

**COOK, NETTER, CLOONAN, KURTZ & MURPHY, P.C.**

ATTORNEYS & COUNSELORS AT LAW

85 MAIN STREET

P.O. BOX 3939

KINGSTON, N.Y. 12402

(845) 331-0702

FAX: (845) 331-1003

e-mail: law@cookfirm.com

www.cookfirm.com

ROBERT D. COOK  
ERIC M. KURTZ  
THOMAS A. MURPHY  
MICHAEL T. COOK

KOSTAS D. LERIS

OF COUNSEL:  
ROBERT E. NETTER  
WILLIAM N. CLOONAN

ANDREW J. COOK, SR. (1884-1958)  
ANDREW J. COOK, JR. (1918-1997)  
FRANCIS X. TUCKER (1923-1987)

August 3, 2015

Andrew Zweben, Corporation Counsel  
City of Kingston  
420 Broadway  
Kingston, New York 12401

Re: **Herzog Supply Co., Inc./Road Dedication (Westbrook Lane) to City of Kingston**  
**Herzog Supply Co., Inc./Granting of Easement to City of Kingston**

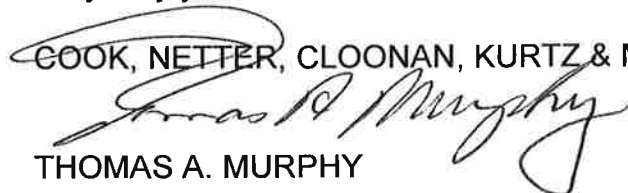
Dear Mr. Zweben:

This correspondence is to confirm our telephone conversation on July 30, 2015 regarding the City's timetable for the repair and/or replacement of the storm drain in connection with the above matter. As you know, Mr. Jordan is very concerned that if the storm drain is not repaired and/or replaced, the flooding condition will continue to worsen and possibly result in a sink hole which could be financially devastating to Herzog's and the City of Kingston. Please keep me advised of any new developments with respect to the installation of the new storm drain.

Once again, if you have any questions, please do not hesitate to contact the undersigned or Brad Jordan at the Kingston Plaza.

Your prompt attention to this matter is greatly appreciated.

Very truly yours,

  
COOK, NETTER, CLOONAN, KURTZ & MURPHY, P.C.  
THOMAS A. MURPHY

TAM/tit

cc: Mr. Bradley Jordan/Herzog Supply Co., Inc. d/b/a Kingston Plaza  
DPW Superintendent Michael Schupp  
Mayor Shayne Gallo  
Christopher Zell/Brinnier & Larios, P.C.  
City of Kingston c/o Kingston City Clerk  
Ralph Swenson, City of Kingston Engineer ✓