DIVISION OF CEMETERIES

STATE OF NEW YORK DEPARTMENT OF STATE

ONE COMMERCE PLAZA 99 WASHINGTON AVENUE ALBANY, NY 12231-0001 TELEPHONE: (518) 474-6226 FAX: (518) 473-0876 HTTPS://DOS.NY.GOV KATHY HOCHUL GOVERNOR

CEMETERY BOARD

ROBERT J. RODRIGUEZ
SECRETARY OF STATE
CHAIR

LETITIA JAMES ATTORNEY GENERAL

MARY T. BASSETT, M.D., M.P.H.
COMMISSIONER OF HEALTH

TO: NEW YORK STATE CEMETERY BOARD

FROM: MICHAEL D. SEELMAN, INVESTIGATOR II

SUBJECT: ORISKANY FALLS CEMETERY ASSOCIATION, #33-034

RE: HAZARDOUS MONUMENT REPAIR CHECKLIST

DATE: SEPTEMBER 28, 2022

Application Completed and notarized and signed

31 Monuments Requested

Legal Notice listing full names and sections run 3 times in The Observer Dispatch \$244.20

31 Monuments Appear Hazardous

Estimates: Humphrey Memorials estimate \$37,040 (average \$1,195/ monument)

North-East Cemetery Services estimate \$42,492 (average \$1,371/monument).

Both contractors propose 42-inch foundations and offer a 10-year warranty.

The cemetery is up to date on Annual Reports and Vandalism Payments

Recommend Approval in the amount of \$37,284.20.



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MARY T. BASSETT, M.D., M.P.H.

COMMISSIONER OF HEALTH

TO: New York State Cemetery Board

FROM: Michael D. Seelman, Investigator II

SUBJECT: Oriskany Falls Cemetery Association, #33-034

RE: Application for Repair of Hazardous Monuments

DATE: September 29, 2022

Exhibits

A) Application for Repair or Removal of Dilapidated or Disrepaired Monuments that Create a Hazardous Condition

- B) Humphrey Memorials repair estimate for \$37,040 (average \$1,195/ per monument
- C) North-East Cemetery Services repair estimate for \$42,492 (average \$1,371/ per monument)
- D) Invoices and copies from The Observer Dispatch for \$244.20

Introduction and Recommendation

The Division received an application (Exhibit A) for the repair of 31 hazardous monuments located in the Oriskany Falls Cemetery, town of Augusta, Oneida County. The application was submitted by Scott Jeffers, president of the Oriskany Falls Cemetery Association. Included with this application was an estimate, from Humphrey Memorials (Exhibit B) totaling \$37,040, and an estimate from North-East Cemetery Services (Exhibit C) totaling \$42,492. Also included was an invoice from The Observer Dispatch for a legal notice (Exhibit D) that was run for three consecutive weeks from October 29, through November 12, 2021, for \$244.20.

I recommend approval of this application.

The Monuments

The Oriskany Falls Cemetery was visited, and 31 monuments were found to be either loose on their foundations or tipping and appeared to pose a hazard to cemetery visitors and employees. Mr. Jeffers stated that the cemetery has no records for the monuments in question and as such, could not contact the last known lot owners by mail, the most recent monument is dated 1928. The cemetery has had no response to the legal advertisements which it placed, and has no funds dedicated to the restoration of monuments. Based upon the information provided, it is the Division's understanding that the cemetery has determined that the monument owners cannot be found.



The Estimates

Both contractors propose to: remove the monuments from the existing foundations; dig out existing foundations; place new foundations made of solid concrete poured to a depth of 42 inches and replace the monument, resealing all joints with setting compound or epoxy and offer a ten-year warranty.

Recommendation

The Cemetery is up to date on annual reports and vandalism payments. This appears to be a legitimate claim for \$37,284.20. I recommend that this application be approved.

