

# 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  
WWW.DOS.NY.GOV

ANDREW M. CUOMO  
GOVERNOR

CEMETERY BOARD

ROSSANA ROSADO  
SECRETARY OF STATE  
CHAIR

LETITIA JAMES  
ATTORNEY GENERAL

DR. HOWARD A. ZUCKER  
COMMISSIONER OF HEALTH

**TO:** NEW YORK STATE CEMETERY BOARD

**FROM:** MICHAEL D. SEELMAN, INVESTIGATOR II

**SUBJECT:** OULEOUT VALLEY CEMETERY, #13-034

**RE:** HAZARDOUS MONUMENT REPAIR CHECKLIST

**DATE:** MAY 17, 2021

Application Completed and notarized

52 Monuments Requested

**Legal Notice complete and run 3 times in The Walton Reporter \$201.60**

52 Monuments Appear Hazardous

Estimates: **Humphrey Memorials estimate \$45,499 (average \$875 monument)**

Barnett Memorials estimate \$54,699 (average \$1,052/ monument)

Repairs Appear Appropriate

Both contractors propose to pour 42-inch foundations and offer a ten-year warranty.

The Cemetery is up to Date on Annual Reports and Vandalism Payments

Previous disbursement used appropriately.

**Recommend Approval in the amount of \$45,700.60**



Department  
of State

# DIVISION OF CEMETERIES

STATE OF NEW YORK  
DEPARTMENT OF STATE

STATE OFFICE BUILDING  
44 HAWLEY STREET  
BINGHAMTON, NY 13901  
TELEPHONE: (607) 721-8756  
FAX: (607) 721-8753  
WWW.DOS.NY.GOV

ANDREW M. CUOMO  
GOVERNOR

CEMETERY BOARD

ROSSANA ROSADO  
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DR. HOWARD A. ZUCKER  
COMMISSIONER OF HEALTH

**TO:** New York State Cemetery Board

**FROM:** Brendon Stanton, Investigator

**SUBJECT:** Ouleout Valley Cemetery Association, #13-034

**RE:** Application for Repair of Hazardous Monuments

**DATE:** May 13, 2021

## Exhibits

- A) Application for Repair or Removal of Dilapidated or Disrepaired Monuments that Create a Hazardous Condition
- B) Humphrey Memorials estimate for \$45,499.00
- C) Barnett Memorials estimate for \$54,649.00
- D) Invoice and copy from Walton Reporter legal notices for \$201.60
- E) Completion report for previous hazardous monument work awarded in May 2020

## Introduction and Recommendation

I received an application (Exhibit A) for the repair of 52 hazardous monuments located in the Ouleout Valley Cemetery of the town of Franklin, Delaware County. The application was submitted by Sonja Johns, treasurer of the Ouleout Valley Cemetery Association. Included with this application were two estimates: one from Humphrey Memorials (Exhibit B) totaling \$45,499.00; and one from Barnett Memorials (Exhibit C) for \$54,649.00. Also included were invoices from Walton Reporter newspaper legal notices (Exhibit D) that were run for three consecutive weeks for \$201.60.

I recommend approval of this application.



Department  
of State

## **The Monuments**

I visited the cemetery on November 4, 2020 and found that all 52 of the monuments were either loose on their foundations or tipping and appeared to pose a hazard to cemetery visitors and employees. The cemetery has had no response to the legal advertisement which it placed, and has no funds dedicated to the restoration of monuments. Based on the advanced age of the monuments in question, it is assumed the foundations were laid privately by either the families or by monument contractors.

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

## **Recommendation**

The cemetery is current with its payments to the vandalism fund and with the filing of its annual reports. The cemetery previously received a disbursement for hazardous monument work in May 2020, and the funds appear to have been spent appropriately (Exhibit E). All documents appear to be in order, and this appears to be a legitimate claim for \$45,700.60. I recommend that this application be approved.

