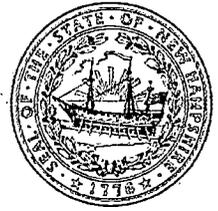




The State of New Hampshire
NHDES Department of Environmental Services

Robert R. Scott, Commissioner

46



June 25, 2025

Her Excellency, Governor Kelly A. Ayotte
and the Honorable Council
State House
Concord, New Hampshire 03301

REQUESTED ACTION

Pursuant to RSA 4:40, authorize the Department of Environmental Services (NHDES) to transfer the Weeks Crossing Dam (D024407) in Warren, NH, its associated flowage, water rights and access easements, at no cost, to the Town of Warren, NH effective upon Governor and Council approval.

EXPLANATION

NHDES proposes to transfer ownership of the Weeks Crossing Dam and associated property and easements to the Town of Warren. The dam is a 113-foot-long, 14-foot-high concrete structure with earth abutments. The associated property and easements total 0.42 acres. The dam and property are located on Black Brook adjacent to Gould Hill Road in Warren.

On July 1, 2017, the State-owned Weeks Crossing Pond Dam in Warren, which was formerly owned by the New Hampshire Fish and Game Department (NHFG), was destroyed during a flooding event. The flood event was declared a major disaster under the Robert T. Stafford Disaster Relief and Emergency Assistance Act (Stafford Act) for the State of New Hampshire on August 9, 2017, making the State eligible for federal financial assistance to reconstruct the dam. The impoundment formed by the Weeks Crossing Dam provided the Town of Warren with a water supply for fire protection and a wildlife recreation resource for fishing, boating and swimming. For that reason, the Town of Warren and NHFG agreed that, if the State would rebuild the dam with federal assistance, the Town would take ownership of the dam, as well as responsibility for the operation and maintenance of the dam. This request is to fulfill that agreement and transfer ownership and the operation and maintenance responsibilities of the dam from the State to the Town of Warren.

NHDES is responsible for the repair and reconstruction of State-owned dams and operates and maintains the dams owned by NHFG. To facilitate the transfer of the reconstructed dam to the Town of Warren, NHDES acquired NHFG's property rights associated with the dam, as approved by the Governor and Council on May 20, 2020 (Item #42). In addition, because the footprint of the reconstructed dam needed to be larger to meet current dam safety standards, NHDES acquired additional property and easement rights from the two adjacent property owners to construct and maintain the dam in the future. This property acquisition was approved by the legislature, as

www.des.nh.gov

29 Hazen Drive • PO Box 95 • Concord, NH 03302-0095
(603) 271-3503 • Fax: 271-2867 • TDD Access: Relay NH 1-800-735-2964

Her Excellency, Governor Kelly A. Ayotte

and the Honorable Council

Page 2

required under RSA 482:44, and approved by the Governor and Council on February 5, 2020 (Item #41).

NHDES completed the reconstruction of Weeks Crossing Dam in the fall of 2021, with 75% of the funding provided by the Federal Emergency Management Agency in disaster relief funds from the federally declared disaster. Now that the reconstruction of the dam is complete, NHDES is seeking to transfer ownership of the dam and the property and easements needed to operate and maintain the dam to the Town of Warren.

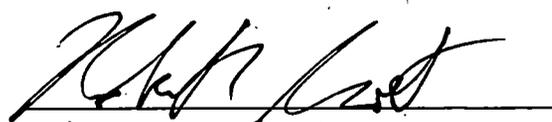
On March 14, 2023, during the annual Town Meeting, the Town of Warren approved Article 30 which gave the Board of Selectmen in Warren the authority to accept the transfer of ownership of Weeks Crossing Dam from NHDES to the Town, including all easements, flowage rights, and associated rights and appurtenances as necessary to operate and maintain the dam.

NHDES seeks to transfer the property to clear the State of New Hampshire from liability associated with ownership of Weeks Dam, the failure of which could inundate downstream structures and overtop State Route 25C.

This was presented to Council on Resources and Development (CORD) on May 11, 2023, and voted to Recommend Approval of 2023 SLR 002 as submitted. This was also presented to the Long Range Capital Planning and Utilization Committee and approved on October 2, 2024.

This transfer request and deed has been approved by the Department of Justice as to form, content and execution.

We respectfully request your approval.

A handwritten signature in black ink, appearing to read "Robert R. Scott", written over a horizontal line.

Robert R. Scott
Commissioner

Return to:
Town Of Warren
8 Water Street
P.O. Box 40
Warren, NH 03279

KNOW ALL PERSONS BY THESE PRESENTS, that, **STATE OF NEW HAMPSHIRE** acting by and through the Department of Environmental Services, having an address of 29 Hazen Drive, P.O. Box 95, Concord NH 03302-0095, do hereby grant and convey to the **TOWN OF WARREN** having an address of 8 Water Street, P.O. Box 40 Warren, NH 03279 County Grafton, New Hampshire, a certain dam and easement rights located on the northeastern side of Gould Hill Road in the Town of Warren for the purposes of accessing, monitoring, maintaining, repairing, reconstructing, or removing the dam known as “Weeks Crossing Dam” (herein after referred to as “the Dam”); and also granting the easement rights necessary to store and stage personnel, machinery, materials and equipment on the Easement during periods of operation, maintenance, repair, reconstruction, replacement, removal or emergency response relating to the Dam and associated flowage and water rights.

Said easement rights are granted in a limited area (herein after referred to as “Easement”) as shown on the below referenced plan and being further described and defined to wit:

Beginning at the southwest corner of the herein described Easement on the northeasterly right-of-way of Gould Hill Road. Said point of beginning also being near the southerly edge of an existing driveway entering onto Gould Hill Road, thence;

Northwesterly along the right-of-way of Gould Hill Road a distance of 43 feet, more or less, to a point at land now or formerly of French, thence;

Northeasterly, along land of French, a distance of 27 feet, more or less, to the high water mark on the southerly side of Weeks Crossing Pond, thence;

Easterly along the said high water mark, a distance of 91 feet, more or less, to a point, thence;

Southeasterly through land of the Grantor, a distance of 13 feet, more or less, to a point, thence;

Southwesterly, through land of the Grantor, a distance of 102 feet, more or less, to the point of beginning.

Containing 2,950 square feet, more or less, and being depicted on a plan entitled “*Town of Warren, Access & Maintenance Easement Plan, on Tax Map 221 Lot 17 & 18, Weeks Crossing Dam #244.07, Warren, NH*” dated August 2022, prepared by the Dam Bureau of the New Hampshire Department of Environmental Services, and on file with the Dam Bureau.

Meaning and intending to convey the same easement rights upon a portion of the property conveyed from Myron Albert Buskey to State dated February 25, 2020, recorded in the Grafton County Registry of Deeds at Book 4502, Page 763. This easement was authorized pursuant to RSA 482:48 XI on September 8, 2019.

Also granting the dam together with easement rights in a limited area (herein after referred to as "Easement") as shown on the below referenced plan and being further described and defined to wit:

Beginning at a point on the northeasterly right-of-way of Gould Hill Road at land now or formerly of Buskey. Said point being the southerly most corner of the herein described easement, thence;

Northwesterly along the said northeasterly right-of-way of Gould Hill Road, a distance of 134 feet, more or less, to a point, thence;

Northeasterly, through the Grantor's property, a distance of 103 feet, more or less, to a point, thence;

Southeasterly through the Grantor's property, a distance of 164 feet, more or less, crossing Weeks Crossing Pond, to the high-water mark on the southerly side of Weeks Crossing Pond, at land now or formerly of Buskey, thence;

Westerly along the said high water mark of Weeks Crossing Pond and land of Buskey, a distance of 91 feet, more or less, to a point, thence;

Westerly along land of Buskey, 27 feet, more or less, to the point of beginning.

Containing 15,147 square feet, more or less, and being shown on a plan entitled "*Town of Warren Access & Maintenance Easement Plan, Tax Map 221 Lot 17 & 18, Week's Crossing Dam #244.07, Warren, NH*" dated January 2019, prepared by the Dam Bureau of the New Hampshire Department of Environmental Services and on file with the Dam Bureau.

Meaning and intending to convey the same certain easement rights upon a portion of the property conveyed from Richard and James French to the State by deed dated February 25, 2020, recorded in the Grafton County Registry of Deeds at Book 4502, Page 765. This easement was authorized pursuant to RSA 482:48 XI on September 8, 2019.

The acceptance of these Easement was approved by the Governor and Executive Council at a meeting held on: February 5, 2020, Item #41.

In accordance with RSA 78-B:2,I, this deed is recorded without the payment of New Hampshire Transfer Tax.

Also granting the rights further described in Interagency Transfer of Management Responsibility for Real Property to denote the transfer ownership and management responsibility for the Premises from NHFG to NHDES, recorded on April 19, 2023 in the Grafton County Registry of Deeds at Book 4794, Pages 836-838, Governor and Executive Council Approval of this transfer occurred on: May 20, 2020, Item #42.

IN WITNESS WHEREOF, Robert R. Scott, Commissioner has hereunto set his hand and

executed this document this _____ day of _____, 2025.

STATE OF NEW HAMPSHIRE

Department of Environmental Services

Robert R. Scott, Commissioner date

STATE OF NEW HAMPSHIRE
COUNTY OF _____

Signed and attested before me on _____ 2025, by

Notary Public/Justice of the Peace [seal]

My Commission Expires: _____

APPROVALS:

Recommended by the Council on Resources and Development for approval by majority vote at a meeting on **May 12, 2023 (RSA 4:40)**.

Approved by the Legislative Long Range Capital Planning and Resources Committee by a majority vote on **October 2, 2024 (RSA 4:40)**.

Approved by the New Hampshire Governor and Executive Council on _____ 2025

(RSA 4:40)

Inter-Department Communication

DATE: June 30, 2025

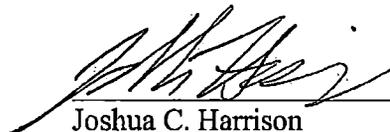
FROM: Joshua C. Harrison
Assistant Attorney General

AT (OFFICE) Department of Justice
Environmental Protection Bureau

SUBJECT: Weeks Crossing Dam Transfer to Town of Warren

TO: Corey J. Clark, P.E., Chief Engineer
Dam Bureau, Water Division
New Hampshire Department of Environmental Services

The Office of the Attorney General has reviewed the easement deed of a dam and associated easement rights from the State of New Hampshire via its New Hampshire Department of Environmental Services to the Town of Warren, and the supporting documents provided in connection with the above referenced conveyance and approves the conveyance for form and substance only. Please note that once approved by Governor and Council, and signed by all parties, the deed should be returned to this office for final review of execution before it is recorded in the appropriate county registry of deeds.



Joshua C. Harrison



The State of New Hampshire
Department of Environmental Services

Robert R. Scott, Commissioner

LRCP 24-029



August 27, 2024

Mark McConkey, Chairman
Long Range Capital Planning and Utilization Committee
Room 102, State House
Concord, NH 03301

Approved by the
Long Range Capital Planning and Utilization Committee
October 2, 2024

Dear Chairman McConkey:

Requested Action

1. Pursuant to RSA 4:40, authorize the Department of Environmental Services (NHDES) to transfer its Weeks Crossing Dam (D024407) in Warren, NH, its associated flowage, water rights and access easements, at no cost, to the Town of Warren.
2. Pursuant to RSA 4:40(III-a), waive the \$1,100 administrative fee.

Explanation

The Department of Environmental Services (NHDES) proposes to transfer ownership of the Weeks Crossing Dam and associated property and easements to the Town of Warren. The dam is a 113-foot-long, 14-foot-high concrete structure with earth abutments. The associated property and easements total 0.42 acres. The dam and property are located on Black Brook adjacent to Gould Hill Road in Warren.