EXHIBIT A



Department of State DIVISION OF CEMETERIES

One Commerce Plaza 99 Washington Avenue Albany, NY 12231-0001 Telephone: (518) 474-6226

New York State

www.dos.ny.gov

Application for Repair or Removal of Dilapidated or Disrepaired Monuments that Create a Dangerous Condition

This application applies only to Not-for-Profit Cemetery Corporations and must be completed in full and signed before a notary public. Funds may be allocated for the above-captioned purposes in accordance with 19 NYCRR §200.11(statutory authority: Not-for-Profit

Corporation Law, §1510-a). The full text of this (Cemetery Board Directive appears on the reverse.	
AMOUNT REQUESTED		
\$ 37, 284. 20		
CEMETERY NAME		
Olikkeny Felly Complement Assaciation		
Scott T. Jeffers	= -	
STREET ADDRESS		
 •		
CITY/TOWN/VILLAGE		
Home (سلسور کا بست	
E-MAIL ADDRESS		
for and re	eceived a grant from the Vandalism,	
Abandonment & Monument Repair Fund?		YES* NO
*If YES, when? February 16, 2022	Amount Received: \$18,355.00	- 🗀
Was proof of completed work forwarded to the D	Division of Cemeteries?	YES NO
 Provide a description of each damaged monu Attached 	ument and/or marker and enclose referenced photos:	
Attached		
2. Attach copies of bids submitted by at least two	o contractors for the cost of repairs or removal and replace	ement.

- 3. Attach proof that the cemetery corporation has given not less than 60-day notice to the last known owner to repair or remove the monument or marker and that said owner has failed to do so within the time prescribed in that notice.
- I, the undersigned, duly authorized, swear or affirm under the penalties of perjury that the above-named cemetery has not been able to obtain sufficient funds from the family of the deceased, that the proposed costs of the repairs or removals and replacements are fair and reasonable and that the above-described monuments and/or markers are so badly out of repair or dilapidated as to create a dangerous condition. I further swear or affirm that the information contained in this application is true and correct. I agree that, upon receipt of monies for the repair or removal of dilapidated or disrepaired monuments that create a dangerous condition, such repairs will be made as quickly as possible and documentation (receipts and statements) of the repairs and removals will be submitted to the Division of Cemeteries within 90 days following completion of work

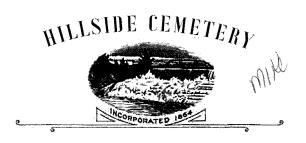
Signature of

Cemetery Official:

Date: February 16,2022

NOAH F. IVES Notary Public, State of New York Appointed in Oneida County Registration No. 01IV6364688 My Commission Expires 9/18/2005 On this /oth day of February \$0 2032 appeared Scott Teffers known to me to be said person.

Moah F. Ises



ORISKANY FALLS CEMETERY ASSOCIATION P.O. BOX 373 + ORISKANY FALLS, N.Y. 13425

March 1, 2022

Department of State Division of Cemeteries One Commerce Plaza 99 Washington, Avenue Albany, New York 12231-0001

To Whom This May Concern:

Regarding the application for repairs I have enclosed for your consideration by Oriskany Falls Cemetery Association. The Board of Trustees has reviewed and approved the estimate submitted by Humphrey Memorials. All stones identified in the grant submission have been evaluated by, Cemetery Association President Scott T. Jeffers and Humphrey Memorials Inc. Due to the location of the cemetery in respect to the vendors available it was not possible to provide two estimates. Our experience with Humphrey memorials in the past has been extremely favorable, competitive and have their work product to be excellent. We also seeking reimbursement for advertising costs if reimbursable.

Juicelety,

Scott T. Jeffers

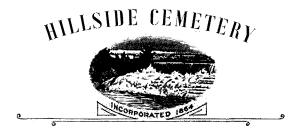
President

Oriskany Falls Cemetery Association

P.O. Box 373

Oriskany Falls, New York 13425

Encl. Photos, Legal Notice, Estimate, Standard Voucher & Application for Repair. CC: Michael Seelman, Senior Agent Via-Electronic Mail

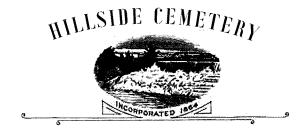


ORISKANY FALLS CEMETERY ASSOCIATION P.O. BOX 373 + ORISKANY FALLS, N.Y. 13425

March 1, 2022

The below names and lots that bear head stones have been deemed by the Oriskany Falls Cemetery Association to be in such a state of disrepair that creates a dangerous condition to the visitors in our cemetery.

Mary Steigler (Gollman)	Lot-8
Calvin Wheat	Lot-19
Phebe Emergene Palmer Sr	Lot-1S
Rebecca Todd	Lot-1N
Amok M Hitchcock	Lot 104S
Roxe H Hitchcock	Lot-104N
William Hitchcock	Lot-103
Daniel Willis Washburn	Lot-109
Thomas H. Wheeler	Lot-126N
Harry J & Hannah Wheeler	Lot-126S
Noah Stanford	Lot-52
William Davenport	Lot-88
John & Esther Hazzard	Lot-170
Samuel Clark	Lot-145
Ruth Clark	Lot-146
Dexter & Charolette Clark	Lot-147
L.M. Hubbard	Lot-177N
Allex Willard	Lot-179
Walker	Lot-436
Thompson	Lot-401
Alonzo Johnson	Lot-447
Theodore Walters	Lot-457
Fremont Letson	Lot-448
C.L. King	Lot-477
Bloomfield	Lot-517
Samuell Mills	Lot-440W
Karl Mills	Lot-440-E
H.M. Blair	Lot-416
William & Louise Ware	Lot-417-S
James Cassety	Lot-144
William Deking	Lot-751



ORISKANY FALLS CEMETERY ASSOCIATION P.O. BOX 373 + ORISKANY FALLS, N.Y. 13425

March 1, 2022

Should there be any further information necessary, please contact the undersigned.

Scott T. Jeffers

President

Oriskany Falls Cemetery Association

EXHIBIT B

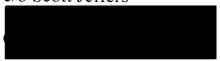
Humphrey Memorials, Inc.

3051 State Rt. 28 Herkimer, NY 13350

315-866-4471*humphreymemorials@gmail.com

February 1 2022

Hillside Cemetery-Oriskany Falls c/o Scott Jeffers



The attached bid sheet being submitted by Humphrey Memorials, Inc. will include the following work to be performed:

- -Remove Memorials from existing foundation
- -Disassemble Memorials if necessary
- -Remove existing foundations
- -New concrete foundations poured as stated dimensions-42" depth
- -Reset Memorials on new foundations
- -Reassemble and repair Memorials as needed
- -Clean & Seal all joints of the Memorials
- -Clean up of materials & repairing of affected grounds

The Memorials will be sealed with a Thirty(30) year silicone caulk. If any monument needs structural repairs, we will use a two part epoxy and/or mortar to make those repairs. New foundations and repairs completed will have a warranty of Ten(10) years. If any foundation or monument repair fails within those Ten(10) years, Humphrey Memorials, Inc. will make repairs or replace at no cost to the cemetery. If you have any further questions, please contact us at anytime.

Thank you, CJ Karker Humphrey Memorials, Inc.

Humphrey Memorials, Inc.

