

Property Address: 54 Clark Street, Northampton, MA (Hampshire County)

## GRANT OF EASEMENT

**CITY OF NORTHAMPTON**, a Massachusetts municipal corporation having an address of 210 Main Street, Northampton, Massachusetts 01060, (hereinafter referred to as the Grantor), for consideration of One (\$1.00) Dollar, grants to **MASSACHUSETTS ELECTRIC COMPANY**, 40 Sylvan Road, Waltham, Massachusetts 02451, a Massachusetts corporation, and **VERIZON NEW ENGLAND INC.**, a New York corporation, 6 Bowdoin Square, 9<sup>th</sup> Floor, Boston, Massachusetts 02114, (hereinafter referred to as the Grantees) with quitclaim covenants, the perpetual right and easement to construct, reconstruct, repair, maintain, operate and patrol, for the transmission of high and low voltage electric current and for the transmission of intelligence and telephone use, lines to consist of, but not limited to, three (3) poles, one (1) pushbrace, (which may be erected at different times) with wires and cables installed thereon, and all necessary foundations, anchors, guys, braces, fittings, equipment and appurtenances (hereinafter referred to as the "OVERHEAD SYSTEM") over, across, under and upon the Grantor's land in Northampton, Hampshire County, Massachusetts, to serve Grantor's property.

Said "OVERHEAD SYSTEM" is to be located in, through, under, over, across and upon Grantor's property, which is located on the easterly side of Clark Street, to originate from Pole #7, which is located on the easterly side of Clark Street, then proceed in a southeasterly direction by northwesterly direction over, across and upon land of Grantor to new Pole P#7-1, new Pole P#7-2, and existing Pole P#7-3, (formerly known as Pole #9-8), to become established by and upon the final installation thereof by the Grantees.

Said "OVERHEAD SYSTEM" to include a Pushbrace to be installed on property located on the easterly side of Clark Street and is to originate from existing pole numbered P#7 which is located on the easterly side of Clark Street, and extend in a southeasterly direction over, upon and across land now or formerly of the Grantor. Said pushbrace is to become established by and upon the final installation thereof by the Grantee.

WR#30423079

Address of Grantee:

Mass. El., 40 Sylvan Road, Waltham, Massachusetts 02451

Verizon, 6 Bowdoin Square, 9<sup>th</sup> Floor, Boston, Massachusetts 02114

Return to:

Nadine J. Morancy

National Grid USA

Service Company, Inc.

939 Southbridge Street

Worcester, MA 01610

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Also with the further perpetual right and easement from time to time without further payment therefore to pass and repass, over, across and upon Grantor's land, as is reasonable and necessary, in order to renew, replace, repair, remove, add to, maintain, operate and patrol and otherwise change said "OVERHEAD SYSTEM" and each and every part thereof and to make such other excavation or excavations as may be reasonably necessary in the opinion and judgment of the Grantees, their successors and assigns, and to clear and keep cleared the portions and areas of the premises wherein the "OVERHEAD SYSTEM" is specifically located of such trees, shrubs, bushes, above ground and below ground structures, objects and surfaces, as may, in the opinion and judgment of the Grantees, interfere with the efficient and safe operation and maintenance of the "OVERHEAD SYSTEM".

It is agreed that the "OVERHEAD SYSTEM" shall remain the property of the Grantees, their successors and assigns, and that the Grantees, their successors and assigns, shall pay all taxes assessed thereon. Grantor agrees that the rights and easement herein granted are for the purpose of providing service to Grantor's property and the further right to service others from said "OVERHEAD SYSTEM". The Grantor, for itself, its successors and assigns, covenant and agrees with the Grantees, for themselves, their successors and assigns, that this Grant of Easement and the location of the "OVERHEAD SYSTEM" may not be changed or modified without the written consent of the Grantees, their successors and assigns, which consent may be withheld by the Grantees in their sole discretion. The rights and easement herein granted are over, across and upon a certain parcel of land more particularly described in a Taking dated September 27, 1950, recorded with the Hampshire County Registry of Deeds, Book 1079, Page 73.