On July 1, 2017, the State-owned Weeks Crossing Pond Dam in Warren, which was formerly owned by the New Hampshire Fish and Game Department (NHFG), was destroyed during a flooding event. The flood event was declared a major disaster (FEMA-4329-DR-NH) under the Robert T. Stafford Disaster Relief and Emergency Assistance Act (Stafford Act) for the State of New Hampshire on August 9, 2017, making the State eligible for federal financial assistance to reconstruct the dam. The impoundment formed by the Weeks Crossing Dam provided the Town of Warren with a water supply for fire protection and a wildlife recreation resource for fishing, boating and swimming. For that reason, the Town of Warren and NHFG agreed that, if the State would rebuild the dam with federal assistance, the Town would take ownership of the dam, as well as responsibility for the operation and maintenance of the dam. This request is to fulfill that agreement and transfer ownership and the operation and maintenance responsibilities of the dam from the State to the Town of Warren.

NHDES is responsible for the repair and reconstruction of State-owned dams and operates and maintains the dams owned by NHFG. To facilitate the transfer of the reconstructed dam to the Town of Warren, NHDES acquired NHFG's property rights associated with the dam, as approved by the Governor and Executive Council on May 20, 2020 (Item #42). In addition, because the footprint of the reconstructed dam needed to be larger to meet current dam safety standards, NHDES acquired additional property and easement rights from the two adjacent property owners to construct and

maintain the dam in the future. This property acquisition was approved by the legislature, as required under RSA 482:44, by enactment of Chapter 195:1 of the Laws of 2019, and approved by the Governor and Executive Council on February 5, 2020 (Item #41).

NHDES completed the reconstruction of Weeks Crossing Dam in the fall of 2021, with 75% of the funding provided by the Federal Emergency Management Agency in disaster relief funds from the federally declared disaster. Now that the reconstruction of the dam is complete, NHDES is seeking to transfer ownership of the dam and the property and easements needed to operate and maintain the dam to the Town of Warren.

On March 14, 2023, during the annual Town Meeting, the Town of Warren approved Article 30 which gave the Board of Selectmen in Warren the authority to accept the transfer of ownership of Weeks Crossing Dam from NHDES to the Town, including all easements, flowage rights, and associated rights and appurtenances as necessary to operate and maintain the dam.

NHDES seeks to transfer the property to clear the State of New Hampshire from liability associated with ownership of Weeks Dam, the failure of which could inundate downstream structures and overtop State Route 25C.

This was presented to CORD on May 11, 2023, and voted to Recommend Approval of 2023 SLR 002 as submitted. If you have any questions, please contact the Dam Bureau Chief Engineer, Corey Clark, at (603) 271-1961.

Sincerely,



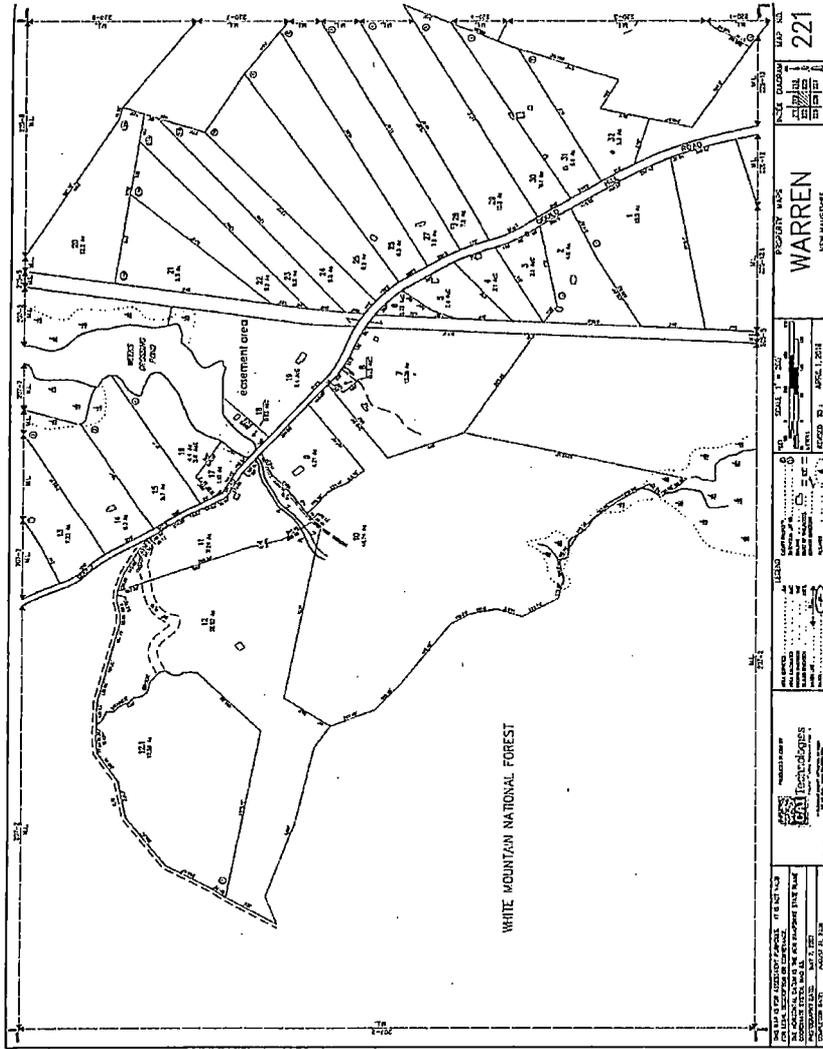
Robert R. Scott
Commissioner

WEEKS CROSSING DAM TRANSFER ALONG WITH ASSOCIATED RIGHTS IN WARREN, NH

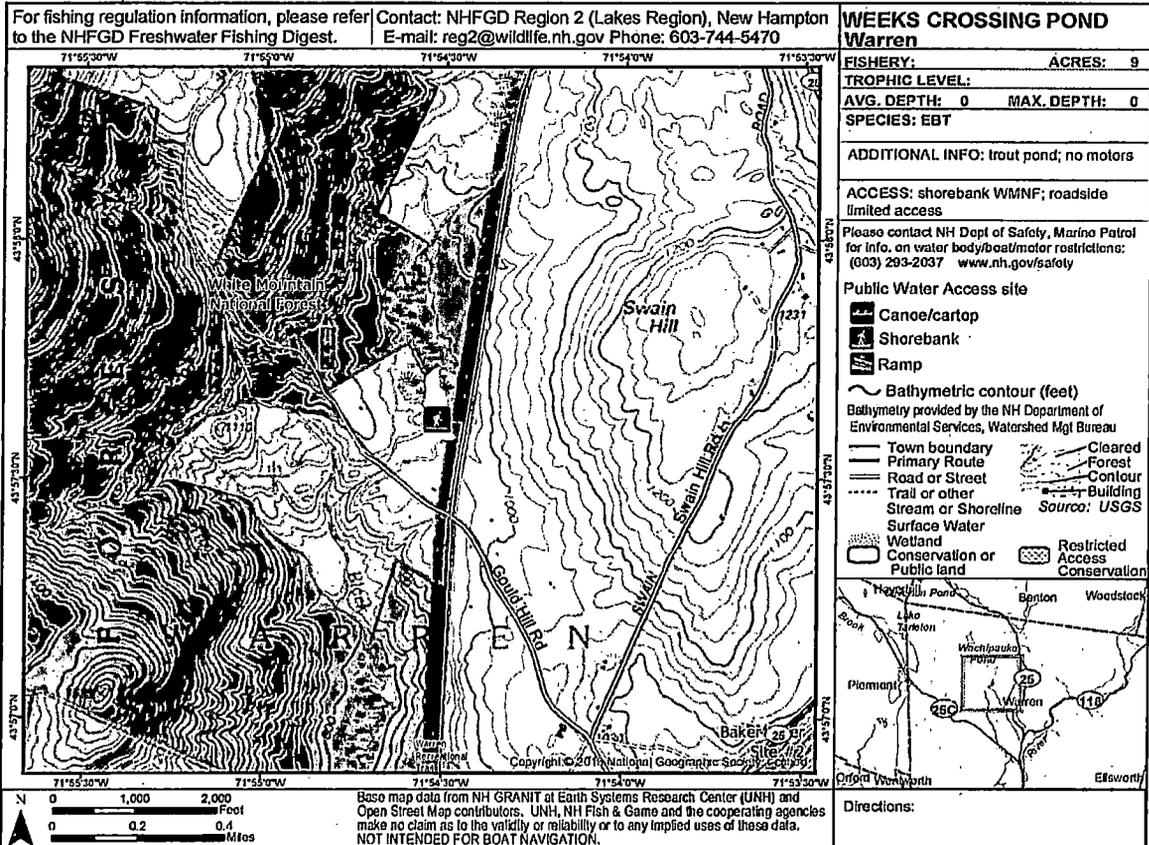


Attach photographs and maps of the property. Maps should highlight the requested property location and help to adequately place the property within the town.

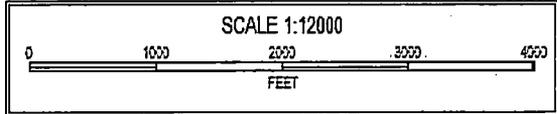
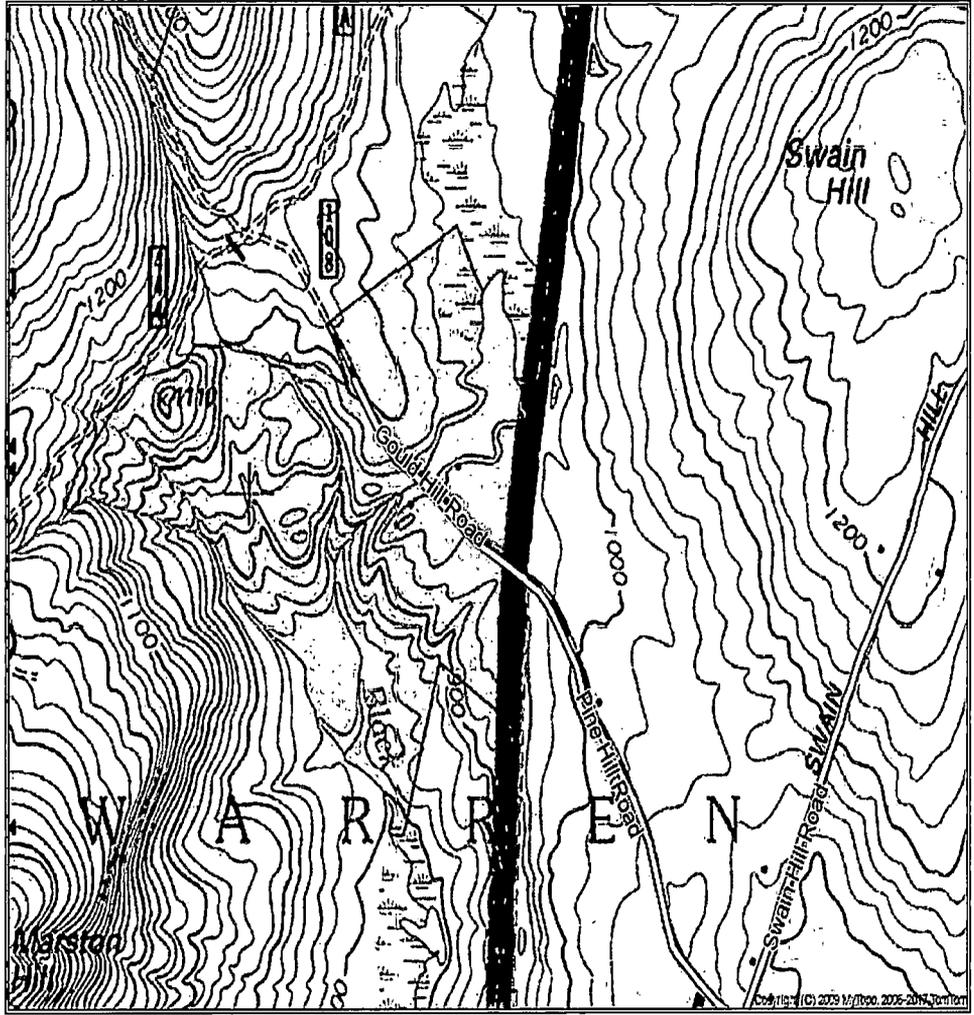
- a. Warren tax map showing all abuffers see page 3.
- b. NHFG general Fishing digest map see page 4.
- c. USGS Map page 5.
- d. Easement Plan by NHDES page 6.
- e. Photos of dam area pages 7-10.
- f. CORD application. Pages 11-13.



