

DEED RESTRICTION

DEED RESTRICTION to reference Book 4663, Page 0950, Conservation Land in the Town of Atkinson, Rockingham County, New Hampshire.

Property Address: 17 East Road, Map 15 Lot 27. A plan of the land is recorded as RCRD D-33598.

At the 2007 Town of Atkinson town meeting, Article 2007-27, the legislative body voted to authorize placing 20 acres of town owned land at Sawyer Avenue, Map 4, Lot 11 under a conservation easement in return for recreation use of 10 acres at 17 East Road.

This document defines a contract between the Atkinson Conservation Commission and the Atkinson Recreation Commission. The recreation commission is empowered to enter into contracts by RSA 35-B:3 and agreed by unanimous vote at their December 3, 2007 meeting to abide by the terms of this deed restriction.

As the authority having jurisdiction over 17 East Road under RSA 36-A:4, as specifically allowed under RSA 35-B:6, Use of Public Properties for Leisure Time Activities, and in return for the conservation easement being placed on the 20 acre parcel at Map 4, Lot 11, we the Atkinson Conservation Commission, by unanimous vote at our December 3, 2007 meeting grant the following uses of 17 East Road to the Town of Atkinson Recreation Commission.

1. The right to create permeable surface walking paths.
2. The right to build and install pedestrian bridges over the existing brook to allow for access to the walking paths.
3. The right to install and manage outdoor sports fields on the east side of said brook.
4. The right to construct parking areas east of said brook exclusively for the use of the recreational area.
5. The right to use the existing barn located on the Property for storage, a concession area and bathrooms, and to conduct any and all remodeling and/or renovations which may be required in connection therewith.

Grant of these uses is subject to the condition that the area West of the brook and a 50' buffer East of the brook and associated wetlands are to remain as a wooded buffer area, except for construction of pedestrian bridges and walking paths.

The uses granted above are in perpetuity and run with the land.

This is a Municipal Conveyance under RSA 78-B:2 I, and is exempt from real estate transfer tax.

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2008 JAN 30 AM 11:22

ROCKINGHAM COUNTY
REGISTRY OF DEEDS

TOWN OF ATKINSON CONSERVATION COMMISSION

By: Tim Dzielinski

Title: CHAIRMAN, ATKINSON CONSERVATION COMMISSION
Duly Authorized

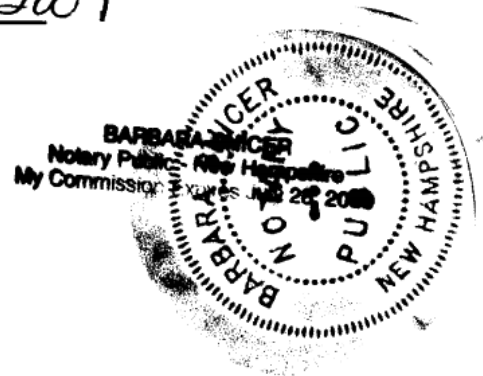
Date: 1/29/08

The State of New Hampshire
County of ROCKINGHAM

Personally appeared TIM DZIECHOWSKI
Print Name & Title
of the Town of ATKINSON Conservation Commission, this 29th day of
JANUARY, 2008, and acknowledged the foregoing on behalf of the
Town of ATKINSON Conservation Commission.

Before me, Barbara Sizer
Justice of the Peace/Notary Public

My commission expires: July 28, 2009



TOWN OF ATKINSON RECREATION COMMISSION

By: Patricia A. Mangini
Title: Recreation Commission Chair
Duly Authorized

Date: 1/29/08

The State of New Hampshire
County of ROCKINGHAM

Personally appeared PATRICIA A. MAGINI
Print Name & Title
of the Town of ATKINSON Recreation Commission, this 29th day of
JANUARY, 2008, and acknowledged the foregoing on behalf of the
Town of ATKINSON Recreation Commission.

Before me, Barbara Snice
Justice of the Peace/Notary Public

My commission expires: July 28, 2008

