



TOWN OF FALMOUTH

ORDER NO 94-2019

ACCEPTANCE OF EASEMENT IN PAPER STREET

BE IT HEREBY ORDERED THIS 8th DAY OF APRIL 2019, BY THE FALMOUTH TOWN COUNCIL, FALMOUTH MAINE, IN TOWN COUNCIL ASSEMBLED:

WHEREAS, by virtue of a Notice dated August 14, 2017 and recorded in the Cumberland County Registry of Deeds in Book 34303, Page 131 (the "Notice") the Town Council previously extended its right, for a period of 20 years, to accept rights and interests in certain proposed, unaccepted ways, or portions thereof, also known as paper streets, as described in the Notice; and

WHEREAS, the Town Council has determined that it is necessary to accept a utility easement in the Underwood Road extension, being one of the paper streets listed in the Notice, in order to perform certain necessary stormwater drainage improvements and surface stabilization work in and around such area.

NOW, THEREFORE, the Town Council, pursuant to 23 M.R.S. § 3031(1), hereby accepts a utility easement over, under and across the entire portion of Underwood Road not previously accepted as a public street, lying easterly of Glen Road and westerly of the high water mark and being shown on plans recorded in the Cumberland County Registry of Deeds in Plan Book 16, Page 25, Plan Book 14, Page 82 and Plan Book 17, Page 1, which rights include, without limitation, the right to install, use, maintain, inspect, repair and replace storm drainage piping, structures, and appurtenances, including measures for channel and slope stabilization, and the right to access such area with persons, equipment and vehicles for the foregoing purposes.

The Town Clerk is hereby authorized and directed to record an attested copy of this Order in the Cumberland County Registry of Deeds.

Date: April _____, 2019

Town Council of the Town of Falmouth

Caleb Hemphill, Chair

Claudia King, Vice Chair

Aaron Svedlow

Andrea Ferrante

Ted Asherman

Hope Cahan

Amy Kuhn

NOTICE

I, Ellen Planer, Town Clerk of the Town of Falmouth, Maine, do hereby certify and attest that attached hereto is a true copy of an Order duly adopted by the Falmouth Town Council on April _____, 2019, the original of which is maintained in the Town's permanent records.

Dated: April _____, 2019

Ellen Planer, Town Clerk

STATE OF MAINE
COUNTY OF CUMBERLAND, SS.

April _____, 2019

Personally appeared the above-named Ellen Planer, in her capacity as Town Clerk for the Town of Falmouth, Maine, and having been duly sworn upon oath, did state that the statements in the above Notice were true based upon her personal knowledge and that the above Notice is her free act and deed in her said capacity.

Notary Public