

Return to:

**Christopher Morgan
Administrator
Bureau of Rail & Transit
NH Department of Transportation
P.O. Box 483
7 Hazen Drive
Concord, New Hampshire 03302-0483**

**IF RECORDED; THIS IS A TRANSFER
BETWEEN AGENCIES OF THE
STATE OF NEW HAMPSHIRE AND IS
THEREFORE EXEMPT FROM THE
NEW HAMPSHIRE REAL ESTATE
TRANSFER TAX PURSUANT TO RSA
78-B:2(I)**

**Transfer of Management Responsibility
of a Portion of Abandoned Railroad Corridor
From The New Hampshire Department of Transportation
To The New Hampshire Department of Resources and Development
Bennington, Deering, and Hillsborough, NH
THIS IS NOT A TRANSFER OF TITLE**

The State of New Hampshire, Department of Transportation, whose address is PO Box 483, 7 Hazen Drive, Concord, New Hampshire 03302-0483, (DOT), transfers to the State of New Hampshire, Department of Resources and Economic Development, of 172 Pembroke Road, P.O. Box 1856, Concord, 03302-1856, County of Merrimack, (DRED), pursuant to Governor and Executive Council approval on July 15, 2009, item #149, management responsibilities to the following land held in title by the State of New Hampshire:

A certain parcel of land in the Towns of Bennington, Deering, and Hillsborough, Hillsborough County, New Hampshire, being a portion of the so called "Hillsborough Branch" line, beginning at approximate centerline engineering station ("CLE") 1197+06 in the Town of Bennington and continuing through the Towns of Deering and Hillsborough to the terminus at CLE 787+77.4 all within Hillsborough County, New Hampshire. Said property is shown on a series of nine primary sheets entitled "Right of Way and Track Map," Boston and Maine RR Co., Valuation Section V34/9 through V34/1, on file with the State of New Hampshire, Department of Transportation, Bureau of Rail and Transit, 7 Hazen Drive, Concord, NH 03302-0483.

Being a portion of that property conveyed in by Boston and Maine Corporation to the State of New Hampshire in by Deed, and recorded in the Hillsborough County Registry of Deeds January 17, 1989, at Book 5080 Pages 1086-1103, and subject to all the covenants, conditions, and reservations therein.

Further subject to the right retained by the Department of Transportation to restore rail or other transportation service on the corridor, to maintain drainage on the property, and to exercise a right of first refusal prior to the sale of any portion of the property. The Department of Resources and Economic Development agrees to contact the Division of Historical Resources prior to any major construction or excavation activities on the property.

It is hereby made a part of the before mentioned consideration and a condition to this instrument that the property taxes, if any, are to be pro-rated as of the date of execution of this instrument.

Executed this 6th day of September, 2011.

THE STATE OF NEW HAMPSHIRE
DEPARTMENT OF RESOURCES
AND ECONOMIC DEVELOPMENT

By: George M. Bald
George M. Bald, Commissioner

STATE OF NEW HAMPSHIRE
COUNTY OF MERRIMACK, SS

On this 6th day of September, 2011, personally appeared George M. Bald, Commissioner of the Department of Resources and Economic Development of the State of New Hampshire, known to me or satisfactorily proven to be the person described in this document, and acknowledged that he was duly authorized to execute this document.

Diane L. Hartford
Notary Public/Justice of the Peace
My commission expires September 9, 2014

THE STATE OF NEW HAMPSHIRE
DEPARTMENT OF TRANSPORTATION

By: Michael P. Pillsbury
Michael P. Pillsbury,
Deputy Commissioner

STATE OF NEW HAMPSHIRE
COUNTY OF MERRIMACK, SS

On this 14 day of September, 2011 personally appeared Michael P. Pillsbury, Deputy Commissioner of the New Hampshire Department of Transportation, known to me or satisfactorily proven to be the person described in this document, and acknowledged that he was duly authorized to execute this document.

Diane L. Hartford
Notary Public/Justice of the Peace
My commission expires: _____

DIANE L. HARTFORD
Notary Public
My Commission Expires May 20, 2014

Approved by Governor and Council on July 15, 2009, Item #149