Warren Tax Map # 221 showing approximate easement area highlighted in gray.



NHFG general Fishing digest map



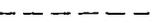
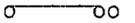
USGS Map

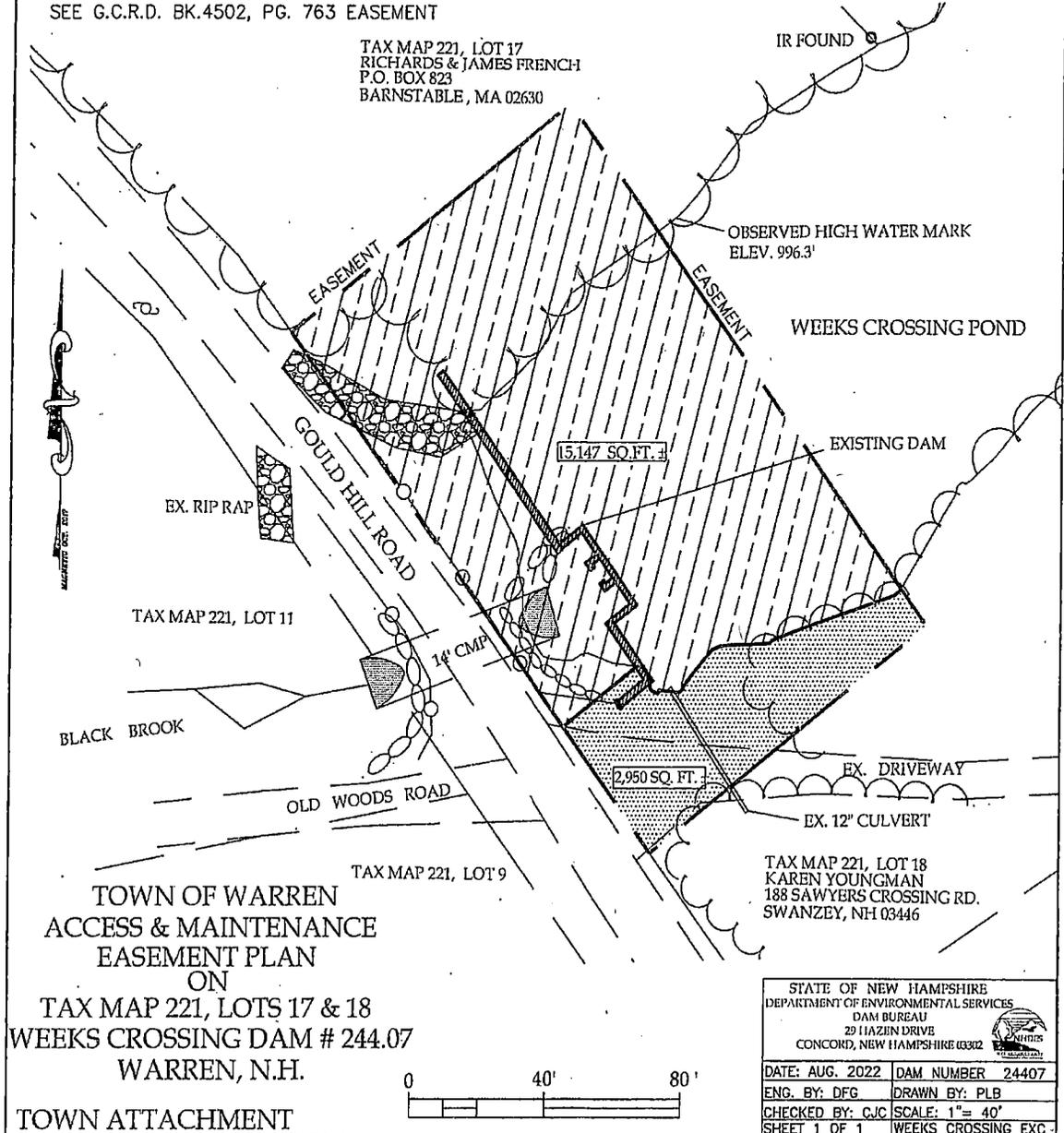
NOTES

1. THE PURPOSE OF THIS PLAN IS TO SHOW THE DAM EASEMENT ON LOTS SHOWN ON WARREN TAX MAP 221, LOTS 17&18.
2. OWNERS OF RECORD:
 TAX MAP 221, LOT 17
 RICHARDS & JAMES FRENCH
 P.O. BOX 823
 BARNSTABLE, MA 02630
 SEE G.C.R.D. BK.1301, PG. 877
 SEE G.C.R.D. BK.4502, PG. 765 EASEMENT

 TAX MAP 221, LOT 18
 KAREN YOUNGMAN
 188 SAWYERS CROSSING ROAD
 SWANZEY, NH 03446.
 SEE G.C.R.D. BK. 943, PG. 419.
 SEE G.C.R.D. BK.4502, PG. 763 EASEMENT

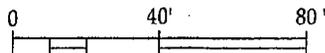
LEGEND

-  EXISTING TREELINE
-  EDGE OF GRAVEL
-  EASEMENT LINE
-  EXISTING EDGE OF WATER
-  ABUTTERS PROPERTY LINE
-  GUARD RAIL
-  UTILITY POLE
-  YOUNGMAN EASEMENT
-  FRENCH EASEMENT



TOWN OF WARREN
 ACCESS & MAINTENANCE
 EASEMENT PLAN
 ON
 TAX MAP 221, LOTS 17 & 18
 WEEKS CROSSING DAM # 244.07
 WARREN, N.H.
 TOWN ATTACHMENT

STATE OF NEW HAMPSHIRE DEPARTMENT OF ENVIRONMENTAL SERVICES DAM BUREAU 29 HAZEN DRIVE CONCORD, NEW HAMPSHIRE 03302	
DATE: AUG. 2022	DAM NUMBER 24407
ENG. BY: DFG	DRAWN BY: PLB
CHECKED BY: CJC	SCALE: 1" = 40'
SHEET 1 OF 1	WEEKS CROSSING EXC.



Easement Plan by NHDES for the Town of Warren

Weeks Crossing Dam Photos



Photo 1: Weeks Crossing Dam looking northwest before failure. 7/2010



Photo 2: Looking northeast at failed Weeks dam and washed-out Gould Hill Road in 7/2017.



Photo 3: At repaired Gould Hill Road looking northeast at former Weeks Pond.



Photo 4: At repaired Gould Hill Road and culvert looking northwest 10/2018.

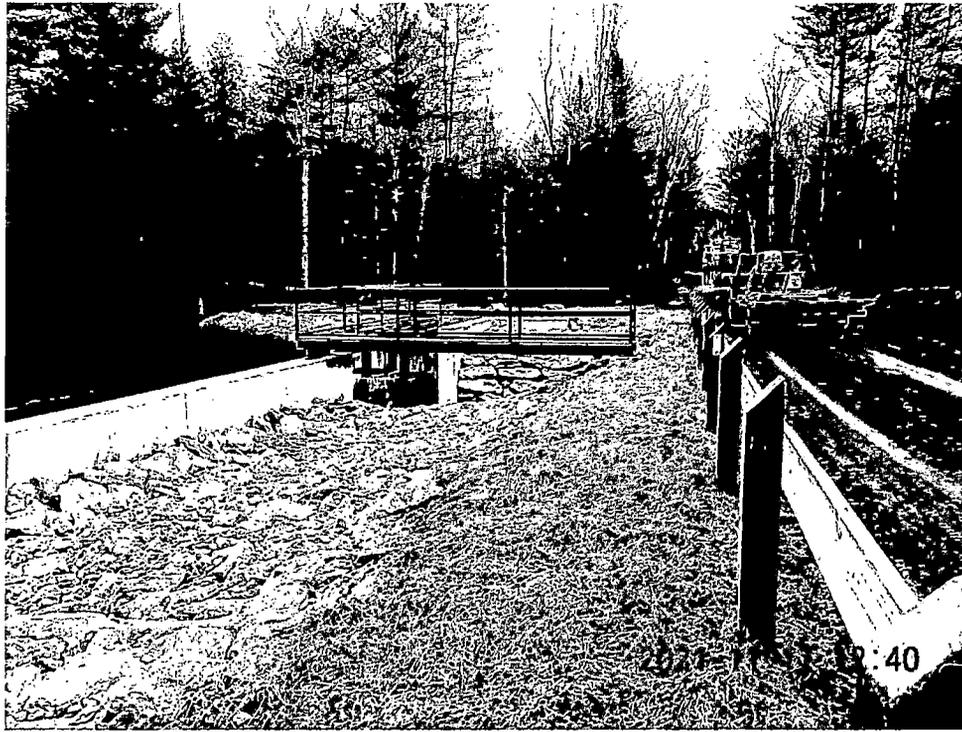


Photo 5: New Weeks Crossing dam looking southeast 11/2021.

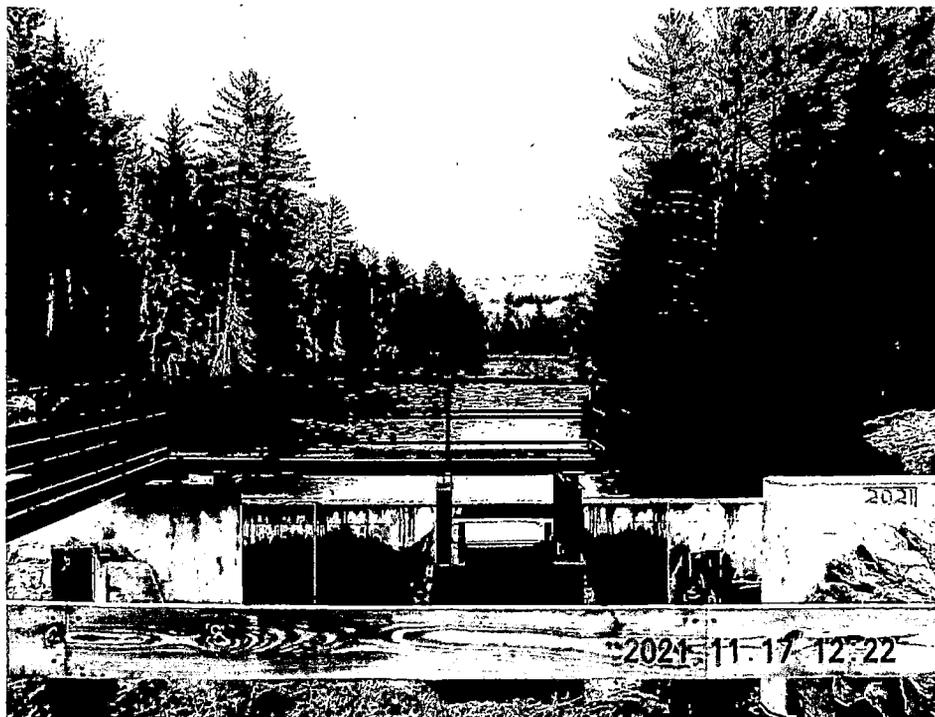


Photo 6: New Weeks Crossing dam looking northeast at Pond 11/2021.



Photo 7: New Weeks Crossing dam looking northwest at pond 11/2021.