# Exhibit A



# Division of Cemeteries

RECEIVED  
DIV. OF CEMETERIES  
MAY 07 2021  
ALBANY OFFICE  
DEPARTMENT OF STATE

New York State  
Department of State  
DIVISION OF CEMETERIES  
One Commerce Plaza  
99 Washington Avenue  
Albany, NY 12231-0001  
Telephone: (518) 474-6226  
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	\$45,700.60	COUNTY IN WHICH CEMETERY IS LOCATED	Delaware
CEMETERY NAME	Outpour Valley Cemetery	CEMETERY ID NUMBER	15-0408845 13034
NAME OF CEMETERY OFFICIAL	Sonja Johns	TITLE	Sec Treas
STREET ADDRESS	St Rte 357 - PO Box 62		
CITY/TOWN/VILLAGE	Franklin	ZIP CODE	13775
TELEPHONE NUMBERS:	Home (607) 829-2515 Work (607) 829-3440		
E-MAIL ADDRESS	E-MAIL ADDRESS FAX		
	kjohns@citlink.net		

Has this cemetery previously applied for and received a grant from the Vandalism, Abandonment & Monument Repair Fund?  YES\*  NO

\*If YES, when? 2/2020 Amount Received: \$ 22413.14

Was proof of completed work forwarded to the Division of Cemeteries?  YES  NO

1. Provide a description of each damaged monument and/or marker and enclose referenced photos:  
Attached

- 2. Attach copies of bids submitted by at least two contractors for the cost of repairs or removal and replacement.
- 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: Sonja Johns Date: 3/29/2021

KIM L HYZER  
Notary Public, State of New York  
Reg. No. 01HY6303053  
Qualified in Delaware County  
Commission Expires May 12, 2022

On this 29th day of March, 2021  
appeared Sonja Johns  
known to me to be said person.  
Kim L Hyzer  
Notary Public  
Kim L Hyzer

OULEOUT VALLEY CEMETERY ASSOCIATION MONUMENT RESTORATION

State Highway 357, Franklin, NT 13775

NO.	NAME	SECTION	LOT	GRAVE
1	William Wolcott			
2	Mary Amelia Parsons	231	A	
3	Thomas Parsons	282A	A	
4	Harvey Parsons	285	A	
5	Samuel Fitch	285	A	
6	Rev James Parsons	285	A	
7	John Cobine	285	A	
8	James Cobine	298A&B	A	
9	Elizabeth Cobine	298A&B	A	
10	John Moltby	298A&B	A	
11	Clarissa Moltby	298B	A	
12	Amelia Moltby	298 A	A	
13	Ellen T Moltby	298	A	
14	George & Helen Monroe	298	A	
15	Charlane Smith	283	A	
16	Zerah Smith	331	A	
17	Dr. J. H. Foote	331	A	
18	George Mann	20	B	
19	Tibzah S Page	26	B	
20	Lydia Spring	21	B	
21	John L. Palmer	21A	B	
22	Jane Pierson	23A	B	
		23A	B	

Contacts: Sonja Johns 607-829-2515 or 607-434-7120  
 Donna Whitbeck 607-829-2112

23	Liam Palmer			
24	Solovom Pomroy		24	B
25	Struble Ostrander		24A&B	B
26	Alice Murphy		26	B
27	Amos Ellison		82A	B
28	James Dumond		81	B
29	DEA David Chamberlain		102	D
30	Almond Metcalf (son)		64	D
31	Almond Metcalf		59A	D
32	Christina Stilson		59	D
33	John Stilson		58	D
34	Philo Stilson		58	D
35	Nathan Stilson		57	D
36	Sophia Stilson		57	D
37	Eleanor Chrispell		57	D
38	John Richmond		98	D
39	George Judd		771	F
40	Dennis Lloyd		780	F
41	Mary Taylor		729	F
42	Jenny Buell		644	F
43	William Spring		647	F
44	James Hartwell		909	F
45	Ebell Strong		924	F
46	Henry Birdsall		717	F
			532	F





# Exhibit B

# *Humphrey Memorials, Inc.*

*3051 State Rt. 28*

*Herkimer, NY 13350*

*315-866-4471 \*humphreymemorials@gmail.com*

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March 22, 2021

Ouleout Valley Cemetery  
PO Box 62  
Franklin, NY 13775

Dear Cemetery Board Members,

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
- Reset Memorials on new foundations
- Reassemble and repair Memorials as needed
- Seal all joints of the Memorials

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 any memorial repairs completed will have a warranty of Ten(10) years. If any foundation or 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.

\*Our Insurance policy renews on 4/15/21 so I will send out the Certificate when I receive it.

