

AFTER RECORDING, PLEASE RETURN TO:

Colonial Drive Sewer Association
c/o NH Brown Law, PLLC
20 Noble Street
Somersworth, NH 03878

Carroll County New Hampshire Registry of Deeds
Book 3751 Page 0254 Page 1 of 4

Recorded on 12/08/2023 at 12:28 PM
TID: 4271556 Doc # 202300109580

LCHIP: 25.00 CAA158823

**SEWER FACILITIES
DEED OF TRANSFER
AND
EASEMENT AGREEMENT**

(non-contractual transfer)

AGAPE COMMUNITY CHURCH, a New Hampshire voluntary corporation, with a physical and mailing address of 80 Bean Road, Moultonborough, New Hampshire, in its corporate capacity and on behalf of its officers and directors, and together with any successors and assigns (hereinafter collectively referred to as "Grantor") GRANTS TO the **COLONIAL DRIVE SEWER ASSOCIATION**, a voluntary corporation existing under the laws of the State of New Hampshire, with a mailing address of c/o 47 Colonial Drive, Moultonborough, New Hampshire, its successors, assigns, licensees, lessees and permittees (hereinafter collectively referred to as "Grantee"), WITH WARRANTY COVENANTS, Grantor's right, title, and interest in and to its properties and assets associated with the Colonial Drive sewer system located in or near Colonial Drive in Moultonborough, New Hampshire, subject to the terms and conditions as described below:

All right, title, and interest to all existing sewer easements previously established to allow access to operate, maintain, improve, upgrade, repair or replace the following sewer facilities serving Colonial Drive:

1. The sole and exclusive right, title, and interest in real estate easements "for the construction and maintenance" of the sewer pump station and sewer lines identified in the plan entitled "Subdivision Plan – Lands of Center Harbor Christian Church (Tax Map 40 Lots 38 & 38F), Bean Road, Moultonborough, Carroll County, NH, 22 November 2004", recorded at Plan Book 213, Pages 27-28.
2. The sole and exclusive right, title, and interest in rights and easements pertaining to the sewer system reserved in Article III of the *Colonial Oaks Bean Road and Oakwood Lane Moultonborough, New Hampshire Declaration of Covenants, Restrictions and Easements* recorded at Book 2498, Page 533 and the *First Amendment of Declaration of*

Covenants, Restrictions and Easements for Colonial Oaks Bean Road and Oakwood Lane Moultonborough, New Hampshire recorded at Book 2584, page 407.

3. All sewer system pipes, appurtenances, mains, fixtures, and related assets used in the transmission of sewer within the Colonial Drive subdivision, excluding customer-owned service lines.
4. All permits, licenses, or other rights, if any, granted by governmental authorities that are used or necessary for the lawful operation or ownership of the sewer system located in Colonial Drive in Moultonborough, New Hampshire.
5. Electric service account for the sewer pump station with New Hampshire Electric Cooperative.

The above sewer mains, manholes, appurtenances, and rights, titles, and interests are hereinafter collectively referred to as the "Sewer Facilities".

It is agreed that the sewer services pipes, mains, manholes, and related equipment installed within the Colonial Drive subdivision and the above easement areas, whether fixed to the realty or not, shall be and remain the property of the Grantee, its successors and assigns.

The rights, titles, and interests herein conveyed shall run with the land and shall burden the land in perpetuity.

< REMAINDER OF PAGE BLANK >

The Grantee herein accepts the rights, titles, and interests herein conveyed and agrees to comply with the terms and conditions of said conveyance and easement.

COLONIAL DRIVE SEWER ASSOCIATION

Michael S. Thurston

Name: Michael S. Thurston

Title: President

Duly authorized by a September 6, 2023 vote of the
Colonial Drive Sewer Association

STATE OF NEW HAMPSHIRE
CARROLL COUNTY, SS.

On this 8th day of December, 2023 appeared the above named Michael S. Thurston, personally known to me (or satisfactorily proven) to be the person whose name appears on the within instrument and acknowledged that he executed the same for the purposes herein contained, as the duly authorized President of Colonial Drive Sewer Association, on behalf of the corporation.

Before me,

Valle Hall

Notary Public/Justice of the Peace

My commission expires: June 2, 2026

[seal]



EXECUTED and effective this 8th day of December, 2023.

AGAPE COMMUNITY CHURCH

Kevin W. Straughan

Kevin W. Straughan, President

STATE OF NEW HAMPSHIRE
CARROLL COUNTY, SS

On this 8th day of December, 2023 appeared the above named Kevin W. Straughan, personally known to me (or satisfactorily proven) to be the person whose name appears on the within instrument and acknowledged that he executed the same for the purposes herein contained, as the duly authorized President of Agape Community Church, on behalf of the corporation.

Before me,

Valle Val

Notary Public/Justice of the Peace

My commission expires: June 2, 2026

[seal]