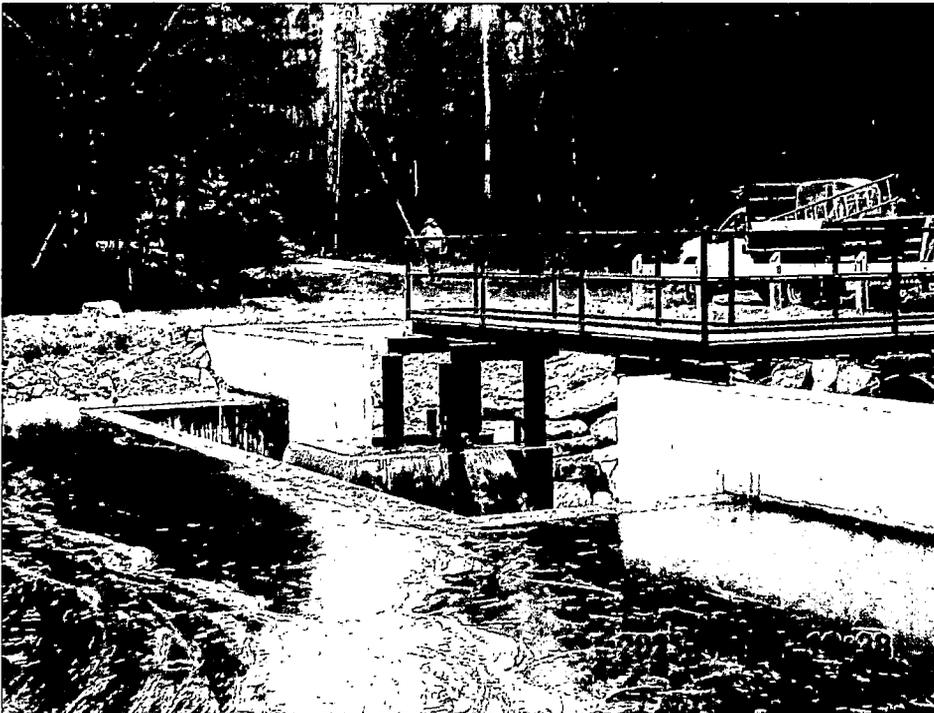


Photo 8: New Weeks Crossing dam looking southeast at road 11/2021.

Council on Resources and Development
REQUEST FOR SURPLUS LAND REVIEW ACTION

Name of Requesting Agency: New Hampshire Department of Environmental Services

Agency Contact Person: Corey J. Clark, P.E.
Address: 29 Hazen Drive, P O Box 95 Concord, NH 03302-0095
Phone Number: 603-271-8871
E-Mail: Corey.J.Clark@des.nh.gov

Applicant Contact Person: Patrick L. Bell, LLS
Address: 29 Hazen Drive, P O Box 95 Concord, NH 03302-0095
Phone Number: 603-271-1960
E-Mail: Patrick.Bell@des.nh.gov

Location of Property: Gould Hill Road, Warren NH Tax Map 221, Lots 17 & 18

Acreeage: Total Easement area = 18097.0 sq. ft. or 0.42 acres

Requested Action: Surplus to the Town of Warren

Term of Lease or Easement: Perpetual

.....

Please complete ALL questions below, submit one digital copy, one hardcopy with original signatures, and three photocopies of the completed application to:

NH Bureau of Economic Affairs
NH Office of Planning & Development
100 North Main St, Suite #100,
Concord, NH 03301
Attn: Stephanie N. Verdile, Principal Planner stephanie.n.verdile@livefree.nh.gov

2. What is the current use of this property?

A state-owned dam impounding an 8-acre pond

3. What is the proposed use of this property if surplus? Please note if proposed use is intended to create a public benefit.

The property will continue its current use. The dam will become a town-owned dam, and its impoundment will continue to provide the public benefits as a water supply for fire protection and as a wildlife management and recreation resource for fishing, boating and swimming.

4. Does the proposed use of this property entail new development? Yes No

a. If yes, is it consistent with adjacent and existing development? Yes No

b. Please describe how the proposed new development differs from or is similar to its surroundings. Also indicate how it may initiate a future change in the use of the property or its surroundings.

5. Are there any structures located on this property? Yes No

a. If yes, please describe the structures including how many and what kind?

A concrete dam.

6. Are there historical architectural or archaeological resources identified on this site?

Yes No

a. If yes, describe the resource(s)?

b. If no, contact the NH Division of Historical Resources prior to application submission.

7. Is there any existing development or structures on adjacent sites? Yes No

a. If yes, describe the use and number of structures of adjacent sites.

If no, where is the nearest development? (Describe distance, use, and number)

There is a summer home located on the shore of the impoundment with a few year-round/summer homes and cabins in the immediate vicinity. The land surrounding the pond is generally privately owned and undeveloped. The impoundment is also within property owned by the United States Department of Agriculture (USDA), Forest Service, White Mountain National Forest (WMNF).

8. Does the site represent the entire state property in this location? Yes No

a. If no, please describe its relationship to the entire state holding (percentage of total acreage, percentage of overall rail length, etc).

9. Is access to this property available? Yes No

a. If yes, how is the site accessed? (from rail, water, across applicant's property, etc)

Access to the property is from Gould Hill Road

b. If yes, is there a potential for public access interruption? Yes No

10. Are there water resources related to this property, such as:
Lakes/Ponds - Yes No OR Rivers - Yes No OR Wetlands - Yes No?

a. If yes, please indicate the size or extent of such resources.

Weeks Crossing Pond is an 8-acre impoundment.

b. If yes, briefly describe how the requirements of RSA 483-B (Shoreland Water Quality Protection Act) apply to potential development of this property:

Since the impoundment has an area of less than 10 acres, the requirements of RSA 483-B (Shoreland Water Quality Protection Act) does not apply to this property.

c. If yes, briefly describe how any municipal zoning requirements for buffers or setbacks from lakes, rivers or wetlands apply to potential development of this property:

There are no municipal zoning requirements for buffers or setbacks that apply to this property

d. Is the property within 250 feet of a lake/pond or river/stream? Yes No

e. If lakes or rivers are related to this property, describe current public or private access from the site to the water body? Public Private No Access Available

Description: Public access is via Gould Hill Road and over the earthen abutments of the dam, and private access is through private property abutting the waterbody.

f. How would the proposal affect the access opportunities described in e?

No change. Both public and private access will be maintained.

11. Please identify any other significant resources or sensitive environmental conditions known to be located on or adjacent to this property.

	Yes (property)	Yes (adjacent property)	No
a. Steep slopes.....	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
b. Wetlands (Prime and NWI).....	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>
c. Threatened or endangered species	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>
d. Wildlife Action Plan Critical Habitats.....	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
e. Increased impervious surface	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
f. Potential stormwater flow changes.....	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
g. Agricultural soils of prime, statewide, or local importance	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
h. Potential river channel change	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
i. Other special designations	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>

Please provide a description for any "yes" responses to question #10.

a. The area is on Monadnock and Hebron soils with slopes of 15 to 35%

b. The wetlands consist of peatlands north of the property and a freshwater pond surrounded by a freshwater forest shrub and riverine wetland

c. The U.S. Fish and Wildlife Service has identified that the northern long-eared bat could potentially be in the area.

An Environmental Assessment performed by the Federal Emergency Management Agency determined that reconstruction and maintenance of the dam on the have no significant impact on the quality of the human environment on the property.



New Hampshire Department of
**BUSINESS AND
ECONOMIC AFFAIRS**



New Hampshire Council on Resources and Development
NH Office of Planning and Development
100 N Main St., Concord, NH 03301

RECOMENDATION MEMORANDUM

TO: Robert R. Scott, Commissioner, NHDES
Corey J. Clark, P.E., Chief Engineering & Construction Engineer
NH Department of Environmental Services
Water Division, Dam Bureau

FROM: Stephanie N. Verdile, Principal Planner
NH Office of Planning and Development

DATE: May 16, 2023

Reference: **2023 SLR 002 (Continued from the January 12, 2023, meeting)**
Request from the New Hampshire Department of Environmental Services (NHDES) to transfer ownership of the Weeks Crossing Dam and associated property and easements to the Town of Warren. The dam is a 113-foot long, 14-foot-high concrete structure with earth abutments. The associated property and easements total 0.42 acres. The dam and property are located on Black Brook off Gould Hill Road in Warren, NH.

On May 12, 2023, the Council on Resources and Development (CORD) voted to **recommend approval** of the above referenced Surplus Land Review Application #2023 SLR-002.

Cc via email: Taylor Caswell, Commissioner, NH Dept of Business and Economic Affairs and Chair, Council on Resources and Development Taylor.Caswell@livefree.nh.gov
Pamela Ellis, LBA Staff, Legislative Long Range Capital Planning and Utilization Committee Pamela.Ellis@leg.state.nh.us

📍 100 North Main Street, Suite 100
Concord, New Hampshire 03301

☎ 603.271.2341

👉 visithh.gov nheconomy.com choosenh.com

WARREN, NH TOWN MEETING MINUTES MARCH 14, 2023

Moderator Lesa Romano called the meeting to order and opened Town Meeting at 9:00am with the Pledge of Allegiance and a short moment of thanks and reflection given by Fred Delman.

Motion made by Donald Bagley Sr, Seconded by Charles Chandler to recess Warren Town Meeting and open the deliberative session of the Warren School District Meeting at 9:05am. Warren Town Meeting returned from recess and called to order by Moderator Romano at 10:40am.

TO THE INHABITANTS OF THE TOWN OF WARREN in the county of Grafton in the State of New Hampshire, qualified to vote in town affairs are hereby notified that the Annual Town Meeting will be held as follows:

Date: Tuesday March 14, 2023

Time: 9:00am

Location: Warren Town Hall

Article 01 Election of Town Officials

To bring in your votes to elect all town officers which appear on the official ballot for the ensuing year, as follows:

SELECTBOARD	3 YR TERM – Shirley McCartin
TREASURER	1 YR TERM – Sheila Foote
TAX COLLECTOR	2 YR TERM – Maria Sanders
CHIEF OF POLICE	1 YR TERM – John Semertgakis
PLANNING BOARD	3 YR TERM – Jay Johnson
PLANNING BOARD	3 YR TERM – Tom McGuy
CEMETERY TRUSTEE	3 YR TERM – Marlene Wright
LIBRARY TRUSTEE	3 YR TERM – Donna Campbell
TRUSTEE OF TRUST FUNDS	3 YR TERM – Heather Sackett

Article 02 Hear and Accept Reports

To hear and accept the report of the Selectmen and other Town Officers and to vote on any subject relating thereto.

Moved by: Charles Chandler

Second: Donald Bagley Sr

Discussion: Permission to grant Town Administrator Austin Albro to speak at the meeting and answer questions that may arise.

Disposition of Article: Passed

Article 03 Adopt Floodplain Management Ordinance Amendments

To vote to see if the Town is in favor of adopting the revised Floodplain Management Ordinance as proposed by the planning board, necessary to comply with the requirements of the National Flood Insurance Program.

Moved by: Charles Sackett

Second: Charles Chandler

Discussion: None

Disposition of Article: Passed by Ballot Vote (75 yes – 7 No)

Article 04 General Government

To see if the Town will vote to raise and appropriate the sum of three hundred seventy-six thousand six hundred and fifty-two dollars (\$376,652) for the following:

GENERAL GOVERNMENT

a. Executive	79,402
b. Elections/Registration	19,501
c. Financial Administration	26,966
d. Tax Collector	20,115
e. Assessing Services	20,000
f. Legal Expenses	15,000
g. Personnel Administration	35,501
h. Planning Board	600
i. Buildings & Grounds	81,810
j. Cemeteries	18,500
k. Insurance	59,006
l. Town Clock	250
m. Contingency Fund	1

Moved by: Donald Bagley Sr

Second: Sheila Foote

Discussion: Last year's budget was less than this year's and not all of the budget money was spent last year; an explanation was given why there is an increase in the budget from last year.

Disposition of Article: Passed

Article 05 Advertising and Regional Associations

To see if the Town will vote to raise and appropriate the sum of three thousand five hundred and twelve (\$3,512) for the following:

ADVERTISING & REGIONAL ASSOCIATIONS

a. Advertising	500
b. NHMA	1,137
c. North Country Council	900
d. Pemi-Baker Solid Waste	800

e. NH Assoc. of Assessing Officials	20
f. NH Tax Collectors Assn	40
g. NH Town Clerks Assn	20
h. NH Health Officers Assn	25
i. NHGFOA	70

Moved by: Arthur Heath

Second: Charles Sackett

Discussion: None

Disposition of Article: Passed

Article 06 Public Safety

To see if the Town will vote to raise and appropriate the sum of ~~one hundred thirty-three thousand two hundred fifty-seven dollars (\$133,257)~~ ~~one hundred thirty-one thousand two hundred fifty-seven dollars (\$131,257)~~ one hundred twenty-six thousand four hundred fifty nine dollars (\$126,459) for the following:

PUBLIC SAFETY

a. Police Department	84,347 79,549
b. Fire Department	45,058 43,058
c. Emergency Management	3,501
d. Animal Control	1
e. E-911	350

Moved by: Charles Chandler

Second: Donald Bagley, Sr

Amendment: To reduce line b. Fire Department appropriation by \$2,000 from \$45,058 to \$43,058 and reduce the total from \$133,257 to \$131,257.

