. Miller
Attorney & Agent

Office and Post Office address
West Linn, Mo.

M.

BENJAMIN GATES

--and--

ROBERT VALENTINE

--with--

LABAN L. BRADSAW.

A G R E E M E N T .

Dated *January* ~~December~~ 189*8*.

W H E R E A S, BENJAMIN GATES and ROBERT VALENTINE, as Trustees of the United Society of Shakers located at Mount Lebanon in the County of Columbia and State of New York, granted and conveyed to the New York, Boston, Albany and Schenectady Rail Road Company by deed dated November 15th. 1881, and recorded in the Clerk's Office of the County of Columbia in Deed Book No.79, pages 548 and 549, a piece of land about ninety-nine feet wide and about two thousand six hundred and forty feet long, containing about six and 6/100 acres of land, be the same more or less, for the uses and purposes named and mentioned in said conveyance; and

W H E R E A S, the said deed contained conditions in regard to the use and the time when such use of the lands therein described should be made by the said Rail Road Company; and

W H E R E A S, by the terms of said grant it is declared that on the breach of the said conditions, or either of them, the title to the said strip of land is to revert to and become the property of the said United Society of Shakers, their successors or assigns; and

W H E R E A S, by deed bearing date the *second* day of *January* 1893, the said United Society of Shakers, by Benjamin Gates and Robert Valentine as Trustees conveyed a farm or piece of land enclosing the said strip of six and 6/100 acres of land granted to the said Rail

Road Company as aforesaid, and including the said six and 6/100 acres to Laban L. Bradshaw of the City of New York, subject to the rights of the said Rail Road Company in said six and 6/100 acres; and

W H E R E A S, the said Laban L. Bradshaw has ^{and does agree} agreed to pay Ninety-four Dollars (\$94.00) ~~for the said~~ ~~to the said United Society of Shakers in the~~ event of the said Rail Road Company failing to comply with the conditions in the grant to them, and in the event of the said Laban L. Bradshaw becoming fully seized and possessed of the legal title thereto and possession thereof freed from any claim of the said Rail Road Company, their successors or assigns.

N O W T H E R E F O R E, the said Laban L. Bradshaw hereby agrees to pay the said Benjamin Gates and Robert Valentine as Trustees of the United Society of Shakers at Mount Lebanon in the County of Columbia, State of New York, their successors or assigns, ^{for the above consideration} the sum of Ninety-four Dollars (\$94.00) in lawful money when he, said Laban L. Bradshaw becomes seized and possessed of the ^{full} legal title and possession of the said six and 6/100 acres freed from all claim therein or thereto or the possession thereof by the said The New York, Boston, Albany and Schenectady Rail Road Company, its successors or assigns, under or by virtue of the grant hereinbefore referred to, and further agrees that the stipulations herein shall apply to and bind his heirs, executors, administrators and assigns.

IN WITNESS WHEREOF, the parties have hereunto subscribed their names and affixed their seals, the

Second day of ~~December~~ ^{January}, 1898.

Witnessed by us
J. B. Bates and
Valentine
W. H. Jamieson
Dunnell Miller

Benjamin Gates
Robert Valentine

Trustees &c.
of the United
Academy of
Shakers

Laban L. Bradshaw

Witnessed by
for Laban L. Bradshaw

M. E. Verme
Ella McCarthy

This Indenture, Made this fourth day of August in the year of our Lord one thousand eight hundred and eighty one **Between** Benjamin Gates & Robert Valentine Trustees of the society of Shakers, of New Lebanon County of Columbia & State of New York

of the first part, and The New York Boston Albany & Schenectady Rail Road Company

of the second part,
Witnesseth, That the said parties of the first part, in consideration of the sum of Five

Dollars, & the advantages to be derived from promises made by this Company to them ^{& promised} duly paid, has sold, and