3051 State Highway 28

Herkimer, NY 13350

315-866-4471

Hillside Cometery-Oriskany Falls



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ŧ		Location	Berniere, Boyair, Rasf Cres	New Foundation 1's N'allegity'	Upa Famadatian Cost	Foundation Cap Cost	Savorali Sig ara Dati	Brootta mirtor Roplace & Joseff Af	Mai Cont
1	STEIGLER, MARY	8	\$250,00	24X14X42	\$330,00				\$580.00
2	WHEAT, CALVIN	19	\$700.00	34X14X42	\$810.00				\$1,510.00
3	PALMER, PHEBE	18	\$500.00	26X14X42	\$360.00				\$860
4	TODD, REBECCA	1 N	\$400.00	28X16X42	\$450,00				\$850.00
5	HITCHCOCK, AMOK	1048	\$700,00	30 X30 X42	\$900.00				\$1,600.00
6	HITCHCOCK, ROXE	104N	\$700.00	32X32X42	\$1,025.00				\$1,725,00
7	HITCHCOCK, WILLIAM	103	\$600,00	36X18X42	\$650,00				\$1,250,00
В	WASHBURN, DANIEL	109	\$400.00	22X14X42	\$310.00				\$710.0D
9	WHEELER, THOMAS	126N	\$500.00	34X18X42	\$610.00				\$1,110.00
10	WHEELER, HARRY & HANNAH	1268	\$500.00	34X18X42	\$610.00				\$1,110.00
11	STANFORD, NDAH	52	\$500,00	22X22X42	\$480,00				\$980.00
12	DAVENPORT, WILLIAM	88	\$400.00	26X18X42	\$470.00				\$870,00
13	HAZZARD, JOHN & ESTHER	170	\$500,00	26X26X42	\$675,00				\$1,175.00
14	CLARK, SAMUEL	145	\$300.00	STRIP POUR X 42	\$710.00				\$1,010.00
15	CLARK, RUTH	146	\$300.00	STRIP POUR X 42	\$710.00				\$1,010.00
16	CLARK, DEXTER & CHARLOTTE	147	\$250.00	STRIP POUR X 42	\$710.00				\$960.00
17	HUBBARD, LM	177N	\$300,00	28X12X42	\$340.00				\$640.00
18	WILLARD, ALLEX	179	\$500.00	32X32X42	\$1,025.00				\$1,525.00
19	WALKER	436	\$700.00	42X24X42	\$1,010,00				\$1,710.00
20	THOMPSON	401	\$400.00	32X20X42	\$640.00	***************************************			\$1,040.00
21	JOHNSON, ALONZO	447	\$800.00	42X22X42	\$925.00	**************************************			\$1,725.00
22	WALTERS, THOEDORE	457	\$900.00	44X26X42	\$1,140.00				\$2,040.00
23	LETSON, FREMONT	448	\$700.00	36X22X42	\$790.00		and the second s	\$ \$4.000 company and the second secon	\$1,490.00
24	KING, CL	477	\$800.00	42X18X42	\$755,00				\$1,555.00
25	BLOOMFIELD	517	\$500.00	28X16X42	\$450.00	***************************************			\$950.00

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Humphrey Memorials, Inc. 3051 State Highway 28 Herkimer, NY 13350

315-866-4471

Hillside Cometery-Oriskany Falls

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26	MILLS, SAMUEL	440W	\$500.00	30X18X42	\$540.00		* 1 · * 1 · · · · · · · · · · · · · · ·		\$1,040.00	
27	MILLS, KARL	440E	\$400.00	38X14X42	\$530.00				\$930.00	
28	BLAIR, HM	416	\$500.00	46X14X42	\$640.00				\$1,140.00	
29	WARE, WILLIAM & LOUISE	4175	\$400.00	36X14X42	\$505.00				\$905.00	
30	CASETY, JAMES	144	\$700.00	44X32X42	\$1,410,00				\$2,110,00	
31	DEKING, WILLIAM	751	\$400,00	38X14X42	\$530.00				\$930.00	
32										
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34	TOTALS		\$16,000.00		\$21,040.00				\$37,040.00	
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EXHIBIT C