Moved by: Victoria Saucier

Second: Charles Chandler

Discussion: Reduction of \$2,000 will be offset and donated directly back to the organization by Appleknockers.

Disposition of Amendment: Passed

Amendment: To reduce line a. Police Department appropriation by \$4,798 from \$84,347 to \$79,549 and reduce total of Article 6 from \$131,257 to \$126,459.

Moved by: Robert Giuda

Second: Charles Chandler

Discussion: Money spent on OHRV enforcement is only billed to the town if a Fish and Game/OHRV Grant has been received to offset the cost.

Disposition of Amendment: Passed

Discussion: None

Disposition of Amended Article: Passed

Article 07 Highways and Streets

To see if the Town will vote to raise and appropriate the sum of two hundred sixteen thousand two hundred ninety-two dollars (\$216,292) for the following:

HIGHWAYS AND STREETS

a. Administration	64,360
b. Highways and Streets	60,000
c. Bridges	3,100
d. Vehicles & Equipment	49,631
e. Sub-contracted Work	30,000
f. Street Lights	8,500
g. Equipment Rental	500
h. Mileage	200
i. Other	1

Moved by: Charles Chandler

Second: Donald Bagley Sr

Discussion: None

Disposition of Article: Passed

Article 08 Sanitation

To see if the Town will vote to raise and appropriate the sum of sixty-one thousand eight hundred twenty-nine dollars (\$61,829) for the following:

SANITATION

a. Transfer Station Administration	24,698
b. Recycling	7,720
c. Solid Waste Collection/Compactor	26,810
d. Clean-Up/Monitoring/Tires	2,601

Moved by: Charles Chandler

Second: Arthur Heath

Discussion: None

Disposition of Article: Passed

Article 09 Non-profits/Health

To see if the Town will vote to raise and appropriate the sum of ~~one hundred thirty-two thousand six hundred thirty-six dollars (\$132,636)~~ ~~one hundred twenty-eight thousand five hundred eleven dollars (\$128,511)~~ one hundred twenty-six thousand five hundred eleven dollars (\$126,511) for the following:

NON-PROFITS / HEALTH

a. Ammonoosuc Community Health Services (ACHS)	4,500
b. Warren Wentworth Food Pantry	950 1,200

c. WW Ambulance Services	105,000	103,000
d. Visiting Nurse & Hospice (VNH)	2,940	
e. Grafton County Senior Citizens	2,500	
f. Tri-County CAP	1,650	
g. Warren Historical Society	2,500	
h. Transport Central	500	
i. Pemi-Baker Home Health & Hospice	4,099	
j. Willing Worker's Society	2,500	
k. White Mountain Mental Health	1,122	
l. The Bridge House	2,000	0
m. Good Shepherd Food Pantry	825	0
n. Court Appointed Advocates	1,000	0
o. Voices Against Violence	550	0

Moved by: Arthur Heath

Second: Charles Chandler

Amendment: To increase b. Warren Wentworth Food Pantry from \$950 to \$1,200 and reduce line items l. The Bridge house from \$2,000 to 0, m. Good Shepherd Food Pantry from \$825 to 0, n. Court Appointed Advocates from \$1000 to 0, o. Voices Against Violence from \$550 to 0 and the total of Article 9 from \$132,636 to \$128,511

Moved by: Sheila Foote

Second: Robert Giuda

Discussion: Donation money being kept locally, selectmen submit to the voters all donation requests if the organization submits required report and documentation to the selectmen.

Disposition of Amendment: Passed

Amendment: To decrease c. WW Ambulance Services by \$2,000 from \$105,000 to \$103,000 and the total of Article 9 from \$128,511 to \$126,511.

Moved by: Victoria Saucier

Second: Charles Chandler

Discussion: Reduction of \$2,000 will be offset and donated directly back to the organization by Appleknockers.

Disposition of Amendment: Passed

Discussion: None

Disposition of Amended Article: Passed

Article 10 Welfare

To see if the Town will vote to raise and appropriate the sum of three thousand five hundred and one dollars (\$3,501) for the following:

WELFARE

a. Direct Assistance	1
b. Vendor Payments	3,500

Moved by: Donald Bagley Sr

Second: Charles Chandler

Discussion: None

Disposition of Article: Passed

Article 11 Culture and Recreation

To see if the Town will vote to raise and appropriate the sum of ~~fifty-four thousand-five hundred ninety-eight dollars (\$54,598)~~ fifty-three thousand five hundred ninety-eight dollars (\$53,598) for the following.

CULTURE AND RECREATION

a. Parks and Recreation	5,200
b. Library	39,548
c. Patriotic Purposes: Old Home Days	9,200 8,200
d. Flags	650

Moved by: Charles Chandler

Second: Arthur Heath

Amendment: To reduce line item c. Patriotic Purposes: Old Home Days by \$1,000 from \$9,200 to \$8,200 and total of Article 11 from \$54,598 to \$53,598.

Moved by: Victoria Saucier

Second: Charles Chandler

Discussion: Reduction of \$1,000 will be offset and donated directly back to the organization by Appleknockers.

Disposition of Amendment: Passed

Amendment: To appropriate \$650 (line item c-1) for Art Supplies/Materials to distribute for patriotic projects. (i.e. school, library, etc)

Moved by: Justin Monninger

Second: Charles Chandler

Discussion: What Patriotic Purposes money is currently being spent on, Distribution of flags within the town, including flags on veteran's grave stones.

Disposition of Amendment: Failed

Discussion: None

Disposition of Amended Article: Passed

Article 12 Conservation/Debt Service

To see if the Town will vote to raise and appropriate the sum of fifteen thousand nine hundred and forty-seven dollars (\$15,947) for the following:

CONSERVATION

a. Care of Trees 1

DEBT SERVICE

i. Principal - Bonds & Notes	15,622
ii. Interest - Bonds & Notes	322
iii. Interest on TAN	1
iv. Other Debt Service	1

Moved by: Charles Chandler

Second: Norman Roulx

Discussion: None

Disposition of Article: Passed

Article 13 ETF/CRF Appropriations

To see if the Town will vote to raise and appropriate the sum of seventy-six thousand nine hundred dollars (\$76,900) to be placed into the following funds. The Selectmen recommend this article by a vote of 3 to 0.

a. Fire Truck CRF	5,000
b. Highway Building Fund CRF	15,000
c. Highway Equipment CRF	5,000
d. Police Cruiser CRF	5,000
e. Missile CRF	200
f. Bridges CRF	2,500
g. Town Hall CRF	2,000
h. Paving Fund ETF	25,000
i. Major Road Projects ETF	1,000
j. Fire Department/Pub Safety CRF	15,000
k. Dam Maintenance ETF	1,000
L. Veteran's Memorial ETF	200

Moved by: Charles Chandler

Second: Arthur Heath

Discussion: Description of \$1000 appropriated for Dam Maintenance

Disposition of Article: Passed

Article 14 Brush Hog Mower Purchase

To see if the town will vote to raise and appropriate the sum of two thousand five hundred dollars (\$2,500) for the purchase of a walk behind brush hog.

Moved by: Charles Chandler

Second: Donald Bagley Sr

Discussion: Amount of brush hogging being done in town, rental vs buying options

Disposition of Article: Passed

Article 15 Start Common Irrigation Project

To see if the town will vote to raise and appropriate the sum of two thousand five hundred dollars (\$2,500) for the purpose of beginning the irrigation project for the

Town Common.

Moved by: Charles Chandler

Second: Donald Bagley Sr

Discussion: Water from the contaminated S.Main Street Water District well will be used.

Disposition of Article: Passed

Article 16 Fire Department Fund Deposit

To see if the Town will vote to raise and appropriate the sum of ~~one thousand eight hundred and forty four (\$1,844)~~ seven thousand one hundred seventy dollars (\$7,170) to be added to the Fire Department Expendable Trust Fund with said funds to come from unassigned fund balance as of December 31, 2022, with no funds to be raised from taxation. This amount represents a portion of the surplus of the Fire Department 2022 budget. The Selectmen recommend this article by a vote of 3 to 0.

Moved by: Arthur Heath

Second: Charles Chandler

Amendment: To see if the Town will vote to raise and appropriate the sum of seven thousand one hundred seventy dollars (\$7,170) to be added to the Fire Department Expendable Trust Fund with said funds to come from unassigned fund balance as of December 31, 2022, with no funds to be raised from taxation. This amount represents a portion of the surplus of the Fire Department 2022 budget.

Moved by: Arthur Heath

Second: Charles Chandler

Discussion: Additional money that was not spent by the Fire Department last year from Article 25 added to Article 16.

Disposition of Amendment: Passed

Discussion: None

Disposition of Amended Article: Passed

Motion Made to Change the Order of Articles and Vote on Article 25 before returning to Article 18.

Moved by: Charles Chandler

Seconded by: Donald Bagley

Disposition of Motion: Passed

Article 17 Emergency Management Fund Deposit

To see if the town will vote to raise and appropriate the sum of three thousand (\$3000) to be added to the Emergency Management Expendable Trust Fund with said funds to come from unassigned fund balance as of December 31, 2022, with no funds to be raised from taxation. This amount represents a portion of the surplus of the Emergency Management 2022 budget. The Selectmen recommend this article by a vote of 3 to 0.

Moved by: Charles Chandler

Second: Arthur Heath

Discussion: None

Disposition of Article: Passed

Article 18 Cemetery Fund Deposit

To see if the Town will vote to raise and appropriate the sum of three thousand five hundred seventy-three dollars (\$3,573) to be added to the Cemetery Expendable Trust Fund with said funds to come from unassigned fund balance as of December 31, 2022, with no funds to be raised from taxation. This amount represents a portion of the surplus of the Cemetery 2022 budget. The Selectmen recommend this article by a vote of 3 to 0.

Moved by: Donald Bagley Sr

Second: Arthur Heath

Discussion: None

Disposition of Article: Passed

Article 19 To Pave Batchelder Brook Road

To see if the town will vote to raise and appropriate the sum of twenty-six thousand dollars (\$26,000) for the purpose of paving a 1" overlay on Batchelder Brook Road.

Moved by: Charles Chandler

Second: Donald Bagley Sr

Discussion: None

Disposition of Article: Passed

Article 20 To Pave Pine Hill Road

To see if the town will vote to raise and appropriate the sum of eighty-six thousand dollars (\$86,000) ~~for the purpose of paving a 1" overlay on Pine Hill Road.~~ to be applied to the Major Road Projects Non-Capital Reserve Fund.

Moved by: Charles Chandler

Second: Bryan Flagg

Amendment: To see if the town will vote to raise and appropriate the sum of eighty-six thousand dollars (\$86,000) to be applied to the Major Road Projects Non-Capital Reserve Fund.

Moved by: Robert Giuda

Second: Charles Chandler

Discussion: Money can then be deposited into the Non-Capital Reserve fund and used if the Pine Hill project isn't finished this year or as needed by other road projects.

Disposition of Amendment: Passed

Discussion: None

Disposition of Amended Article: Passed

Article 21 Engage Professional Grant Writing Services

To see if the town will vote to raise and appropriate the sum of five thousand dollars (\$5,000) for the purpose of engaging professionals to assist the Town project development, grant writing, project management, and grant management with said funds to come from the Community Development Expendable Trust Fund. No funds to come from taxation. The Selectmen recommend this article by a vote of 3 to 0.

Moved by: Charles Chandler

Second: Arthur Heath

Discussion: There was no success in finding a grant writer last year and money raised last year was not used.

