

LEGAL NOTICE

PLEASE TAKE NOTICE that the New York State Urban Development Corporation, doing business as Empire State Development (“ESD” or the “Corporation”), pursuant to Section 16(2) of the New York State Urban Development Corporation Act (Chapter 174, Section 1, Laws of 1968, as amended) (the “Act”), has adopted a General Project Plan (the “Plan”) with respect to the Southern Tier Broadband Project (the “Project”), at the Directors' meeting on December 19, 2013. Copies of the Plan are available without charge to any person who shall make a request for the same at the office of the Corporation. The Corporation will file such Plan in the offices of the Allegany County Clerk, 7 Court Street, Room 18, Belmont, New York 14813; the Cattaraugus County Clerk, 303 Court Street, Little Valley, NY 14755; the Chautauqua County Clerk, 1 North Erie Street, Mayville, New York 14757; and the Erie County Clerk, 25 Delaware Avenue, Buffalo, New York 14202. A copy of the Plan is also on file at the principal office of the Corporation, 633 Third Avenue, New York, New York 10017, and is available for inspection by the general public Monday through Friday, between the hours of 9:00 a.m. and 5:30 p.m.

The \$841,350 project will expand access to broadband services and increase broadband speeds through a WiMAX system through a partnership with participating ISP's (DFT Communications and Southern Tier Wireless), who will purchase and install the WiMAX broadcasting equipment on existing cell towers and then provide WiMAX service to customers. This project, which is expected to be complete in October 2014, will expand broadband services to 10,100 households, 285 businesses and 32 Community Anchor Institutions. ESD proposes to make a grant of up to \$672,452 to assist in the financing of this project.

PLEASE TAKE FURTHER NOTICE, that, in accordance with Section 16(2) of the Act, a public hearing, open to all persons, will be held by the Corporation in the Hanover Town Hall, Supervisor's Office, 68 Hanover Street, Silver Creek, NY 14136 on Friday, January 24, 2014 from 2:30 p.m. to 3:30 p.m. to consider the Plan. ESD will also accept written comments submitted via U.S. mail to: The NYS Broadband Program Office, 625 Broadway, 8th Floor, Albany, NY 12245, or via email to nysbroadband@esd.ny.gov, which must be received by 5 pm on Tuesday, January 28, 2014.

DATED: January 14, 2013
 New York, New York
 New York State Urban Development Corporation

By: Eileen McEvoy, Corporate Secretary