NORTHEAST CEMETERY SERVICES

PROPOSAL TO REPAIR ORISKANY FALLS CEMETERY DANGEROUS TO OTHERS STONES/MONUMENTS

1 2			SI	ZE	PRICE	REMOVE&RESET **	
						MEIMO VEGINESE!	
		PLOT	WIDTH	LENGTH		PRICE	TOTAL
2	BLAIR, HM	416	24''	32"	\$990.00	\$614.40	\$1,604.40
	BLOOMFIELD	517	16''	28''	\$591.60	\$358.40	\$950.00
3	CASETY, JAMES	144	32''	44''	\$1,782.00	\$1,126.40	\$2,908.40
4	CLARK, DEXTER	147	32"	40''	\$1,623.60	\$1,024.00	\$2,647.60
5	CLARK, RUTH	146	20''	40''	\$1,033.20	\$640.00	\$1,673.20
6	CLARK, SAMUEL	145	20''	40''	\$1,033.20	\$640.00	\$1,673.20
	DAVENPORT,						
7	WILLAIM	88	18''	26''	\$615.60	\$374.40	\$990.00
8	DEKING, WILLIAM	751	14''	38''	\$702.00	\$425.60	\$1,127.60
9	HAZZARD, JOHN	170	26''	26''	\$874.80	\$540.80	\$1,415.60
	нітснсоск,						
10	AMOCK	104S	29''	29''	\$1,080.00	\$672.80	\$1,752.80
11	HITCHCOCK, ROXE	104N	30''	30''	\$1,153.20	\$720.00	\$1,873.20
	нітснсоск,						
12	WILLIAM	103	18''	30''	\$706.80	\$432.00	\$1,138.80
13		177N	12"	28''	\$452.40	\$268.80	\$721.20
	JOHNSTON,					•	·
14	ALONZO	144	22"	43''	\$1,214.40	\$756.80	\$1,971.20
15	KING, CL	477	18''	42''	\$980.40	\$604.80	\$1,585.20
	-,-				,		, ,
16 I	LESTON, FERMONT	448	22"	36''	\$1,021.20	\$633.60	\$1,654.80
17	MILLS, CARL	440E	14''	38''	\$702.00	\$425.60	\$1,127.60
18		440W	18''	30''	\$706.80	\$432.00	\$1,138.80
19	PALMER, PHEBE	1S	14''	26''	\$486.00	\$291.20	\$777.20
20	STAFFORD, NOAH	52	22''	22''	\$634.80	\$387.20	\$1,022.00
21	STEIGLER, MARY	8	14''	24''	\$450.00	\$268.80	\$718.80
22	TOHMPSON	401	20''	32''	\$831.60	\$512.00	\$1,343.60
23	TODD, REBECCA	1N	16''	28''	\$591.60	\$358.40	\$950.00
24	WALKER	436	24''	42''	\$1,290.00	\$806.40	\$2,096.40
						·	
25 ١	WALTER, THODORE	457	26''	44''	\$1,458.00	\$915.20	\$2,373.20
26	WARE, WILLIAM	417S	14''	36''	\$666.00	\$403.20	\$1,069.20
-	WHEELER, HARRY	126S	18''	34''	\$798.00	\$489.60	\$1,287.60
	WASHBURN,					·	. ,
28	DANIEL	109	14''	22''	\$414.00	\$246.40	\$660.40
29	WHEAT,CALVIN	19	14''	32"	\$594.00	\$358.40	\$952.40
	WHEELER,					·	·
30	•	126N	18''	34''	\$798.00	\$489.60	\$1,287.60
31	WILLARD,ALEX	179	32"	32"	\$1,306.80	\$819.20	\$2,126.00
TOTALS	, .				\$26,275.20	\$16,216.80	\$42,492.00

^{*} OLD FOUNDATION TO BE REMOVED AND REPLACED WITH POURED SOLID CONCRETE 36"-42" IN DEPTH

^{**} STONE/MONUMENT TO BE REMOVED FROM OLD FOUNDATION AND REPLACED ON NEW FOUNDATION FOUNDATION WARRENTED AGAINST FAILURE FOR 10 YEARS

EXHIBIT D



Customer	A/C#	Billing Period
Oriskany Falls Cemetery Association	3354859	10/01/21-10/31/21

INVOICE NUMBER 3354859 - 102021

DUE DATE	11/21/21
	

REMITTANCE ADDRESS:

Gatehouse Media NY Holdings Inc The Observer-Dispatch PO Box 631202 Cincinnati, OH 45263-1202

