

**WARRANT
SPECIAL TOWN MEETING
HARPSWELL, MAINE
NOVEMBER 7, 2017**

To Catherine J. Doughty, a resident of the Town of Harpswell, in the County of Cumberland, State of Maine:

You are hereby required in the name of the State of Maine to notify and warn the inhabitants of the Town of Harpswell qualified to vote in Town affairs to assemble at the (1) Fellowship Hall at Elijah Kellogg Church, 917 Harpswell Neck Road, for voters who reside on Harpswell Neck and Mountain Road; (2) Cundy's Harbor Community Building, 837 Cundy's Harbor Road, for voters who reside on Great Island; and (3) Old Orr's Island Schoolhouse, 1594 Harpswell Islands Road, for voters who reside on Orr's and Bailey Islands, on Tuesday, the seventh day of November, 2017 at 8:00 am of said day, to act on Articles 1 through 3.

Art. 1 – To choose a Moderator to preside at said meeting.

(POLLS WILL OPEN AS SOON AS ARTICLE ONE HAS BEEN ACTED UPON AND WILL CLOSE AT 8:00 P.M.)

Art. 2 – To vote by secret ballot on the following Referendum Question:

To see if the Town will vote to appropriate the sum of \$50,000 from unassigned fund balance for professional assistance with FEMA (Federal Emergency Management Agency) related matters including proposed modifications to flood insurance rate maps for the Town of Harpswell, such funds to be carried over in a reserve fund for such purpose until the project is complete.

Recommended by Selectmen

Art. 3 – To vote by secret ballot on the following Referendum Question:

To see if the Town will vote to authorize the Board of Selectmen to negotiate the terms of and accept delivery of a perpetual, non-exclusive easement under, over and across a portion of a certain parcel of land located in the Town of Harpswell, being a portion of property owned by David A. and Whitley C. Marshall (Tax Map 8, Lot 82), such easement area being more particularly described in Exhibit A (the "Easement Area"), for purposes of collecting, discharging and draining surface and ground water from Leeman Road, a town way, and from the surrounding area, into and onto the Easement Area, and for purposes of entering upon the Easement Area in order to remove, install, inspect, maintain, repair and replace a culvert or other pipes or appurtenances connected with such drainage.

Recommended by Selectmen

The Selectmen hereby give notice that the Registrar of Voters will be available at the Town Office during regular business hours for the entire week preceding said meeting to receive applications of persons claiming the right to vote at said meeting and to make corrections to the list of voters. Registrations will be accepted at the meeting.

Given under our hand this twenty-eighth day of September, A.D. 2017.


Richard A. Daniel


Kevin E. Johnson


David I. Chipman
Harpwell Board of Selectmen

EASEMENT

KNOW ALL PERSONS BY THESE PRESENTS, that David A. and Whitley C. Marshall, whose mailing address is 1761 Harpswell Islands Road # B, Orr's Island, ME 04066 (the "Grantors"), GRANT to the **TOWN OF HARPSWELL**, a public body corporate and politic with a place of business in Harpswell, Cumberland County, Maine ("Grantee"), certain perpetual rights and easements as hereinafter described over, under and through a portion of the Grantors' property situated in Harpswell, Cumberland County, Maine described in a deed to the Grantors dated September 29, 2015 and recorded in the Cumberland County Registry of Deeds in Book 32630, Page 139 (the "Grantors' Property"). That portion of the Grantors' Property subject to this Easement is described in Exhibit A, attached hereto and is hereinafter referred to as the "Easement Area."

The right and easement to enter upon the Easement Area to remove, install, maintain, repair and replace the existing culvert located within the Easement Area, and any related improvements and appurtenances thereto, for purposes of carrying, discharging and draining surface and storm water, together with the right at all times to trim, cut down and remove bushes, trees and other vegetation and growth within the Easement Area, and to excavate or place fill within the Easement Area to the extent necessary in the reasonable judgment of the Grantee for any of the above purposes.

Reserving to the Grantors, their heirs, successors and assigns, the use and enjoyment of the Easement Area for all purposes which do not materially interfere with the rights and easements granted herein.

This Easement shall be binding upon and inure to the benefit of the Grantors and the Grantee, and their respective heirs, successors and assigns.

IN WITNESS WHEREOF, the Grantors have executed this instrument as of the _____ day of _____, 2017.

WITNESS:

STATE OF MAINE
COUNTY OF CUMBERLAND, ss. _____

Then personally appeared the above-named _____ and
acknowledged the foregoing instrument to be their free act and deed.