By these Presents, do grant and convey to the said party of the second part, their ^{heirs} ~~heirs~~ ^{successors} and assigns, **All** the following tracts or parcels of land situated in the Towns of Canaan & New Lebanon in the County of Columbia N.Y. to-wit:

- 1st A strip of land in the Town of Canaan six rods in width being three rods on each side of the centre line of said Railroad as now laid out, commencing at the North End ~~end~~ ^{of land of William} ~~end~~ ^{Baynes} and ending at the South ~~end~~ ^{near} ~~end~~ ^{of land of Nelson Sherman} and 2600 feet long measured in the centre line of said railroad.
- 2^d A strip of land in said Canaan six rods in width being three rods ~~one~~ on each side of said centre line of said railroad and measuring 110 feet on said centre line, commencing at the south end at the land of Nelson Sherman and ending at the north end at other land of said Sherman.
- 3^d A strip of land six rods in width, ~~three rods~~ on each side of said centre line of said railroad as now laid out, commencing at the south end in the Town of Canaan at the road leading from Luechy Lake to New Lebanon and ending at the north end at land of Michael Demody in the Town of New Lebanon and measuring ^{about} 226 feet on said centre line of said railroad, with such additional width outside of the six rods as may be required for excavation in the gravel hills on said land.

4th A strip of land in the Town of New Lebanon six rods in width being three rods on each side of said centre line of said railroad as now laid out. Commencing at the south end at land of Michael Demody and ending at the north end at land of Henry D Wright and measuring ^{about} 8130 feet in length on said centre line of said railroad with such additional land on the north side of the road leading by the Stone Hill as shall be required for station purposes about 500 feet in length by 60 feet in width.

5th A strip of land in the Town of New Lebanon commencing at the south end at land of Charles H. Spencer six rods in width, three rods on each side of said centre line of said railroad and ending at the north end at land of Edward C Clark twelve rods in width, being six rods in width on each side of centre line of said railroad and measuring on said centre line ^{about} 1380 feet in length with the right also to take and carry off the gravel ~~west of the south end of said strip, the 2 ft of the gravel at the south end of said gravel to be left in the road of the gravel level of the adjoining land.~~

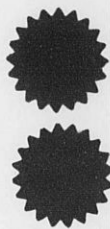
6th A strip of land in New Lebanon adjoining the Lebanon Springs railroad, commencing at the south end at land of Egbert Hand and being six rods wide at that end and extending northerly ^{about} 814 feet with a width at the north end of two rods.

With the Appurtenances, and all the Estate, Title and Interest therein of the said part is of the first part. And the said Benjamin Gates & Robert Valentine, Trustees &c

do hereby covenant and agree to and with the said part y of the second part, their successors and assigns, that the premises thus conveyed in the Quiet and Peaceable Possession of the said part y of the second part, their successors and assigns they & their successors will forever Warrant and Defend against any person whomsoever lawfully claiming the same, or any part thereof

In Witness Whereof, the part is of the first part have hereunto set their hands and seals the day and year first above written.

SEALED AND DELIVERED IN
PRESENCE OF



State of New York,

County of

} SS:

On this _____ day of _____ in the year one thousand eight hundred and _____ before me, the subscriber, personally came _____

to me known to be the person described in and who executed the within instrument, and _____ acknowledged that he executed the same.

State of New York,

County of

} ss.

On this day of in the
year one thousand eight hundred and before me, the subscriber,
personally came

to me known to be the same persons described in and who executed the within instrument,
and severally acknowledged that they executed the same; and the said

on a private examination by me, apart from her said husband, acknowledged that she
executed the same freely, and without any fear or compulsion of her said husband

Copy

Warranty Deed.

Benjamin Bates and
Robert Valentine
Touslers
TO
New York & Boston, Albany
Hohemofady R.R. Co.

Dated, Aug. 4th 1881

County, ss.

Recorded on the day

of '88 at

o'clock P.M., in Liber

of Deeds, at page and

examined.

CLERK

