



RESOLUTION

AUTHORIZING THE ACCEPTANCE OF EASEMENTS FOR HIGHWAY RIGHT-OF-WAY ALTERATION FOR ROADWAY, SIDEWALK AND TRAFFIC SIGNAL IMPROVEMENTS ON D.W. HIGHWAY

CITY OF NASHUA

In the Year Two Thousand and Six

RESOLVED by the Board of Aldermen of the City of Nashua to authorize acceptance of easements for highway right-of-way alteration and/or temporary construction easements for the “Roadway, Sidewalk and Traffic Signal Improvements on D. W. Highway and Spit Brook Road,” substantially in the attached specimen form as shown on the attached plans for the following property:

<u>Name</u>	<u>Sheet/Lot</u>	<u>Address</u>
GEM Realty Corp.	A-259	8 Spit Brook Road
Nashua H Group, LLC	A-214-A	15 Spit Brook Road
Kenwood C. Jones, Sr., et al, Trustees	A-214-B	15 Spit Brook Road
G.M.C. Group, LP	A-227	19 Spit Brook Road
Thomas J. Flatley	A-30	213 D. W. Highway
Green Ridge Ventures, Inc.	A-211	235 D. W. Highway
Rubin Nashua, LLC	A-128	243 D. W. Highway
Toys “R” Us, Inc.,	A-127	270-72 D. W. Highway
Kimco Webster Square, LLC	A-18	274 D. W. Highway
278 Daniel Webster Highway, LLC	A-133	278 D. W. Highway
Hausberger Associates	A-532	314 D. W. Highway
Allisan Realty Corp	A-188	21 Spit Brook Road
May Dept. Stores Co. (construction only)	A-734	310 D. W. Highway

Payments will be made to GMC Group in the amount of \$6,500; Green Ridge Ventures in the amount of \$135,907; and, 278 Daniel Webster Highway in the amount of \$6,000. Source of funding is Account #772-01040-3720, CMAQ Grant Easements.

(SPECIMEN)

EASEMENT DEED

KNOW ALL PERSONS BY THESE PRESENTS, that [owner name] having an address at [principal place of business], (hereinafter called the "Grantor"), for consideration paid, grants to the City of Nashua, a municipal corporation having its principal place of business at 229 Main Street, Nashua, Hillsborough County, State of New Hampshire and its successors and assigns forever, (hereinafter called the "Grantee") with Quitclaim covenants, the perpetual rights and easements more particularly described below, in, over, under, through and across a certain tract of land located at [street address] in the City of Nashua, County of Hillsborough, State of New Hampshire, shown as "Taking Area" on a plan of land entitled "Taking Plan Assessors Lot [#], [street], Nashua, New Hampshire, prepared for [owner name], by Chas. H. Sells, Inc., dated May 24, 2005," recorded at Hillsborough County Registry of Deeds as plan no. _____ (hereafter called the "Plan"), and conveyed to the Grantor by deed recorded at the Hillsborough County Registry of Deeds, Book [#], Page [#]. The rights and easements are particularly described and bounded as follows:

The perpetual right in, over, under, through and across said Lot [#] for the purpose of construction, maintenance, repair, reconstruction, and use of a public highway, including all uses comprising municipal and public use of highways under New Hampshire law.

The bounds of this easement are as follows: [metes and bounds description]

Said easement contains approximately _____ acres.

Additionally a temporary construction easement as shown in the "Plans of Proposed Roadway and Traffic Signal Improvements on Daniel Webster Highway and Spit Brook Road," State Project 13130, dated _____, page _____ is hereby granted.

Witness my hand this _____ day of _____, 2006.

[Name]
[Title of position]

STATE OF _____
COUNTY OF _____

This instrument was acknowledged before me on (date) by name(s) of person(s) as (type of authority, e.g., officer, trustee, etc.) of (name of party on behalf of whom instrument was executed).

(signature of notarial officer)

Title (and Rank)

[My commission expires:_____]