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THE STATE OF NEW HAMPSHIRE DEPARTMENT OF TRANSPORTATION

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David Rodrigue, P.E. Assistant Commissioner Andre Briere, Colonel, USAF (RET) Deputy Commissioner

His Excellency, Governor Christopher T. Sununu and the Honorable Council State House Concord, New Hampshire 03301

Bureau of Right-of-Way April 25, 2024

REQUESTED ACTION

Pursuant to RSA 4:39-c, IV and 228:31, authorize the Department of Transportation to convey to Jaffrey War Memorial Committee, Inc. a parcel of land located on the Easterly side of US Route 202, also known as River Street, in the Town of Jaffrey, totaling 1,265 +/- square feet in size. This conveyance is part of a Right-of-Way negotiated land swap for the Jaffrey 16307 Project. This land swap will be effective upon Governor and Council approval and will mitigate the damages to the landowner.

EXPLANATION

The Jaffrey War Memorial Committee, Inc. will be conveying to the Department of Transportation a portion of its current parcel on the Easterly side of River Street. The project impacts the Jaffrey War Memorial Committee, Inc.'s property requiring an acquisition of 1,265 +/- square feet and a temporary construction easement that is necessary for the Department of Transportation to construct one of the two new roundabouts for the project. In exchange, the Department will be conveying a replacement parcel of similar size which abuts the southeasterly side of the impacted parcel. Because the Project is impacting established and landscaped land, the conveyance of the surplus land to the Jaffrey War Memorial Committee, Inc. will allow the aesthetics of the memorial to be preserved and to mitigate for the loss of the land in the southwesterly corner of the parcel.

The Department respectfully requests authorization to convey the land to accommodate the new layout. Again, there is no cost associated with this conveyance.

Respectfully,

William Cass

William J. Cass, P.E. Commissioner

WJC/dsr Attachments



QUITCLAIM DEED

KNOW ALL MEN BY THESE PRESENTS THAT, The State of New Hampshire, whose mailing address is PO Box 483, 7 Hazen Drive, City of Concord, State of New Hampshire 03302-0483, by the Commissioner of The Department of Transportation, pursuant to vote of the Governor and Executive Council on _____, 20__, (Item #) and in accordance with the provisions of New Hampshire RSA 228:31, for consideration paid, grants to the Jaffrey War Memorial Committee Inc., whose address is PO Box 565, Town of Jaffrey, State of New Hampshire, 03452 with QUITCLAIM covenants.

A certain parcel of land, not homestead, situated on the Easterly side of US Route 202, (River Street), as now travelled, in the Town of Jaffrey, County of Cheshire, State of New Hampshire, 03452, and being near the River Street Right-of-Way Alignment Station 800+50.00, and shown as Parcel 11 on a Plan of Jaffrey X-A001(234), 16307, on file in the records of the New Hampshire Department of Transportation, and to be recorded in the Cheshire County Registry of Deeds; bounded and described as follows:

Beginning at a point on the Easterly Side of River Street, as now travelled. Said point being seventy-one and fifty-three hundredths (71.53) feet Easterly and directly opposite the Right-of-Way Alignment Station 200+57.79.

Thence, N 27° 30' 27" W a distance of fifty and fifty-one hundredths (50.51) feet to a point. Said point being in the division line of land of the Grantor and land now or formerly of Jaffrey War Memorial Committee, Inc.

Thence, N 77° 37' 29" E along the division line of land of the Grantor and land now or formerly of Jaffrey War Memorial Committee, Inc. a distance of sixty-five and five hundredths (65.05) feet to a point.

Thence, S 52° 29' 33" W a distance of fifty and sixty-nine hundredths (50.69) feet to the point of beginning.

Containing one thousand two hundred sixty-five (1,265.00) square feet, more or less and being a portion of that real estate recorded May 25, 2021 at the Cheshire County Registry of Deeds in Book 3164, Page 1234.

The Grantee, his heirs, successors in interest and assigns, as part of the consideration hereof, does hereby covenant and agree that as a covenant running with land, (1) no person on the grounds of race, color, handicap, sex or national origin shall be excluded from participation in, denied the benefits of, or

be otherwise subjected to discrimination in use of said facilities, (2) that in the construction of any improvements on, over or under such land and the furnishing of services thereon, no person on the grounds of race, color, handicap, sex or national origin shall be excluded from participating in, denied benefits of, or otherwise be subjected to discrimination, and (3) that the Grantee shall use the premises in compliance with all other requirements imposed by or pursuant to Title 49, Code of Federal Regulations, Department of Transportation, Subtitle "A", Office of the Secretary, Part 21, Non-Discrimination in Federally-assisted programs of the Department of Transportation, Effectuation of Title VI of the Civil Rights Act of 1964, and as said regulations may be amended.

TO HAVE AND TO HOLD the said premises, with all the privileges and appurtenances thereunto belonging to the said Grantee, and its successors and assigns forever.

IN WITNESS WHEREOF The State of New Hampshire has caused its name to be set and its seal to be hereunto affixed by the Commissioner of The Department of Transportation, duly authorization and executed this _____, day of _____, in the year of our Lord, 20__.

Signed, Sealed and Delivered
in the presence of:

THE STATE OF NEW HAMPSHIRE

Commissioner
Department of Transportation

STATE OF NEW HAMPSHIRE,

SS.

A. D., 20__

On this _____ day of _____, 20__, before me, _____, the undersigned officer, personally appeared the Commissioner of the Department of Transportation, and that as such Commissioner, being authorized so to do, executed the foregoing instrument for the purposes therein contained, by signing the name of the State of New Hampshire as the Commissioner of the Department of Transportation.

IN WITNESS WHEREOF I have hereunto set my hand and seal.

Notary Public/Justice of the Peace
My Commission Expires: _____