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SUPREME COURT
STATE OF NEW YORK COUNTY OF WASHINGTON

OFFICE OF THE CLERK
SUPREME & COUNTY COURTS

FEB 24 2011

WASHINGTON COUNTY

In the Matter of the Application of

MARY ANNE RICHARD AND DANIEL SMITH,

Petitioners,

-against-

THE TOWN OF CAMBRIDGE; THE CAMBRIDGE
TOWN BOARD; AUDREY HALL; SALLY J.
WHITNEY; and TERRY E. WHITNEY, SR.,

Respondents,

NOTICE OF MOTION
FOR LEAVE TO
APPEAL

Index No. 16168

RJI No. 57-1-2009-
0669

For a Judgment Pursuant to Article 78 of the New York
Civil Practice Law and Rules and Declaratory Judgment
Ordering the Town Board to Repeal its Resolution
Authorizing the Conveyance of the Disputed Property and
Declaring the Town of Cambridge the Record Owner of the
Disputed Property.

PLEASE TAKE NOTICE that, upon the annexed Affidavit of John R.
Winn, sworn to February 23, 2011, the Decision and Order of this Court dated
November 10, 2010, and upon all prior proceedings heretofore had herein, the
Respondent Audrey Hall, now known as Audrey Hall-Seelye, will move this Court
at a term thereof to be held at the Warren County Municipal Center, Route 9, Lake
George, New York, on the 10th day of March, 2011 at 9:30 o'clock in the forenoon
of that day, or as soon thereafter as counsel can be heard, for an Order, pursuant to

CPLR §5701(c), granting Respondent Audrey Hall permission to appeal to the Appellate Division, Third Department from such portion of the Decision and Order dated November 10, 2010 of this Court as dismissed or disallowed Respondent Audrey Hall's First and Second Affirmative Defenses, together with such other and further relief as to the Court may seem just and proper.

PLEASE TAKE FURTHER NOTICE, that oral argument of the motion is not scheduled for March 10, 2011, unless scheduled and directed by the Court.

Dated: February 23, 2011

Yours, etc.

JOHN R. WINN, ESQ.
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County Clerks Office
Jul 18, 2011 04:13P
Washington County
Dona J. Crandall