

Robert N. Zautner, Jr.

17 Arch Avenue
Albany, NY 12210

September 7, 2021

HONORABLE DANIEL P. MCCOY
ALBANY COUNTY EXECUTIVE
112 State Street, 12th floor
Albany NY, 12207

Re: 1569 New Scotland Road, Slingerlands, Town of Bethlehem, Albany County, New York
Parcel# 08500500010240000000 s/b/l 85.5-1-25

Dear Sir:

I am the beneficiary of the above parcel under the Last Will of my father Robert N. Zautner, Sr., who died a resident of the County of Albany February 22, 2012 and whose Last Will was admitted to Probate by Order of the Albany County Surrogate. My sister, Mary L. Smart and I were appointed Executors of the estate, which remains open.

The premises fell into real property tax arrears and an *In Rem* proceeding was commenced against the record title owner, Robert N. Zautner, Sr.. My sister sought to address the matter but was advised her papers had not been delivered to the correct locations and while seen, would not be considered. She subsequently wrote to Judge Pettit whose office saw her correspondence and still has the envelope. An Order was made by the Albany County Court in May 20, 2021 and entered in the Albany County Clerk's Office June 2, 2021, foreclosing the title pursuant to the *In Rem* Petition.

The premises have been used since construction in the early 1950's as the Zautner family owned Toll Gate Ice Cream Restaurant. Three generations of Zautner owner / operators trained hundreds of young people in business responsibility and food handling, and countless customers from Little League Teams to school dance partners, grand parents with their progeny have their stories of peanut butter and jelly ice cream and bunny burgers. Failing health slowed business, Dad died and I got sick. Then COVID shut down our business world.

I ask that you support my request for the conveyance to me as the beneficiary under my father's will, such that our restoration of the Toll Gate can take place and again operate in the community as a place where memories are created and cherished.

Your consideration will be appreciated,

Sincerely,

Robert N. Zautner, Jr.