

**DISPOSAL FROM THE
STATE OF NEW HAMPSHIRE
TO
BURTON & BARBARA BIATHROW**

**LEBANON
GRAFTON COUNTY REGISTRY**

QUITCLAIM
KNOW ALL MEN BY THESE PRESENTS

THAT, The State of New Hampshire, whose mailing address is Department of Transportation, 1 Hazen Drive, P.O. Box 483, Concord, NH 03302-0483, pursuant to RSA 4:40 and RSA 228:67, for considerations paid, to it in hand before the delivery hereof, from Burton H. Biathrow and Barbara L. Biathrow, whose address is Route 4 East Lebanon, NH, and a mailing address of PO Box 282 Lebanon, NH 03766, has remised, released and forever QUITCLAIMED, and by these presents, does remise, release and forever quitclaim unto said Burton H. Biathrow and Barbara L. Biathrow, as joint tenants with rights of survivorship, their heirs, successors, and assigns forever, subject to the conditions of this deed:

Any and all interest the State of New Hampshire has in a tract of land, which is part of the Northern Railroad corridor, now owned by the State of New Hampshire, in the City of Lebanon bounded and described as follows:

Being a portion of the Northern Railroad corridor as shown on Railroad Valuation Sheet V32.1/61 and nearly opposite Engineering Station 3185+85, on file in the records of the Department of Transportation's Bureau of Rail and Transit; bounded on the northeast by a line measured forty-nine and five tenths (49.5) feet southwesterly of and parallel with the center line of the main track, as shown on the above-mentioned Railroad Valuation Sheet; bounded on the northwest by the division line between land formerly of the State of New Hampshire and now of Robert S. Poulos, said division line being nearly opposite and perpendicular to Engineering Station 3189+04; bounded on the southwest by the Mascoma Lake shore line; bounded on the southeast by the division line between land formerly of the State of New Hampshire and now of Philip Tanguay, Nancy Tanguay and Barbara Tanguay, said division line being nearly opposite and perpendicular to Engineering Station 3185+49; and containing fourteen hundredths (0.14) acres, more or less.

Burton H. Biathrow and Barbara L. Biathrow acknowledge and accept the following: 1) The Northern Railroad corridor may be reactivated for rail service and the State of New Hampshire, lessee, successors or assigns reserves the right to restore rail service without compensation of any kind to Burton H. Biathrow and Barbara L. Biathrow. 2) In the event that rail service is reactivated on the Northern Railroad corridor, no crossing between the property and the adjacent railroad corridor will be permitted at this location. 3) During the interim, the Northern Railroad corridor will be but not limited to non-motorized recreational use and snowmobile use in accordance with RSA 216-F.

Excepting and Reserving to the State of New Hampshire and the Water Resources Council, its successors and assigns the right to flow water onto said property being conveyed to the Burton H. Biathrow and Barbara L. Biathrow to an elevation of 754.00 U.S.G.S.

Meaning and intending to convey a portion of that railroad corridor conveyed by the Boston and Maine Corporation to the State of New Hampshire by Release Deed, dated July 5, 1995, and recorded in the Grafton County Register of Deeds on July 15, 1995 in Book 2149 Pages 254 - 260.

TO HAVE AND TO HOLD said premises, with all the privileges and appurtenances thereunto belonging to Burton H. Biathrow and Barbara L. Biathrow, their heirs, successors and assigns forever.

IN WITNESS WHEREOF, The State of New Hampshire has caused its name to be set and its seal to be hereunto affixed by Carol A. Murray, Commissioner of the New Hampshire Department of Transportation, duly authorized and executed this 22nd day of MAY, 20 07.

Signed, Sealed and Delivered
in the presence of

Karen Jennison

STATE OF NEW HAMPSHIRE
DEPARTMENT OF TRANSPORTATION

Carol A. Murray
Commissioner

THE STATE OF NEW HAMPSHIRE
COUNTY OF MERRIMACK

On this 22nd day of MAY, 20 07, before me, WILLIAM A. BOUDREAU the undersigned officer, personally appeared Carol A. Murray who acknowledged as being the Commissioner of the Department of Transportation, and that as such Commissioner, being authorized so to do, executed the forgoing instrument for the purposes therein contained, by signing the name of the State of New Hampshire by herself as Commissioner of the Department of Transportation.

IN WITNESS WHEREOF, I hereunto set my hand and official seal.

WILLIAM A. BOUDREAU, Notary Public
My Commission Expires January 19, 2008

William A. Boudreau
NOTARY PUBLIC

Approved by New Hampshire Council on Resources and Development on September 3, 1998.
Approved by Long Range Capital Planning and Utilization Committee on August 20, 2002.
Approved by Governor and Executive Council on September 25, 2002, Item # 146.