



CORPORATION EASEMENT

Birnam Woods Association, Inc., Grantor

To
Edgartown Water Department, Grantee

I/WE, Birnam Woods Association, Inc.

hereinafter called the Grantor, is hereby acknowledged, grants with QUITCLAIM COVENANTS to Town of Edgartown Water Department of the Commonwealth of Massachusetts, with usual place of business in said Edgartown, 24 Machacket Road, Post Office Box 238, Edgartown, Massachusetts, 02539, hereinafter called the Grantee, the perpetual right and easement to lay, maintain, operate, repair, replace and relocate water pipes, main services, valves, shutoffs, fittings, fire hydrants and other appurtenant water facilities in, on under and through the way or ways in the Town of Edgartown, hereinafter referred to for the purpose of supplying water to the abutters on said ways and for the purpose of interconnecting with and supplying water to and from other parts of the EDGARTOWN WATER DEPARTMENT system now and hereafter constructed and for any and all the purposes and powers of the EDGARTOWN WATER DEPARTMENT.

The location of all such water pipes, lines and other EDGARTOWN WATER DEPARTMENT fixtures is to be determined and fixed by the Grantee herein when and as actually laid hereunder.

This easement includes the right to enter upon said way or ways for the purpose of inspecting and repairing the water facilities and the right to open, dig up, and reopen said way or ways from time to time for the purpose hereof, the Grantee to restore the surface of said way or ways as nearly as reasonable may be to the same condition as the way or ways were at the time of opening or reopening thereof.

The Grantee shall have all other rights and benefits necessary or convenient for the full enjoyment and use of the rights hereinbefore granted including but not limited to, the right to remove and to clear all rocks, trees, brush, limbs, structures or other obstructions, which may interfere with this easement.

Any and all pipe and other facilities laid hereunder shall be, become and remain the property of the Town of Edgartown Water Department.

The private way or ways all in the Town of Edgartown in which said pipe lines may be laid are more particularly shown on a plan hereinafter referred to and are named as follows:

Duncan Close and Donalbin Close

and as filed at the County of Dukes County Registry of Deeds, Edgartown, Case File Number 143.

For deed reference see Land Court Certificate of Title No. _____ and/or Book 377, Page 686, recorded with the Dukes County Registry of Deeds.

IN WITNESS WHEREOF the Grantor herein named sets his/her hand and seal this 12th day of OCTOBER, 2007.

William T. LeRoy
Grantor William T. LeRoy, President
Birnam Woods Association, Inc.

COMMONWEALTH OF MASSACHUSETTS

Dukes _____, ss. OCTOBER 12TH, 2007.

Then personally appeared before me the aforesaid William T. LeRoy, President
Birnam Woods Association, Inc.
And attested the foregoing instrument to be his/her free act and deed.

[Signature]
Notary Public
My Commission expires: MARCH 24, 2011

Attest: Dianne E. Powers Register