### Humphrey Memorials, Inc.

3051 State Highway 28

Herkimer, NY 13350

315-866-4471

### Outlook Valley Cemetery

P O Box 62

Franklin, NY 13775

Sonia Johns-607-829-2515/Donna Whitbeck 607-829-2112

#	Monument Name	Location	Remove, Repair, Rest Cost	New Foundation L"xW"xDepth"	New Foundation Cost	Foundation Cap Cost	Removal/Disposal Cost	Granite marker Replace & Install RE	Total Cost
1	William Wolcott	231A	\$550.00	26x26x42	\$540.00				\$1,090.00
2	Mary Amelia Parsons	282A	\$400.00	26x16x42	\$330.00				\$730.00
3	Thomas Parsons	285A	\$400.00	42x16x42	\$538.00				\$938.00
4	Harvey Parsons	285A	\$400.00	42x16x42	\$538.00				\$938.00
5	Samuel Fitch	285A	\$400.00	42x16x42	\$538.00				\$938.00
6	Rev. James Parsons	285A	\$400.00	42x16x42	\$538.00				\$938.00
7	John Cobine	298A&B	\$450.00	36x20x42	\$577.00				\$1,027.00
8	James Cobine	298A&B	\$450.00	36x20x42	\$577.00				\$1,027.00
9	Elizabeth Cobine	298A&B	\$450.00	36x20x42	\$577.00				\$1,027.00
10	John Molty	298B	\$250.00	45x16x42	\$648.00				\$898.00
11	Charissa Molty	298A	\$400.00	45x16x42	\$648.00				\$1,048.00
12	Arnelia Molty	298A	\$250.00	45x16x42	\$648.00				\$898.00
13	Ellen Molty	298A	\$400.00	45x16x42	\$648.00				\$1,048.00
14	George & Helen Maurice	283A	\$250.00	24x14x42	\$270.00				\$520.00
15	Charlene Smith	331A	\$350.00	34x16x42	\$435.00				\$785.00
16	Zerah Smith	331A	\$350.00	34x16x42	\$435.00				\$785.00
17	DR. JH Foote	20B	\$450.00	36x20x42	\$610.00				\$1,060.00
18	George Mann	26B	\$500.00	26x26x42	\$540.00				\$1,040.00
19	Thzah Page	21B	\$350.00	26x14x42	\$290.00				\$640.00
20	Lydia Spring	21A	\$400.00	22x22x42	\$390.00				\$790.00
21	John Palmer	23A	\$300.00	33x14x42	\$370.00				\$670.00
22	Jane Pierson	23A	\$300.00	33x14x42	\$370.00				\$670.00

**Humphrey Memorials, Inc.**

3051 State Highway 28

Herkimer, NY 13350

315-866-4471

**Outcort Valley Cemetery**

P0 Box 62

Franklin, NY 13775

Sonia Johns-607-829-2515/Donna Whitbeck 607-829-2112

#	Measurement Name	Location	Remove, Repair, Rest Cost	New Foundation L"xW"xDepth"	New Foundation Cost	Foundation Cap Cost	Remove/Disposal Cost	Granite marker Replaces & Install KE	Total Cost
23	Liam Palmer	24B	\$500.00	28x28x42	\$630.00				\$1,130.00
24	Solevrom Pomroy	24A&B	\$400.00	38x20x42	\$610.00				\$1,010.00
25	Patten Ostrander	26B	\$350.00	22x22x42	\$390.00				\$740
26	Alice Murphy	82A	\$250.00	26x14x42	\$290.00				\$540.00
27	Amos Ellison	81B	\$300.00	30x16x42	\$380.00				\$680.00
28	David Dimond	102D	\$550.00	26x26x42	\$540.00				\$1,090.00
29	DEA David Chamberlain	64D	\$450.00	24x24x42	\$460.00				\$910.00
30	Almond Metcalf-Son	59A	\$300.00	34x16x42	\$443.00				\$743.00
31	Almond Metcalf	59D	\$300.00	34x16x42	\$443.00				\$743.00
32	Christina Silson	58D	\$300.00	34x16x42	\$443.00				\$743.00
33	John Silson	58D	\$300.00	34x16x42	\$443.00				\$743.00
34	Philo Silson	57D	\$350.00	44x20x42	\$694.00				\$1,044.00
35	Nathan Silson	57D	\$350.00	44x20x42	\$694.00				\$1,044.00
36	Sophia Silson	57D	\$350.00	44x20x42	\$694.00				\$1,044.00
37	Eleanor Christpell	98D	\$350.00	24x24x42	\$460.00				\$810
38	John Richmond	771F	\$350.00	32x16x42	\$410.00				\$760.00
39	George Judd	780F	\$300.00	20x20x42	\$320.00				\$620.00
40	Dennis Lloyd	729F	\$750.00	32x32x42	\$1,050.00				\$1,800.00
41	Mary Taylor	644F	\$700.00	30x30x42	\$720.00				\$1,420.00
42	Jenny Buell	647F	\$300.00	26x20x42	\$420.00				\$720.00
43	William Spring	909F	\$300.00	22x16x42	\$280.00				\$580.00
44	James Hartwell	924F	\$300.00	20x20x42	\$320.00				\$620.00



