

SUPREME COURT OF THE STATE OF NEW YORK
Appellate Division, Fourth Judicial Department

1018

CA 24-00977

PRESENT: LINDLEY, J.P., CURRAN, OGDEN, NOWAK, AND HANNAH, JJ.

KENNETH MILLER, PLAINTIFF-APPELLANT,

V

ORDER

GRETCHEN BEVARD, INDIVIDUALLY AND AS EXECUTOR
OF THE ESTATE OF ERIC BEVARD, DECEASED,
DEFENDANT-RESPONDENT.

PAPPAS, COX, KIMPEL, DODD & LEVINE, P.C., SYRACUSE (THOMAS P. GIVAS OF
COUNSEL), FOR PLAINTIFF-APPELLANT.

MELVIN & MELVIN, PLLC, SYRACUSE (ROGER W. BRADLEY OF COUNSEL), FOR
DEFENDANT-RESPONDENT.

Appeal from an order of the Supreme Court, Jefferson County
(William F. Ramseier, J.), entered November 29, 2023. The order,
insofar as appealed from, dismissed the complaint "with respect to the
right of way to the water."

It is hereby ORDERED that the order so appealed from is
unanimously affirmed without costs.

Entered: December 23, 2025

Ann Dillon Flynn
Clerk of the Court