



RESOLUTION

AUTHORIZING RELEASE OF A CERTAIN LEVY EASEMENT ON 75 CROWN
STREET

CITY OF NASHUA

In the Year Two Thousand and Fifteen

RESOLVED by the Board of Aldermen of the City of Nashua that the Mayor is authorized to release a certain levy easement on 75 Crown Street, described in Book 1115, Page 203 as Tract "H" by a release substantially in the form of the attached.

LEGISLATIVE YEAR 2015

RESOLUTION: R-15-164

PURPOSE: Authorizing release of a certain levy easement on 75 Crown Street

ENDORSERS: Mayor Donnalee Lozeau

**COMMITTEE
ASSIGNMENT:**

FISCAL NOTE: None.

ANALYSIS

This resolution extinguishes one of the easements on 75 Crown Street, "Tract "H," for the former location of a levy which is no longer needed. The lot is currently owned by the Independence Rowing Club, Inc. The original easement was from B&M Railroad to the city.

The rowing club has submitted a building permit application to erect a structure on the existing foundation (site plan and foundation permit approved in the 1970's) which is within the old easement area.

Approved as to form: Office of Corporation Counsel

By:  _____

Date: 8/28/2015

RELEASE OF EASEMENT

KNOW ALL PERSONS BY THESE PRESENTS:

WHEREAS, by that certain instrument dated August 13, 1946 and recorded at Book 1115, Page 203 in the Hillsborough County Registry of Deeds, the undersigned **City of Nashua**, 229 Main Street, NH, 03061, is the owner of an easement in, along, over, upon and across certain property currently owned by Independence Rowing Club, Inc. known as 75 Crown Street, Nashua, New Hampshire, County of Hillsborough, State of New Hampshire, which easement is more particularly described therein in section 2 as "Tract "H" as follows:

The right and easement to construct, maintain and use a dike for the purposes of flood control upon a parcel of land in said Nashua, bounded and described as follows: beginning at a point on the southerly side line of Crown Street, said point being four hundred fifty-four and thirty hundredths (454.30) feet easterly along said side line from an iron pin at the easterly side line of Colburn Street; thence easterly along said southerly side line of Crown Street about one hundred twenty-two (122) feet to a point; thence southwesterly along a line forming an angle to the left of $43^{\circ} 08' 45''$ with said side line of Crown Street, about two hundred six and seventy-nine hundredths (206.79) feet to a point; thence northwesterly along a line forming an angle to the left of $92^{\circ} 04' 35''$ with the last described line about sixty-five (65) feet to a point; thence northeasterly along a line forming an angle to the left of $96^{\circ} 41' 01''$ with the last described line about one hundred twenty-one and twenty-three hundredths (121.23) feet to the point of beginning, said parcel of land being shown as Tract "H" on a plan marked "Easements for Flood Control Nashua, N.H. Boston and Maine Railroad - To - City of Nashua J.P. Cronin Engr. Of Design June 1946" recorded as Plan #726 in the Hillsborough County Registry of Deeds; ("Easement Tract "H" ") and,

WHEREAS, the City of Nashua by Resolution R-15-164 passed by the Board of Aldermen on _____ desires to have said Easement Tract "H" remised, released and forever relinquished;

NOW, THEREFORE, The City of Nashua for and in sufficient consideration, the receipt of which is hereby acknowledged, has forever remised, released and relinquished and by these presents do forever remise, release and relinquish all that certain easement interest created and established in the above-mentioned instrument insofar as it affects or appertains to Easement Tract "H".

The City as grantor is exempt from real estate transfer tax pursuant to NH Rev 802.03(a).

IN WITNESS WHEREOF the City of Nashua has caused this instrument to be executed this ____ day of _____, 2015 by its duly authorized officer.

CITY OF NASHUA

By: _____
Donnalee Lozeau, Mayor
Duly Authorized

STATE OF NEW HAMPSHIRE
COUNTY OF HILLSBOROUGH

On this ____ day of _____, 2015, personally appeared the above-named, Donnalee Lozeau, Mayor of the City of Nashua, known to me (or satisfactorily proven) to be the person whose name is subscribed herein and acknowledged that she executed the foregoing instrument for the purposes contained therein.

Notary Public/Justice of the Peace
Print Name:
My Commission Expires: