

**ACQUISITION FROM THE  
DONALD AND ANN MCGARITY**

**MADISON**

**CARROLL COUNTY REGISTRY**

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QUITCLAIM

KNOW ALL MEN BY THESE PRESENTS,

THAT, We, Donald McGarity and Ann McGarity (hereinafter the McGaritys), husband and wife, of Gardner Hill, Tamworth, New Hampshire, for consideration received, which is hereby acknowledged, does grant to the STATE OF NEW HAMPSHIRE, acting by the Department of Transportation, 1 Hazen Drive, P.O. Box 483, Concord, New Hampshire 03302-0483, with QUITCLAIM covenants.

A transportation easement over, under and through the railroad corridor of the former Portsmouth, Great Falls and Conway Railroad corridor in the Town of Madison, County of Carroll, State of New Hampshire bounded and described as follows:

Being all that land that is measured 15 feet easterly and 15 feet westerly of the center line of the main track of said railroad corridor within the bounds of land of the McGaritys. Bounded on the north by the southerly sideline of Route 113 as now traveled; bounded on the east and west by other land of the McGaritys and bounded on the south by land now or formerly of Earle F. and Isabelle F. Knowles.

Excepting and Reserving to the McGaritys, their heirs and assigns the right to use the land now occupied by the addition to the building known as "Lakeside General Store" that lies within the above-described transportation easement; with the right to cross and recross the railroad track in the vicinity of the Lakeside General Store.

Except that, if the corridor is restored to rail service,

1. The rights described in the preceding paragraph shall terminate, and

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*Jennifer J. Brackett, Deputy*  
REGISTER OF DEEDS

BK 1733 PG 880

2. A transportation easement is hereby conveyed to the State over all that land that lies between the shoreline of Silver Lake and the eastern bound of the easement described above.

The right of the McGaritys, their heirs and assigns, to use the land under the store addition shall also terminate if the addition is removed or destroyed.

All in accordance with an agreement reached between the Parties and to be executed and recorded herewith.

TO HAVE AND TO HOLD the said premises, with all the privileges and appurtenances thereunto belonging to the said Grantee and its assigns forever.

IN WITNESS WHEREOF We Donald McGarity and Ann McGarity, husband and wife, release to said grantee all rights of homestead and other interest therein this 10<sup>th</sup> day of September, in the year of our Lord 1997.

Signed, sealed and Delivered

By: Donald McGarity  
Donald McGarity

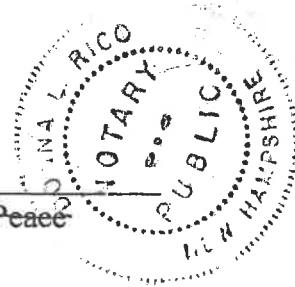
By: Ann McGarity  
Ann McGarity

On this the 10 day of Sept, 1997 before me, Donna L. Rice, the undersigned officer, personally appeared Donald McGarity and Ann McGarity, known to me (or satisfactorily proven) to be the person described in the foregoing instrument, and acknowledged that he executed the same in the capacity therein stated and for the purpose therein contained.

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

By: *Donna G. Lee*  
Notary Public/Justice of the Peace



My commission expires on: 6/23/98