# Exhibit C

# Barnett Memorials

236 East Main St.  
Elbridge, NY 13060

315-689-3813 T

315-689-5241 F

131 Seymour St.

Auburn, NY 13021

315-255-1234 T

315-255-1333 F

Tax ID # 27-3016873

[Barnettmemorials1@gmail.com](mailto:Barnettmemorials1@gmail.com)

November 10, 2020

Sonja,

Thank you for thinking of our company for the restoration project at Ouleout Valley Cemetery.

Accompanying this letter, you will find a detailed listing of the monuments in question and the cost to repair them. Our quote for this project is \$54,649.00. This quote includes tear down of said monuments, replacing all foundations indicated, then resetting and cleaning of all monuments. Monuments requiring a new foundation will have a minimum 10 year warranty.

This quote will expire December 2021. If you have any further questions, do not hesitate to contact us.

Thank you,

Bill @Barnett Memorials

### Hazardous Monument Application Spreadsheet

Date: 11-10-2020

**Cemetery Name & Address**

**Name: OULEOUT VALLEY CEMETERY**  
**Address: PO BOX 62 STATE HWY 357 FRANKLIN NY**  
**Phone: 607-829-2515**  
**Contact Person: SONJA JOHNS**  
**(Please Print Clearly)**

**Contractor or Monument Company Name & Address**

**Name: BARNETT MEMORIALS**  
**Address: 236 EAST MAIN ST**  
**ELBRIDGE, NY 13060**  
**Phone: 315-689-3813**  
**Contact Person: BILL RINALDI**

Total # of Stones:  
52

1	2	3	4	5	6	7	8	9	10	11	12	
Name on Monument	Location / Section / Plot / Lot	Cost to Remove, Repair & Reset Monument	Cost of Foundation with 3 Dimensions Inches	Foundati on size	Total Cost of Repair & Foundation	Estimate to Remove & Dispose	Cost to Lay Smaller Monuments Flat	Cost of BRONZE Replacement Marker	Cost of GRANITE Replacement Marker	Cost of Foundation including Dimensions for Flat Marker	Total to Remove, Destroy & Replace Monument with BRONZE Marker & Foundation	Total to Remove, Destroy & Replace Monument with Granite Marker & Foundation
WOLCOTT	231A	600	784	28X28	1384							
PARSONS	282A	400	448	28X16	848							
PARSONS	285A	400	448	28X16	848							
PARSONS	285A	400	448	28X16	848							
FITCH	285A	400	448	28X16	848							
PARSONS	285A	400	448	28X16	848							
COBINE	298A/B	400	720	36X20	1120							
COBINE	298A/B	400	720	36X20	1120							
COBINE	298A/B	400	720	36X20	1120							
MALTBY	298B	500	800	40X20	1300							
MALTBY	298A	400	800	40X20	1200							
MALTBY	298A	400	800	40X20	1200							
MALTBY	298A	400	800	40X20	1200							
MONROE	283A	400	288	24X12	688							
SMITH	331A	400	576	32X18	976							
SMITH	331A	400	576	32X18	976							







# Exhibit D

**DECKER ADVERTISING, INC.**

97 MAIN STREET, SUITE #5  
DELHI, NY 13753-1234

Phone: (607) 746-2178

Fax: (607) 746-6272



**Bill To:**

OULEOUT VALLEY CEMETERY  
PO BOX 62  
FRANKLIN, NY 13775

**Invoice No.:** 01422629

**Date:** 10/28/2020

Description	Amount
10/14/2020 - LEGAL AD, DAMANGED MONUMENTS - THE REPORTER	\$25.41
10/21/2020 - LEGAL AD, DAMANGED MONUMENTS - THE REPORTER	\$19.47
10/28/2020 - LEGAL AD, DAMANGED MONUMENTS - THE REPORTER	\$19.47
AFFIDAVIT	\$15.00
<i>Pd ck # 4566 11/6/2020</i>	
<b>Terms: Due Upon Receipt of Invoice</b>	<b>Total Amount:</b> \$79.35
	<b>Amount Applied:</b> \$0.00
	<b>Balance Due:</b> \$79.35

**Thank You!**

AFFIDAVIT OF PUBLICATION

State of New York, }  
County of Delaware } ss:

The undersigned is the authorized designee of DECKER ADVERTISING INC, the publisher of THE REPORTER, a weekly newspaper published in Delhi, New York.