Amendment: Any funds paid by the grant to the grant writer will be reimbursed to the town up to the amount paid by the town to the grant writing entity

Moved by: Robert Giuda

Second: Charles Chandler

Discussion: None

Disposition of Amendment: Failed

Discussion: None

Disposition of Article: Passed

Article 22 Creation of Town Webpage

To see if the town will vote to raise and appropriate the sum of five thousand dollars (\$5,000) for the purpose of creating a new Town webpage with said funds to come from the Community Development Expendable Trust Fund. No funds to come from taxation. The Selectmen recommend this article by a vote of 3 to 0.

Moved by: Donald Bagley Sr

Second: Arthur Heath

Discussion: Update appearance of current website and ability to offer town requests/services through direct website links.

Disposition of Article: Passed

Article 23 Town Hall Deck Replacement

To see if the town will vote to raise and appropriate the sum of fifteen thousand dollars (\$15,000) for the purpose of replacing the Town Hall deck.

Moved by: Charles Chandler

Second: Sheila Foote

Discussion: None

Disposition of Article: Passed

Article 24 Pump Repair Engine #2

To see if the town will vote to raise and appropriate the sum of ten thousand dollars (\$10,000) for the purpose of repairing the pump on Engine #2.

Moved by: Charles Chandler

Second: Bryan Flagg

Amendment: To see if the town will vote to raise and appropriate the sum of five thousand dollars (\$5,000) for the purpose of repairing the pump on Engine #2 with any additional costs to come from Fire Department Expendable Trust Fund.

Moved by: Robert Giuda

Second: Charles Chandler

Discussion: Explanation of the problems with the pump, pump will be replaced if cost of a rebuild is more than a new pump.

Disposition of Amendment: Passed

Discussion: None

Disposition of Amended Article: Passed

Article 25 Purchase of Fire Department Equipment

To see if the town will vote to raise and appropriate the sum of five thousand three hundred twenty-six dollars (\$5,326) for the purpose of purchasing fire department equipment with said funds to come from unassigned fund balance as of December 31, 2022, with no funds to be raised from taxation. This amount represents a portion of the surplus of the Fire Department 2022 budget. The Selectmen recommend this article by a vote of 3 to 0.

Moved by: Charles Chandler

Second: Donald Bagley

Move to Table Article: Charles Chandler

Second: Donald Bagley

Disposition to Table Article: Passed

Return to Article 17

Article 26 Complete Town Hall Floor Refinishing

To see if the town will vote to raise and appropriate the sum of four thousand five hundred dollars (\$4,500) for the purpose of completing the Town Hall floor refinishing project.

Moved by: Charles Chandler

Second: Sheila Foote

Discussion: Completion of the project will be applying an additional coat to the main floor and refinishing the stage and foyer.

Disposition of Article: Passed

Article 27 Re-Adoption of All Veterans Tax Credit

Shall the town readopt the ALL VETERANS TAX CREDIT in accordance with RSA 72:28-b, for an annual tax credit on residential property which shall be equal to the same amount as the standard or optional veterans tax credit voted by the town under RSA 72:28

Moved by: Charles Sackett

Second: Charles Chandler

Discussion: None

Disposition of Article: Passed

Article 28 Re-Adoption of Optional Veterans Tax Credit

Shall the town readopt the OPTIONAL VETERANS TAX CREDIT in accordance with RSA 72:28, II, for an annual tax credit on residential property of \$500?

Moved by: Donald Bagley Sr

Second: Charles Sackett

Discussion: None

Disposition of Article: Passed

Article 29 Modify Warren's Elderly Exemption

Shall the town modify the provisions of RSA 72:39-a for elderly exemption from property tax in the Town of Warren, based on assessed value, for qualified taxpayers, to be as follows: for a person 65 years of age up to 75 years, \$15,000; for a person 75 years of age up to 80 years, \$20,000; for a person 80 years of age or older \$25,000. To qualify, the person must have been a New Hampshire resident for at least 3 consecutive years, own the real estate individually or jointly, or if the real estate is owned by such person's spouse, they must have been married to each other for at least 5 consecutive years. In addition, the taxpayer must have a net income of not more than \$25,000 or, if married, a combined net income of less than

\$45,000; and own net assets not in excess of \$50,000 excluding the value of the person's residence.

Moved by: Charles Chandler

Second: Donald Bagley Sr

Discussion: None

Disposition of Article: Passed

Article 30 Week's Crossing Dam Acquisition

To see if the Town will vote to authorize the Board of Selectmen to accept the transfer of ownership from the State of NH, Department of Environmental Services, to the Town, the dam known as the "Weeks Crossing Dam," which was rebuilt by the State in 2021, at the outlet of Weeks Crossing Pond, located on the northeastern side of Gould Hill Road, including all easements, flowage rights, and associated rights and appurtenances as necessary to operate and maintain the dam.

Moved by: Charles Chandler

Second: Robert Giuda

Discussion: Weeks Crossing Pond is used as an emergency water supply by Fire Departments. There is a "v" shaped crack apparent in the dam, the state was in Warren to view the dam two months ago and did not note anything that needed attention or repair.

Disposition of Article: Passed

Article 31 Conduct any other business

To transact any other business that may legally come before said meeting.

Moved by: Donald Bagley

Second: Charles Chandler

Discussion: Appleknockers was thanked profusely for donations made to various organizations to reduce the tax burden. Moderator Romano was applauded for an outstanding job in her first year as moderator. Austin Albro was recognized for doing a thorough job in all his tasks as administrator and for going above and beyond to assist the town.

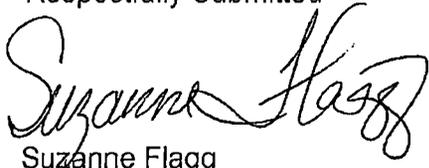
Motion to Adjourn made at 1:35pm

Moved by: Donald Bagley

Second: Charles Chandler

All in Favor

Respectfully Submitted

A handwritten signature in cursive script that reads "Suzanne Flagg". The signature is written in black ink and is positioned to the left of the printed name.

Suzanne Flagg
Warren Town Clerk

Admin

YOR

42



New Hampshire Fish and Game Department

HEADQUARTERS: 11 Hazen Drive, Concord, NH 03301-6500
(603) 271-3421
FAX (603) 271-5829

www.WildNH.com
e-mail: info@wildlife.nh.gov
TDD Access: Relay NH 1-800-735-2964

April 28, 2020

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

APPROVED G & C

DATE 20 May 2020

ITEM # 42

REQUESTED ACTION

Authorize the New Hampshire Fish and Game Department (NHFG) to transfer to the Department of Environmental Services (NHDES) ownership of the Weeks Crossing Dam in Warren NH, along with all property and water rights associated with the dam. Also, in accordance with RSA 482:51 III, authorize NHDES's acceptance of the above transfer.

EXPLANATION

On July 1, 2017, the state-owned Weeks Crossing Pond Dam in Warren, owned by NHFG, was destroyed during a flooding event. NHDES, who is responsible for the repair and reconstruction of state-owned dams and operates and maintains the dams owned by NHFG, plans to begin the reconstruction of the dam in the summer of 2020.

After NHDES completes the reconstruction, ownership of the dam and all property and water rights will be transferred to the Town of Warren, who will thereafter be responsible for the operation and maintenance of the dam. In addition to the rights in the dam currently owned by NHFG, NHDES has acquired additional easement rights from abutting property owners that are necessary to reconstruct the dam to be located just upstream of the former dam site to meet current dam safety standards. This acquisition was approved by the Governor and Executive Council on February 5, 2020 (Item #41).

With the transfer of ownership of the Weeks Crossing Dam from NHFG to NHDES, NHDES will have all the rights needed to reconstruct the dam and then transfer ownership to the Town of Warren.

We respectfully request your approval of this transfer.

Robert R. Scott, Commissioner
Department of Environmental Services

Glenn Normandeau, Executive Director
Fish and Game Department



DocId:8682321

Tx:4610316

23003691 04/19/2023 11:33 AM
Book 4794 Page 836 Page 1 of 3
Register of Deeds, Grafton County

1320

Return to:
NH Department of Environmental Services
Dam Bureau
29 Hazen Drive
Concord NH 03301

THIS IS A TRANSFER OF RESPONSIBILITY FOR REAL PROPERTY BETWEEN AGENCIES OF THE STATE OF NEW HAMPSHIRE AND IS NOT A SALE, GRANT, OR TRANSFER OF AN INTEREST IN REAL PROPERTY SUBJECT TO THE NEW HAMPSHIRE REAL ESTATE TRANSFER TAX IMPOSED BY RSA 78-B:1.

**Interagency Transfer of Management Responsibility for Real Property
from the
New Hampshire Fish and Game Department
to the
New Hampshire Department of Environmental Services Dam Bureau**

THIS IS NOT A DEED OR A TRANSFER OF TITLE OR INTEREST IN LAND

The **STATE OF NEW HAMPSHIRE, FISH AND GAME DEPARTMENT**, of 11 Hazen Drive, Concord, New Hampshire 03301 ("NHFG"), pursuant to Governor and Executive Council authorization May 20, 2020 (Agenda Item # 42), transfers to the **STATE OF NEW HAMPSHIRE, DEPARTMENT OF ENVIRONMENT SERVICES**, of 29 Hazen Drive, Concord, New Hampshire 03301 ("NHDES"), sole management responsibility for the following described property held in title by the State of New Hampshire, located in the Town of Warren, County Grafton, State of New Hampshire (the "Premises"):

Certain rights described in a Warranty Deeds from India M. Lapien and Charles Whitcher to the State of New Hampshire dated September 17, 1954, recorded in the Grafton County Registry of Deeds at Book 855, Page 333 & 334 and are further described as follows:

The said NHFG grants to NHDES the right to enter, build, maintain, and control a water control structure to the height of seven feet above the present stream bed and being approximately the same elevation as the present beaver dam at the outlet of the Weeks Crossing pond on Black Brook, so called, in the town of Warren. Said water control structure to be located at the town road and adjacent to the present beaver dam.

It is further agreed that the Grantee may flow and maintain water upon so much of the Grantor's land as will be flooded by said structure when holding water at full capacity.

PURPOSE: The purpose of this Interagency Transfer of Management Responsibility for Real Property is to denote the transfer ownership and management responsibility for the Premises from NHFG to NHDES. Governor and Executive Council Approval of this transfer occurred on: May 20, 2020, Item #42.

Because NHFG and NHDES are both part of the same government entity that holds title to the Premises and will continue to do so, this interagency transfer is not and cannot be construed as a sale, grant, or disposal of real property or any other transfer of title or interest in the Premises. This Transfer of Management Responsibility for Real Property shall nonetheless be recorded in the Grafton County Registry of Deeds, so that in the event of any future conveyance of the Premises by the State of New Hampshire to another party this instrument shall appear on record in the chain of title.

Dated this 30th day of March 2023.

STATE OF NEW HAMPSHIRE
FISH AND GAME DEPARTMENT

By: Scott R. Mason
Scott R. Mason, Executive Director

STATE OF NEW HAMPSHIRE
COUNTY OF Merrimack

On this 30th day of March, 2023, personally appeared the above-named Scott R. Mason, known to me (or satisfactorily proven) to be the person whose name is subscribed to the foregoing instrument, and acknowledged that he is the duly authorized Executive Director of the NH Fish and Game Department and that he executed the foregoing instrument for the purposes therein contained.


Notary Public, Justice of the Peace
My Commission Expires: 9-5-2023
(SEAL)

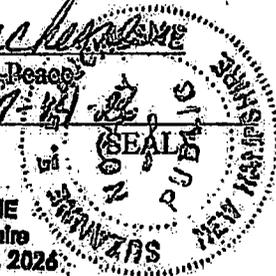
ACCEPTANCE:
STATE OF NEW HAMPSHIRE
Department of Environmental Services

By: *Robert R. Scott*
Robert R. Scott, Commissioner

STATE OF NEW HAMPSHIRE
COUNTY OF MERRIMACK

On this 10th day of April 2023, personally appeared the above-named Robert R. Scott, known to me (or satisfactorily proven) to be the person whose name is subscribed to the foregoing instrument, and acknowledged that he is the duly authorized Commissioner of the New Hampshire Department of Environmental Services and that he executed the foregoing instrument for the purposes therein contained.