And further, said "OVERHEAD SYSTEM" (locations of the electrical equipment and other facilities on the hereinbefore referred to premises of the Grantor) is approximately shown on a sketch entitled: "Exhibit A – Not to Scale; The exact location of said Facilities to be established by and upon the installation and erection of the facilities thereof.; **ELECTRIC DISTRIBUTION CONSTRUCTION EASEMENT**; nationalgrid; Owner: CITY OF NORTHAMPTON; WR# 30423079; Address: #54 CLARK ST. NORTHAMPTON, MA; Date: 11/3/2021; Drawn By: D. TAGGART; **Sketch to Accompany Easement for : INSTALLATION OF (2) NEW POLES & (2) ANCHORS & (1) PUSH BRACE & EXISTING P#7-3 ON PRIVATE PROPERTY TO SERVE #54 CLARK STREET. NORTHAMPTON, MA; DRAWING NOT TO SCALE. DISTANCES ARE APPROXIMATE.**", a reduced copy of said sketch is attached hereto as "Exhibit A", copies of which are in the possession of the Grantor and Grantees herein, but the final definitive locations of said "OVERHEAD SYSTEM" shall become established by and upon the installation and erection thereof by the Grantees.

Following such installation, Grantor may, at its sole cost and expense, prepare and submit to Grantee for review and approval an “as-built” plan in recordable form showing the permanent locations of the “OVERHEAD SYSTEM”, [and the Easement Area], following which Grantor and Grantee, at Grantor's sole expense, may enter into an amendment to this easement to establish such permanent locations with such plan attached.

It is the intention of the Grantor to grant to the Grantee, its successors and assigns, all the rights and easements aforesaid and any and all additional and/or incidental rights needed to install, erect, maintain and operate within a portion of the Grantor's land an “OVERHEAD SYSTEM” for the transmission of intelligence and for supplying electric service for the building, buildings or proposed buildings shown on the last herein referred to sketch or amended plan.

For Grantor's title, see a Taking dated September 27, 1950, recorded with the Hampshire County Registry of Deeds, Book 1079, Page 73.

**IN WITNESS WHEREOF**, the CITY OF NORTHAMPTON has caused its corporate seal to be hereto affixed and these presents to be signed in its name and behalf by Gina-Louise Sciarra, its Mayor, being thereto duly authorized this \_\_\_\_\_ day of \_\_\_\_\_, 2022.

CITY OF NORTHAMPTON

\_\_\_\_\_  
By: Gina-Louise Sciarra  
Its: Mayor

Commonwealth of Massachusetts

County of \_\_\_\_\_ } ss.

On this the \_\_\_\_\_ day of \_\_\_\_\_, 2022, before me,  
Day Month

\_\_\_\_\_ the undersigned Notary Public,  
Name of Notary Public

personally appeared GINA-LOUISE SCIARRA proved to me through satisfactory evidence of identity, which was

\_\_\_\_\_,  
Description of Evidence of Identity

to be the person whose name is signed on the preceding Grant of Easement and acknowledged to me that she signed it voluntarily for its stated purpose, as the Mayor of the CITY OF NORTHAMPTON.

\_\_\_\_\_  
Signature of Notary Public

\_\_\_\_\_  
Printed Name of Notary

My Commission Expires \_\_\_\_\_

Place Notary Seal and/or Any Stamp Above

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CITY OF NORTHAMPTON

TO

MASSACHUSETTS ELECTRIC  
COMPANY  
AND  
VERIZON NEW ENGLAND INC.

GRANT OF EASEMENT

**RETURN TO:**

NADINE J. MORANCY  
NATIONAL GRID USA  
SERVICE COMPANY, INC.  
939 SOUTHBRIDGE STREET  
WORCESTER, MA 01610