I certify that the public notice, a printed copy of which is attached hereto, was printed and published in this newspaper on the following dates: 10/14, 10/21, 10/28, 2020.

This newspaper has been designated by the County Clerk of Delaware County, as a newspaper of record in this county, and as such, is eligible to publish such notices.

Signature *Lorraine Francisco*

Printed Name Lorraine Francisco }

Subscribed and sworn to before me,

This 28 day of October 2020

*Kimberley A. Shepard*  
Notary Signature

KIMBERLEY A. SHEPARD  
Notary Public, State of New York  
No. 01618233212  
Qualified in Delaware County  
Commission Expires June 7, 2023

To: The last known owner tion 496  
or owners of the following William Howard Lot E Sec-  
burial lots located in the tion 498  
Ouleout Valley Cemetery, PLEASE TAKE NOTICE:  
town of Franklin, in Dela-That (1) the monuments  
ware County, New York, or markers are so badly  
and all persons having or out of repair or dilapidated  
claiming to have an interest as to create a dangerous  
in said burial lots: condition, (2) the persons  
William Wolcott Lot A Sec- to whom this notice is ad-  
tion 231 dressed must repair or  
Mary Amelia Parsons Lot remove said monuments  
A Section 282A or markers after the third  
Harry Parsons Lot A Sec- publication of this notice or  
tion 285 by December 15, 2020 and  
John Cobine Lot A Section (3) if the persons to whom  
A & B this notice is addressed fail  
John Moltby Lot A Section to repair or remove said  
298 monuments or markers af-  
George & Helen Monrow ter December 15, 2020, the  
Lot A Section 283 Ouleout Valley Cemetery  
Zerah Smith Lot A Section Association may remove  
331 or repair said monuments  
Dr. J.H. Foote Lot B Sec- without further notice to the  
tion 20 persons to whom this no-  
George Mann Lot B Sec- tice is addressed.  
tion 26 If you have questions they  
Tibzah S Page Lot B Sec- can be directed to Sonja  
tion 21 Johns 607-434-7120 prior  
Lydia Spring Lot B Section to December 15, 2020.  
21A

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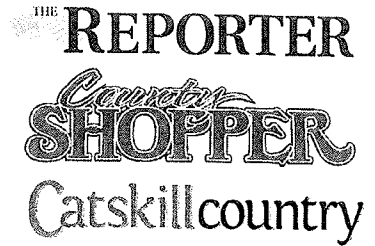
Jane Pierson Lot B Sec-  
tion 23A  
Liam Palmer Lot B Section  
24  
Solovom Pomroy Lot B  
Section 24A & B  
Struble Ostrander Lot B  
Section 26  
Alice Murphy Lot B Sec-  
tion 82A  
Amos Ellison Lot B Sec-  
tion 81  
James Dumond Lot D  
Section 102  
DEA David Chamberlain  
Lot D Section 64  
Almont Metcalf Lot D Sec-  
tion 59  
Philo Stilson Lot D Section  
57  
Eleanor Chripell Lot D  
Section 98  
John Richmond Lot F Sec-  
tion 771  
George Judd Lot F Section  
780  
Dennis Lloyd Lot F Section  
729  
Mary Taylor Lot F Section  
644  
Jenny Buell Lot F Section  
647  
William Spring Lot F Sec-  
tion 909  
James Hartwell Lot F Sec-  
tion 924  
Ebell Strong Lot F Section  
717  
Henry Birdsall Lot F Sec-  
tion 532  
Laura Beardslee Lot F  
Section 529  
Charles Payne Juliett Lot E  
Section 503  
Bryan Taylor Lot E Section  
534  
Sarah Bartlett Lot E Sec-  
tion 492  
Orion Bennett Lot E Sec-