Oriskany Falls Cemetery Association PO BOX 373 ORISKANY FALLS NY 13245

AD#	PO#	DESCRIPTION	SIZE	BILLED UNITS		COLOR	BILLED AMOUNT
		Previous Balance					\$0.00
000702089	Buriala Lots Titles = OBSE	Legal Notice To: The last known owner or ow	1 x 168L			\$0.00	\$244.20
		TOTAL AMOUNT DUE	Note but Free				\$244.20
						So.	ert 3
					,		149/16
ENT PERIOD	30.0	AYS 60 DAYS	90 DAYS		0+ DAYS	Brosson -	ed Payment/Credit
	000702089	000702089 Buriala Lots Titles = OBSE	000702089 Buriala Lots Titles = OBSE Previous Balance Legal Notice To: The last known owner or ow TOTAL AMOUNT DUE	000702089 Buriala Lots Titles = OBSE Previous Balance Legal Notice To: The last known owner or ow 1 x 168L TOTAL AMOUNT DUE	AD# PO# DESCRIPTION SIZE UNITS Previous Balance Legal Notice To: The last known owner or ow 1 x 168L TOTAL AMOUNT DUE	AD# PO# DESCRIPTION SIZE UNITS Previous Balance Legal Notice To: The last known owner or ow Titles = OBSE TOTAL AMOUNT DUE	DESCRIPTION SIZE UNITS Previous Balance Legal Notice To: The last known owner or ow 1 x 168L TOTAL AMOUNT DUE TOTAL AMOUNT DUE

Please return bottom portion with your payment - Thank You!

CUSTOMER	A/C#	BILLING PERIOD	TOTAL AMOUNT DUE	AMOUNT REMITTED
Oriskanv Falls Cemeterv Association	3354859	10/01/21-10/31/21	\$244.20	

Questions on your bill please call: 1-866-470-7133 Option #3

You can also email us at:
GHbillinginquiries@ccc.gannett.com

Terms and Conditions: Past due accounts are subject to interest at the rate of 18% per annum or the maximum legal rate (whichever is less). Advertiser claims for a credit related to rates incorrectly invoiced or paid must be submitted in writing to Publisher within 30 days of the invoice date or the claim will be waived. Any credit towards future advertising must be used within 30 days of issuance or the credit will be forfeited. All funds payable in US dollars.

To pay your bill online via ACH:

www.uticaod.com

Scroll to the bottom to the ABOUT US section Under Marketplace click on PAY YOUR AD BILL For questions with the online bill pay please call 315-792-5136 or 315-792-5029 Oriskany Falls Cemetery Association PO Box 373 Oriskany Falls, NY 13245

*

Title: Observer-Dispatch | Class: Legals

Start date: 10/29/2021 | Stop date: 11/12/2021 |

Insertions: 3 | Lines: 168 ag

Legal Notice

To: The last known owner or owners of the following buriel total located in the Oriekeny Falls Cemetery Association, located in Oneida County, New York, and all persons having or claiming interest in each buriel lots:

NAME LOT NUMBER Mary Steigler - (Golfmen) 8

Cahrin Wheat - 19

Phebe Emergene Palmer S - 1 S

Rebecca Todd - 1 N

Arnok M Hitchcock - 104 S

Rome H Hillshoock - 104 N

William Hitchcock - 103

Daniel Willia Washburn - 109

Thomas H Wheeler - 128 N

Herry J. & Hannah Wheeler - 126 S

Nosh Stanford - 52

William Davenport - 88

John & Eather Hazzard - 170

Semuel Clerk - 145

Ruth Clerk - 146

Dexter & Charolette Clark

L. M.Hubbard - 177 N

Allex Willard - 179

Walker - 436

Thompson - 491

Alonzo Johnson - 447

Theodore Walters - 457

Fremont Letson - 448

C.L. King - 477

Bloomfield - 517

William Delang - 751

PLEASE TAKE NOTICE: That (1) the monuments or markers are so badly out of repair or dispidated as to create a dangerous condition, (2) the persons to whom this notice is addressed must repeir or remove said monuments or markers after the publication of this notice or by January 12, 2022 and, (3) if the persons to whom this notice is addressed fall to repair or remove said monuments or markers after January 12, 2022, the Oriekany Falls Cornetory Association may remove or repeir said monuments without further notice to the persons to whom this notice is addressed.

If you have questions they can be addressed to Scott T. Jeffers, President Oriskarry Falls Committee Association to written notice to Orislamy Falls Committee Association PO Box 373 Oriskarry Falls, New York 13425 on or before April 9, 2019.

AD# 000702089 OD: 10/29, 11/05, 11/12/2021

Payment Information

Ad Cost: \$214.20 Affidavit Fee: \$30.00

Total Order Price: \$244.20