Before me,

Notary Public/Attorney-at-Law

Print Name

My Commission expires: _____

Exhibit A
Deed Description
Of
Proposed Drainage Easement
Over land of
David A. & Whitley C. Marshall
For
Town of Harpswell

An easement over a certain parcel of land situated on the northeasterly side of Leeman Road on Orr's Island in the Town of Harpswell, County of Cumberland, State of Maine and being bounded and described more particularly as follows:

Beginning at a point in a paved drive on the northeasterly side of Leeman Road at a point being located S29°53'15"E a distance of 99.92 feet from the the most westerly corner of land of these grantors located in Leeman Road and on the southeasterly sideline of Harpswell Islands Road;

Thence N73°23'35"E a distance of 97.20 feet;

Thence S16°36'25"E a distance of 30.00 feet;

Thence S73°23'35"W a distance of 82.16 feet to a point northeasterly of Leeman Road;

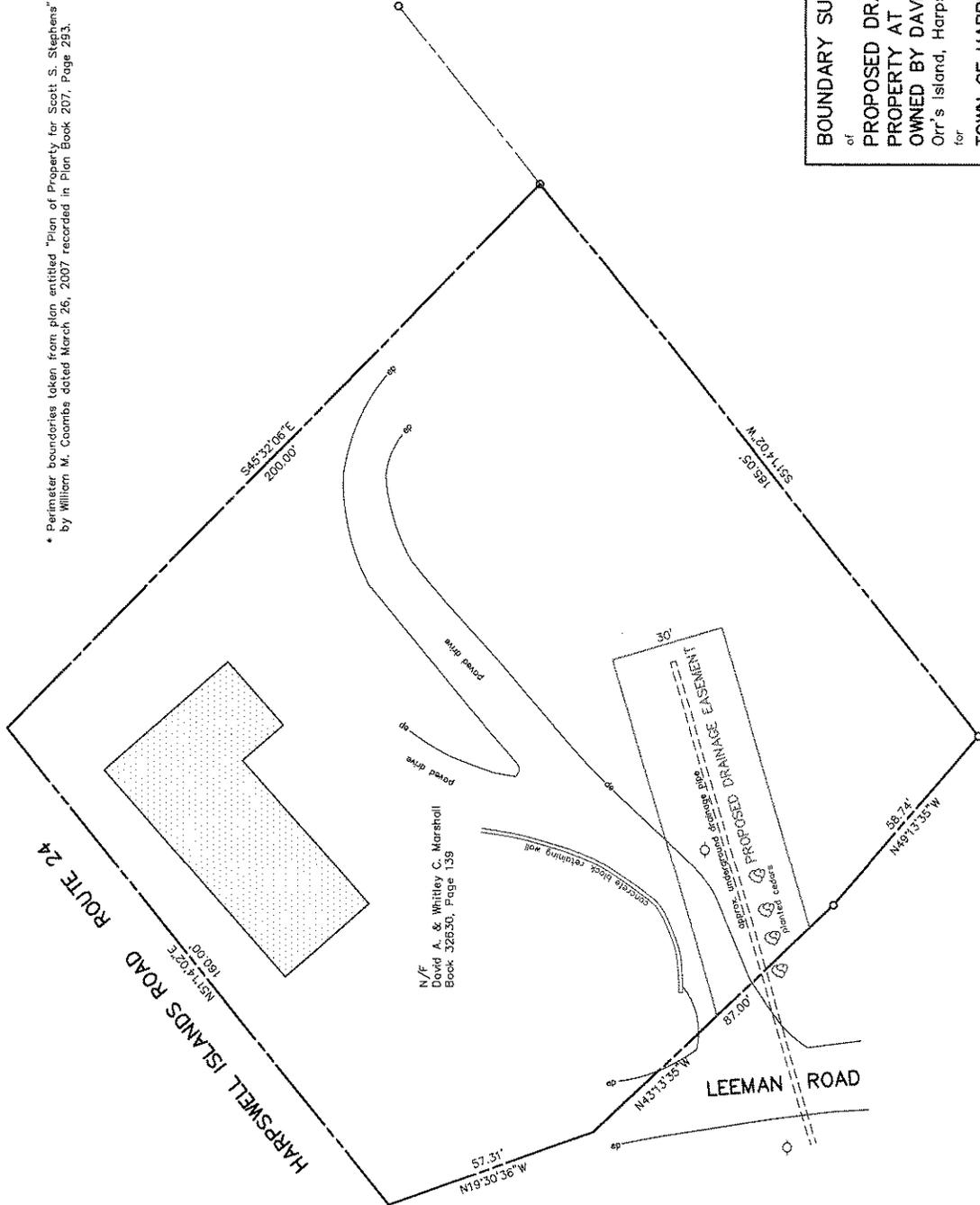
Thence N43°13'35"W a distance of 33.56 feet to the **Point of Beginning**.

Meaning and intending to describe an easement area containing 2690 square feet over the land conveyed to these grantors, David A. & Whitley C. Marshall by deed recorded in Book 32630, Page 139 at the Cumberland County Registry of Deeds.

Further reference can be made to a plan of land entitled "Boundary Survey of Proposed Drainage Easement upon Property at 1761 Harpswell Islands Road owned by David A. & Whitley C. Marshall for Town of Harpswell" by MidCoast Survey Co. dated September 18, 2017.



* Perimeter boundaries taken from plan entitled "Plan of Property for Scott S. Stephens" by William M. Coombs dated March 26, 2007 recorded in Plan Book 207, Page 293.



BOUNDARY SURVEY

of
**PROPOSED DRAINAGE EASEMENT UPON
 PROPERTY AT 1761 HARPSWELL ISLANDS RD
 OWNED BY DAVID A. & WHITLEY C. MARSHALL**
 Orr's Island, Harpswell, Maine
 for
TOWN OF HARPSWELL

	DATE: Sept. 11, 2017
	DRAWN BY: BKJ
	CHECKED BY: BKJ
	SCALE: 1"=20'
PROJ. NO: 1731-01	