**DECKER ADVERTISING, INC.**

97 MAIN STREET, SUITE #5  
DELHI, NY 13753-1234

Phone: (607) 746-2178

Fax: (607) 746-6272



**Bill To:**

**Invoice No.:** 01422231

**Date:** 10/14/2020

OULEOUT VALLEY CEMETERY  
PO BOX 62  
FRANKLIN, NY 13775

Description	Amount
09/30/2020 - LEGAL AD, DAMAGED MONUMENTS - THE REPORTER	\$42.35
10/07/2020 - LEGAL AD, DAMAGED MONUMENTS - THE REPORTER	\$32.45
10/14/2020 - LEGAL AD, DAMAGED MONUMENTS - THE REPORTER	\$32.45
AFFIDAVIT	\$15.00
<i>pd 10/20/2020 ck # 4559</i>	
<b>Terms: Due Upon Receipt of Invoice</b>	<b>Total Amount:</b> \$122.25
	<b>Amount Applied:</b> \$0.00
	<b>Balance Due:</b> \$122.25

**Thank You!**

AFFIDAVIT OF PUBLICATION

State of New York, }  
County of Delaware } ss:

The undersigned is the authorized designee of DECKER ADVERTISING INC, the publisher of THE REPORTER, a weekly newspaper published in Delhi, New York.

I certify that the public notice, a printed copy of which is attached hereto, was printed and published in this newspaper on the following dates: 9/30, 10/7, 10/14, 2020

This newspaper has been designated by the County Clerk of Delaware County, as a newspaper of record in this county, and as such, is eligible to publish such notices.

Signature *Lorraine Francisco*

Printed Name Lorraine Francisco }

Subscribed and sworn to before me.  
This 14 day of October 2020

*Kimberley A. Shepard*  
Notary Signature

KIMBERLEY A. SHEPARD  
Notary Public, State of New York  
No. 01SH6223212  
Qualified in Delaware County  
Commission Expires June 7, 2022



To: The last known owner or owners of the following burial lots located in the Ouleout Valley Cemetery, town of Franklin, in Delaware County, New York, and all persons having or claiming to have an interest in said burial lots:

Thomas Parsons

Lot A Section 285

Samuel Fitch

Lot A Section 285

Rev. James Parsons

Lot A Section 285

James Cobine

Lot A Section 298 A & B

Elizabeth Cobine

Lot A Section 298 A & B

Clarissa Moltby

Lot A Section 298A

Ellen Moltby

Lot A Section 298

Amelia Moltby

Lot A Section 298

Charlane Smith

Lot A Section 331

John L Palmer

Lot B Section 23A

Almond Metcalf (son)

Lot D Section 59A

John Stilson

Lot D Section 58

Christena M Stilson

Lot D Section 58

Nathan Stilson

Lot D Section 57

Sophia Stilson

Lot D Section 57

PLEASE TAKE NOTICE:

That (1) the monuments or markers are so badly out of repair or dilapidated as to create a dangerous condition, (2) the persons to whom this notice is addressed must repair or remove said monuments or markers after the third publication of this notice or by December 29, 2020 and (3) if the persons to whom this notice is addressed fail to repair or remove said monuments or markers after December 29, 2020, the Ouleout Valley Cemetery Association may remove or repair said monuments without further notice to the persons to whom this notice is addressed.

If you have questions they can be directed to Sonja Johns 607-434-7120 prior to December 29, 2020.

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# Exhibit E

**DIVISION OF CEMETERIES**  
STATE OF NEW YORK  
**DEPARTMENT OF STATE**  
STATE OFFICE BUILDING  
44 HAWLEY STREET  
BINGHAMTON, NY 13901  
TELEPHONE: (607) 721-8756  
FAX: (607) 721-8753  
WWW.DOS.NY.GOV

ANDREW M. CUOMO  
GOVERNOR  
CEMETERY BOARD  
ROSSANA ROSADO  
SECRETARY OF STATE  
CHAIR  
LETITIA JAMES  
ATTORNEY GENERAL  
DR. HOWARD A. ZUCKER  
COMMISSIONER OF HEALTH

## DEPARTMENT OF STATE - DIVISION OF CEMETERIES

### MEMORANDUM

**TO:** Lewis Polishook, Director

**FROM:** Brendon Stanton, Investigator

**SUBJECT:** Ouleout Valley Cemetery Association, #13-034

**RE:** Repair of Hazardous Monuments

**DATE:** November 13, 2020

By application dated February 14, 2020, the Ouleout Valley Cemetery Association of the town of Franklin, Delaware County, applied for funds for the repair of 20 hazardous monuments. The State Cemetery Board approved this application in its meeting on May 12, 2020, in the amount of \$22,413.14. The contract was awarded to Barnett Memorials. Having been informed that the work had been completed, I inspected the work on November 5, 2020, and found it satisfactory.