SUPREME COURT OF THE STATE OF NEW YORK
COUNTY OF _____

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In the Matter of the Continuance of
the public improvement lien claimed by
_____, lienor, on the
Proceeds of the Contract of _____
_____, Contractor,
with the STATE OF NEW YORK, and the
DEPARTMENT OF TRANSPORTATION OF
THE STATE OF NEW YORK,

Comptroller's Contract No. _____

NOTICE OF
APPLICATION TO
CONTINUE LIEN ON
PUBLIC IMPROVEMENT[1]
[Subsequent to
Extension Procedure]

Index No. _____

(Justice _____)

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S I R S:

PLEASE TAKE NOTICE, that upon the affirmation of _____, dated the _____ day of _____, ____, a copy of the public improvement lien in the sum of $_____ filed with the Comptroller of the State of New York on [date], and the Department of Transportation, on [date], and the Extension of Lien filed with the Comptroller of the State of New York on [date], pursuant to Lien Law § 18, the undersigned will move at the Ex Parte Term hereof, at the _____ County Courthouse, [Address], on the _____ day of _____, ____, or as soon thereafter as counsel can be heard for an Order pursuant to Lien Law § 18 continuing said public improvement lien, and that said public lien be continued pursuant to said section and for such other, further or different relief as to this Court may appear just and proper.

Dated: _____

s/ _____
[Signing Attorney's Name]
[Address]
[Telephone No.]

Sample

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[1] *See* Lien Law § 18. Read the statute carefully. It was amended by 1990 N.Y. Laws ch. 405, § 1, eff. July 10, 1990 and by 2000 N.Y. Laws ch. 324, § 2. The continuation procedure can be followed provided a proper extension of lien is filed with the state comptroller *or* the financial officer of the public office with whom the notice of lien was filed. Said extension *must* be filed within one year from filing of the original notice of lien.