Suzanne Beauchesne
Notary Public / Justice of the Peace
My Commission Expires: 7-14-26



SUZANNE E. BEAUCHESNE
Notary Public - New Hampshire
My Commission Expires July 14, 2026



The State of New Hampshire
Department of Environmental Services



Robert R. Scott, Commissioner

January 15, 2020

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

APPROVED G & C

DATE 5 Feb 2020
ITEM # 41

REQUESTED ACTION

Pursuant to RSA 4:29, authorize the Department of Environmental Services (NHDES) to enter into two (2) Easement Deeds, one with Mr. Donald Buskey of Swanzey, NH and the other with Messrs. Richards and James French of Barnstable, MA, to provide rights of access needed to reconstruct the state-owned Weeks Crossing Dam in Warren, NH.

EXPLANATION

On July 1, 2017, the state-owned Weeks Crossing Pond Dam in Warren was destroyed during a flooding event. While the state owns the dam, it does not own the land or easements necessary to reconstruct the dam, which needs to be located just upstream of the former dam site to meet current dam safety standards.

Under RSA 482:57, the NHDES is responsible for the repair and reconstruction of state-owned dams. To reconstruct the dam, NHDES needs easements from the owners of the properties at the dam site to access the site. The owners of the two abutting properties on which the easements are needed, Mr. Donald Busby and Messrs. Richards and James French, are willing to provide NHDES the necessary easements. Pursuant to RSA 482:44, the acquisition of these easements was authorized by the enactment of Chapter 195 of the Laws of 2019. Although the law authorized the expenditure of one dollar for the acquisition of these easements, the property owners are providing them at no cost, as reflected in the deeds.

The Easement Deeds have been approved by the Office of the Attorney General as to form, execution, and content.

We respectfully request your approval of these easements.



Robert R. Scott, Commissioner

CHAPTER 195
SB 121-FN - FINAL VERSION

19-0252
08/06

STATE OF NEW HAMPSHIRE

In the Year of Our Lord Two Thousand Nineteen

AN ACT relative to acquisition rights and easements at Weeks Crossing Dam in the town of Warren by the department of environmental services.

Be it Enacted by the Senate and House of Representatives in General Court convened:

- 1 195:1 New Paragraph; Acquisition by State of Certain Rights and Easements. Amend RSA
2 482:48 by inserting after paragraph X the following new paragraph:
3 XI. For a consideration of \$1, the department of environmental services may accept an
4 easement from the property owners of all rights necessary to access, repair, reconstruct, maintain,
5 and operate Weeks Pond Dam in the town of Warren for the purpose of repairing and reconstructing
6 such dam. The rights and easements the department is authorized to acquire for the benefit of the
7 state shall be exempt from taxation as long as the easements are held by the state. With the
8 exception of such \$1 consideration, nothing in this paragraph shall mandate or authorize the
9 expenditure of any funds or capital relative to the provisions of this paragraph.
10 195:2 Effective Date. This act shall take effect 60 days after its passage.

Approved: July 10, 2019
Effective Date: September 08, 2019

funds or capital relative to the provisions of this paragraph.

(a) Shehan Pond Dam in the town of Clarksville, known as number 48.06.

(b) Pearly Terrill Dam in the town of Pittsburg, known as number 194.05.

(c) Mountain Pond Dam in the town of Pittsburg, known as number 194.17, also known as Boundary Pond Dam. The rights to be acquired shall include the right to maintain Mountain Pond Dam in its historic configuration as it existed prior to May 1, 2010, or any other configuration beneficial to the state.

(d) Coon Brook Bog Dam in the town of Pittsburg, known as number 194.18.

(e) Round Pond Dam in the town of Pittsburg, known as number 194.27.

VIII. For a consideration of \$1, the fish and game department may accept an easement from the property owners of all rights necessary to repair, maintain, and operate Akers Pond dam access and dike area in the town of Errol, adjacent to and abutting the state owned dam known as number 080.20 for the purpose of improving and controlling the water rights for the benefit of the state. The easement the fish and game department is authorized to acquire for the benefit of the state shall be exempt from taxation as long as the easement is held by the state. The fish and game department may transfer rights in these properties under RSA 482:51 to the department for purposes of repair and maintenance. With the exception of such \$1 consideration, nothing in this paragraph shall mandate or authorize the expenditure of any funds or capital relative to the provisions of this paragraph.

IX. For a consideration of \$1 each, the department of environmental services may accept an easement from the property owners of all rights necessary to access, repair, maintain, and operate the dike at Northwood Lake in the town of Epsom appurtenant to the state owned dam known as number 079.01 and the dike at Hermit Lake in the town of Sanbornton appurtenant to the state owned dam known as number 211.01, for the purpose of improving and controlling the water rights for the benefit of the state. The easements the department is authorized to acquire for the benefit of the state shall be exempt from taxation as long as the easements are held by the state. With the exception of such \$1 consideration for each, nothing in this paragraph shall mandate or authorize the expenditure of any funds or capital relative to the provisions of this paragraph.

X. For a consideration of \$1 each, the department of environmental services may accept an easement from the property owners of all rights necessary to access, repair, maintain, and operate Back Lake dam in the town of Pittsburg, Lake Armington dam in the town of Piermont, Cass Pond dam in the town of Epsom, and Chesham Pond dam in the town of Harrisville for the purpose of repairing and reconstructing such dams. The easements the department is authorized to acquire for the benefit of the state shall be exempt from taxation as long as the easements are held by the state. With the exception of such \$1 consideration for each, nothing in this paragraph shall mandate or authorize the expenditure of any funds or capital relative to the provisions of this paragraph.

XI. For a consideration of \$1, the department of environmental services may accept an easement from the property owners of all rights necessary to access, repair, reconstruct, maintain, and operate Weeks Pond Dam in the town of Warren for the purpose of repairing and reconstructing such dam. The rights and easements the department is authorized to acquire for the benefit of the state shall be exempt from taxation as long as the easements are held by the state. With the exception of such \$1 consideration, nothing in this paragraph shall mandate or authorize the expenditure of any funds or capital relative to the provisions of this paragraph.

Source. 1989, 339:1; 420:1. 1990, 229:21. 1991, 368:1, 4. 1992, 151:1-3. 1993, 189:2. 1995, 144:1. 1996, 228:106, 107. 2006, 306:7, 8. 2009, 112:9. 2011, 102:1, eff. July 30, 2011. 2013, 17:1, eff. July 15, 2013. 2015, 85:1, eff. Aug. 4, 2015. 2017, 156:14, I, eff. July 1, 2017. 2019, 195:1, eff. **Sept. 8, 2019.**



Return to:
NH DES Dam Bureau
29 Hazen Drive
P.O. Box 95
Concord, NH 03302-0095

20002328 02/25/2020 01:04 PM
Book 4502 Page 763 Page 1 of 2
Register of Deeds, Grafton County

EASEMENT DEED

KNOW ALL PERSONS BY THESE PRESENTS, that I, **Donald Buskey**, of 188 Sawyers Crossing Road, Swanzey, New Hampshire 03446, owner of a certain parcel of land located on the northeastern side of Gould Hill Road in the Town of Warren and County of Grafton, New Hampshire, do hereby grant and convey to the **STATE OF NEW HAMPSHIRE** acting by and through the Department of Environmental Services, having an address of 29 Hazen Drive, P.O. Box 95, Concord NH 03302-0095, certain easement rights for the purposes of accessing, constructing, monitoring, maintaining, repairing, reconstructing, or removing the dam known as "Weeks Crossing Dam" (herein after referred to as "the Dam"); and also granting the easement rights necessary to store and stage personnel, machinery, materials and equipment on the Easement during periods of operation, maintenance, repair, reconstruction, replacement, removal or emergency response relating to the Dam.

Said easement rights are granted in a limited area (herein after referred to as "Easement") as shown on the below referenced plan and being further described and defined to wit:

Beginning at the southwest corner of the herein described Easement on the northeasterly right-of-way of Gould Hill Road. Said point of beginning also being near the southerly edge of an existing driveway entering onto Gould Hill Road, thence;

Northwesterly along the right-of-way of Gould Hill Road a distance of 43 feet, more or less, to a point at land now or formerly of French, thence;

Northeasterly, along land of French, a distance of 27 feet, more or less, to the high water mark on the southerly side of Weeks Crossing Pond, thence;

Easterly along the said high water mark, a distance of 91 feet, more or less, to a point, thence;

Southeasterly through land of the Grantor, a distance of 13 feet, more or less, to a point, thence;

Southwesterly, through land of the Grantor, a distance of 102 feet, more or less, to the point of beginning.

Containing 2,950 square feet, more or less, and being depicted on a plan entitled "Access & Maintenance Easement Plan, on Tax Map 221 Lot 17 & 18, Weeks Crossing Dam #244.07, Warren, NH" dated January 2019, prepared by the Dam Bureau of the New Hampshire Department of Environmental Services, and on file for the public with the Dam Bureau. A copy of said plan is also attached hereto as ATTACHMENT A.

Meaning and intending to convey certain easement rights upon a portion of the property conveyed to Myron Albert Buskey by deed dated June 4, 1960, recorded in the Grafton County Registry of Deeds at Book 943, Page 419; and I, Donald Buskey, acquired title through the probate estate of Myron Albert Buskey.

The Easement is authorized pursuant to RSA 482:48 XI. The acceptance of this Easement was approved by the Governor and Executive Council at a meeting held on February 5, 2020

In accordance with RSA 78-B:2,I, this deed is recorded without the payment of New Hampshire Transfer Tax.

IN WITNESS WHEREOF, Donald Buskey, has hereunto set his hand and executed this document this 19 day of February, 2020.

Donald Buskey
Donald Buskey /date

STATE OF NEW HAMPSHIRE

COUNTY OF Cheshire

Signed and attested before me on February 19, 2020, by Donald Buskey.

Laurie J Tyler
Notary Public/Justice of the Peace [seal]
My Commission Expires: 11/8/2022

Laurie J. Tyler, Notary Public
My Commission Expires November 8, 2022

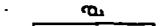
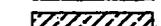


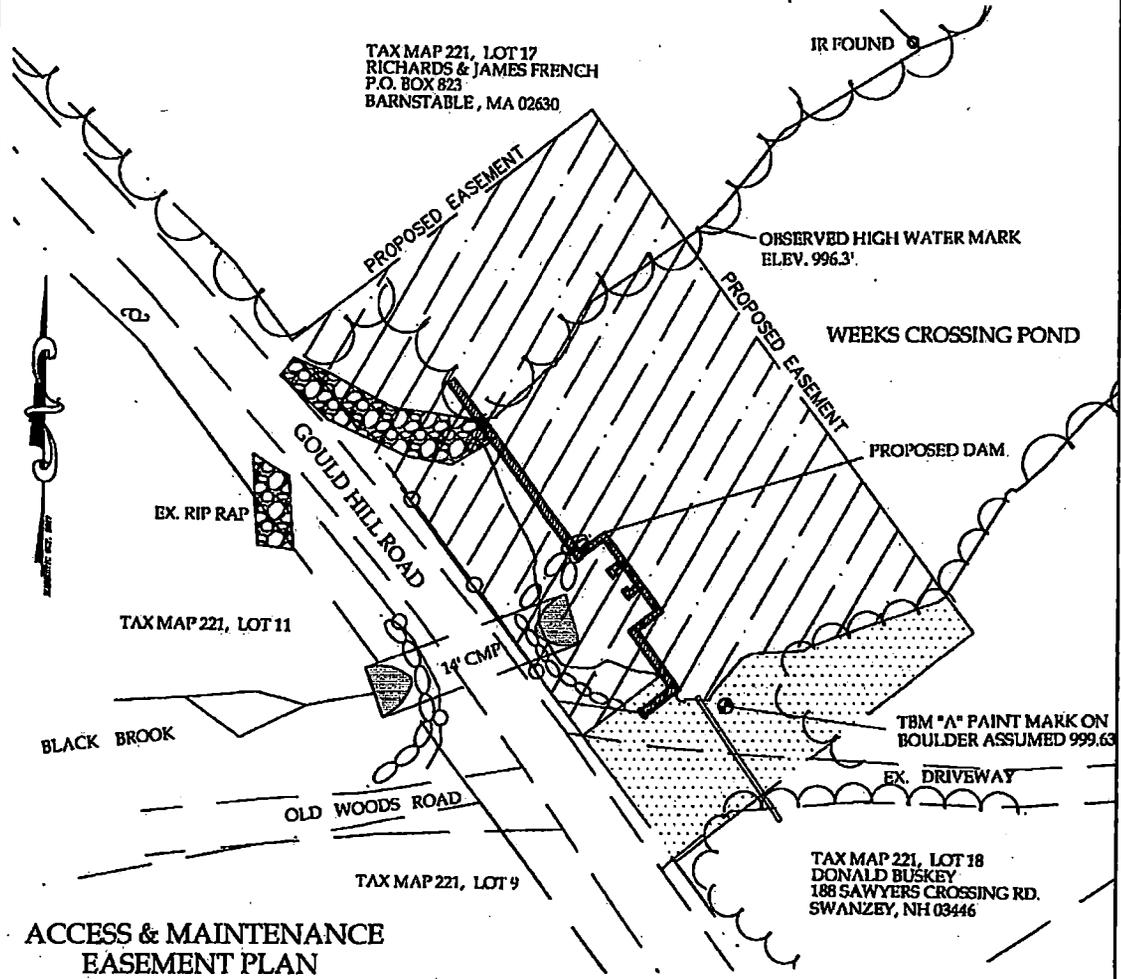
NOTES

1. THE PURPOSE OF THIS PLAN IS TO SHOW THE PROPOSED EASEMENT ON LOTS SHOWN ON WARREN TAX MAP 221, LOTS 17&18.
2. OWNERS OF RECORD:
 TAX MAP 221, LOT 17
 RICHARDS & JAMES FRENCH
 P.O. BOX 823
 BARNSTABLE, MA 02630
 SEE G.C.R.D. BK.1301, PG. 877

 TAX MAP 221, LOT 18
 DONALD BUSKEY
 188 SAWYERS CROSSING ROAD
 SWANZEY, NH 03446.
 SEE G.C.R.D. BK. 943, PG. 419.

LEGEND

-  EXISTING TREELINE
-  EDGE OF GRAVEL
-  EASEMENT LINE
-  EXISTING EDGE OF WATER
-  ABUTTERS PROPERTY LINE
-  GUARD RAIL
-  UTILITY POLE
-  BUSKEY EASEMENT
-  FRENCH EASEMENT



**ACCESS & MAINTENANCE
 EASEMENT PLAN
 ON
 TAX MAP 221, LOTS 17 & 18
 WEEKS CROSSING DAM # 244.07
 WARREN, N.H.**

ATTACHMENT A



STATE OF NEW HAMPSHIRE DEPARTMENT OF ENVIRONMENTAL SERVICES DAM BUREAU 29 HAZEN DRIVE CONCORD, NEW HAMPSHIRE 03302		
DATE: JAN. 2019	DAM NUMBER 24407	
ENG. BY: DFG	DRAWN BY: PLB	
CHECKED BY: MCS	SCALE: 1" = 40'	
SHEET 1 OF 1	WEEKS CROSSING EXC	



Return to:
NH DES Dam Bureau
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20002329 02/25/2020 01:04 PM
Book 4502 Page 765 Page 1 of 3
Register of Deeds, Grafton County

EASEMENT DEED

KNOW ALL PERSONS BY THESE PRESENTS, that **Richards French and James French**, having a principal mailing address of P.O. Box 823, Barnstable MA 02630, joint owners of a certain tract or parcel of land located on the northeastern side of Gould Hill Road in the Town of Warren and County of Grafton, New Hampshire, do hereby grant and convey to the **STATE OF NEW HAMPSHIRE** acting by and through the Department of Environmental Services, having an address of 29 Hazen Drive, P.O. Box 95, Concord NH 03302-0095, certain easement rights for the purposes of accessing, constructing, monitoring, maintaining, repairing, reconstructing, or removing the "Week's Crossing Dam" (herein referred to as "the Dam"); and also the easement rights to store and stage personnel, machinery, materials and equipment on the Easement during periods of operation, maintenance, repair, reconstruction, replacement, removal or emergency response relating to the Dam.

Said easement rights are granted in a limited area (herein after referred to as "Easement") as shown on the below referenced plan and being further described and defined to wit:

Beginning at a point on the northeasterly right-of-way of Gould Hill Road at land now or formerly of Buskey. Said point being the southerly most corner of the herein described easement. Thence;

Northwesterly along the said northeasterly right-of-way of Gould Hill Road, a distance of 134 feet, more or less, to a point, thence;

Northeasterly, through the Grantor's property, a distance of 103 feet, more or less, to a point, thence;

Southeasterly through the Grantor's property, a distance of 164 feet, more or less, crossing Weeks Crossing Pond, to the high water mark on the southerly side of Weeks Crossing Pond, at land now or formerly of Buskey, thence;

Westerly along the said high water mark of Weeks Crossing Pond and land of Buskey, a distance of 91 feet, more or less, to a point, thence;

Westerly along land of Buskey, 27 feet, more or less, to the point of beginning.

Containing 15,147 square feet, more or less, and being shown on a plan entitled "Access & Maintenance Easement Plan, Tax Map 221 Lot 17 & 18, Week's Crossing Dam #244.07, Warren, NH" dated January 2019, prepared by the Dam Bureau of the New Hampshire Department of Environmental Services and on file with the Dam Bureau. A copy of said plan is attached hereto as ATTACHMENT A,

Meaning and intending to convey certain easement rights upon a portion of the property conveyed to Bertrand C. French by deed dated March 24, 1976, recorded in the Grafton County Registry of Deeds at Book 1301, Page 877; and we, Richards French and James French acquired, title as heirs of Bertrand French, deceased in 2000.

The Access Easement is authorized pursuant to RSA 482:48 XI. This acceptance of this Easement was approved by Governor and Executive Council at a regular meeting held on February 5, 2020.

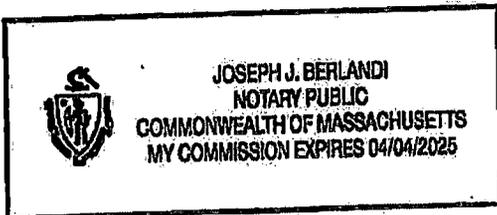
In accordance with RSA 78-B:2,I, this deed is recorded without the payment of New Hampshire Transfer Tax.

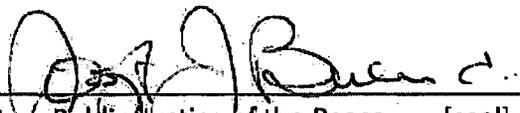
IN WITNESS WHEREOF, Richards French, has hereunto set his hand this 14 day of February, 2020.


Richards French

MA 2232 Hillside II
STATE OF NEW HAMPSHIRE
COUNTY OF Bachster

Signed and attested before me on February 14, 2020 by Richards French.




Notary Public/Justice of the Peace [seal]
My Commission Expires: April 4, 2025

IN WITNESS WHEREOF, James French, has hereunto set his hand this 18TH day of FEBRUARY, 2020.

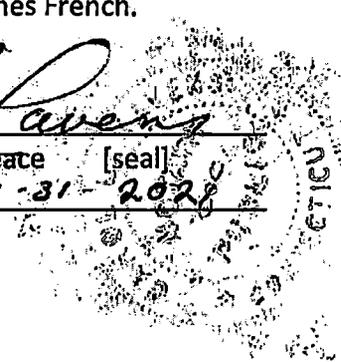
James C French
James French

STATE OF NEW HAMPSHIRE CT
COUNTY OF FAIRFIELD

ss. Sherman

Signed and attested before me on FEBRUARY 18, 2020 by James French.

David W. Havens
Notary Public/Justice of the Peace [seal]
My Commission Expires: 8-31-2028

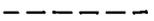
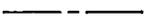


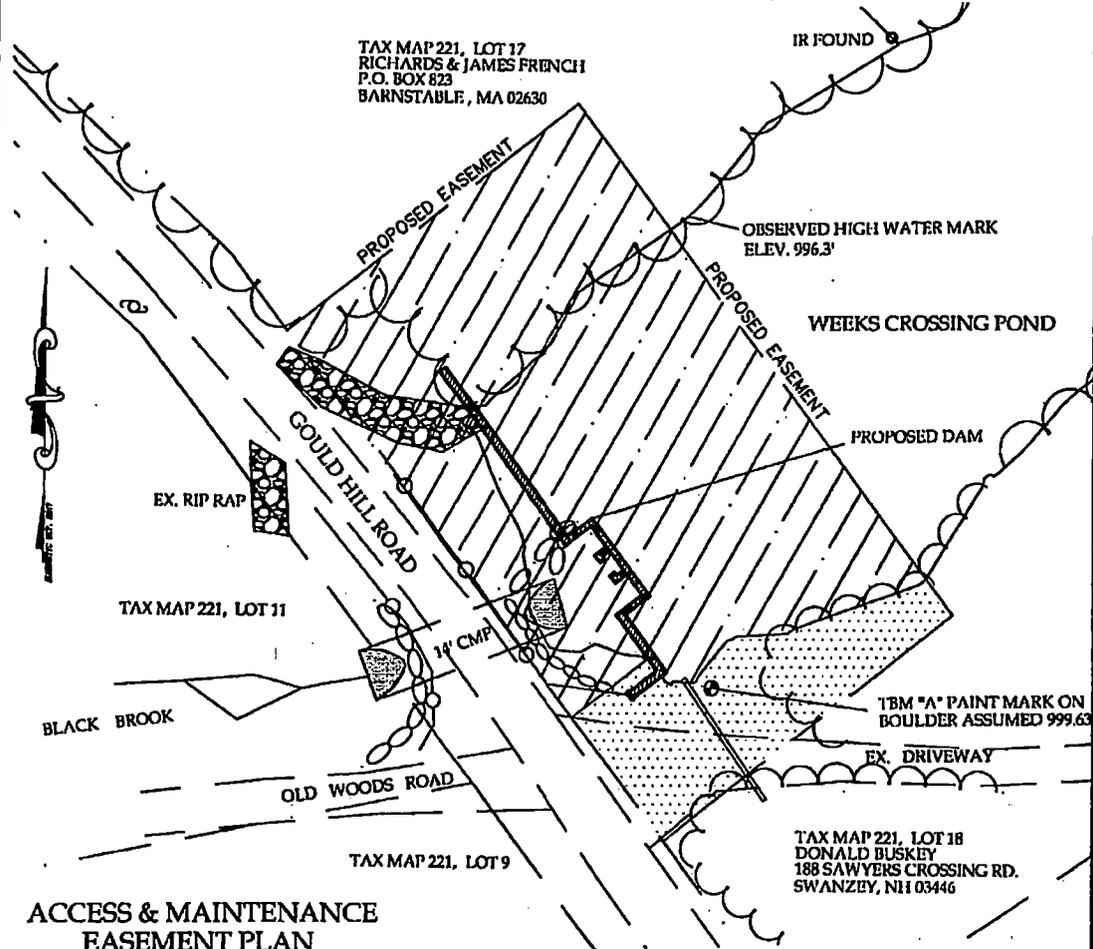
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 SEE G.C.R.D. BK. 943, PG. 419.

LEGEND

-  EXISTING TREELINE
-  EDGE OF GRAVEL
-  EASEMENT LINE
-  EXISTING EDGE OF WATER
-  ABUTTERS PROPERTY LINE
-  GUARD RAIL
-  UTILITY POLE
-  BUSKEY EASEMENT
-  FRENCH EASEMENT



**ACCESS & MAINTENANCE
 EASEMENT PLAN
 ON
 TAX MAP 221, LOTS 17 & 18
 WEEKS CROSSING DAM # 244.07
 WARREN, N.H.**

ATTACHMENT A



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DATE: JAN. 2019	DAM NUMBER 24407
ENG. BY: DFG	DRAWN BY: P.L.B.
CHECKED BY: MCS	SCALE: 1" = 40'
SHEET 1 OF 1	WEEKS CROSSING EXC