

VOL 236 PAGE 349

TO ALL PEOPLE TO WHOM THESE PRESENTS SHALL COME, GREETING:

KNOW YE, THAT the Town of Stonington, a municipal corporation in the County of New London and State of Connecticut, herein after referred to as Grantor, for the consideration of THIRTY-FIVE THOUSAND (\$35,000.00) DOLLARS, received to its full satisfaction of the Town of Westerly, a municipal corporation in the State of Rhode Island, hereinafter referred to as Grantee, does give, grant, bargain, sell and confirm unto to the said Town of Westerly,

A certain tract or parcel of land situated in the Village of Pawcatuck, Town of Stonington, County of New London State of Connecticut shown on a map entitled, "Plan of Property of The Dahl Oil Company, Inc., Pawcatuck, Connecticut To Be Conveyed to the Town of Stonington", Scale 1" = 40' March 1981, Hayward-Holbrook, Engineers and Surveyors.

BEGINNING at an iron pipe found set in the ground located on the southwesterly corner of Noyes Avenue, said point being the northeast corner of land now or formerly of Jose T. Carmellia Botelho; thence running N 22° 14' 28" W a distance of 34.03 feet to a point, said point being the southeast corner of land now or formerly of Rose, Nellie and Joseph Lombardo and the northeast corner of Noyes Avenue; thence running N 38° 04' 40" W a distance of 110.43 feet to land now or formerly of Leo J. Hogan and the northwest corner of the herein described parcel, the last two mentioned courses are bounded westerly in part by Noyes Avenue and in part by land now or formerly of Rose, Nellie and Joseph Lombardo; thence running N 52° 48' 37" E a distance of 27.22 feet to an angle point; thence running N 53° 45' 54" E a distance of 60.00 feet to an angle point; thence running N 54° 43' 11" E a distance of 60.02 feet to an angle point; thence running N 55° 11' 48" E a distance of 60.03 feet to an angle point; thence running N 55° 00' 33" E a distance of 43.89 feet to an angle point; thence running N 58° 13' 21" E a distance of 105 feet, more or less, along an existing fence line to the Pawcatuck River, said point being the northeast corner of the herein described parcel, the last six mentioned courses are bounded northerly in part by lands now or formerly of Leo J. Hogan, in part by lands now or formerly of Rita R. Brown, in part by lands now or formerly of George A. and Margaret M. Wildes, and in part by lands now or formerly of David A. and Brenda J. Reynolds; thence turning and running in a southerly direction by and with the Pawcatuck River a distance of 522.5 feet, more or less, to land now or formerly of the Penn Central Railroad, said point being the southeast corner of the herein described parcel, the last mentioned course is bounded easterly by the Pawcatuck River; thence turning and running in a southwest direction along the arc of a curve having a radius of 2951.93 feet a distance of 437.33 feet, more or less, to a point in said line, the last mentioned course is bounded southerly by the Penn Central Railroad; thence running S 75° 00' 14" W

LAW OFFICES OF  
HWAY, LONDREGAN,  
LEUBA AND  
MCNAMARA, P.C.  
ATTORNEYS AT LAW  
119 WHALE OIL ROW  
P.O. BOX 1351  
V LONDON, CT 06320

117 HATHALL AVENUE  
P.O. BOX 396  
WESTIC, CT 06355

108 MAIN STREET  
P.O. BOX 817  
ANTIC, CT 06357

NO CONVEYANCE TAX COLLECTED  
RUTH WALLER  
TOWN CLERK OF STONINGTON

VOL 236 PAGE 350

a distance of 149.20 feet to the southeasterly corner of land now or formerly of Frank and Frances LoPresto and the southwesterly corner of the herein described parcel, the last mentioned course is bounded southerly by lands now or formerly of The Dahl Oil Company, Inc; thence running N 14° 44' 32" W a distance of 223.79 feet to an iron pin found set in the ground; thence running N. 14° 09' 57" W a distance of 79.00 feet to an iron pin found set in the ground; thence running N 11° 18' 47" W a distance of 80.01 feet to an iron post found set in the ground at the southwesterly corner of lands now or formerly of Gerlinde DeZeeuw, the last three mentioned courses are bounded westerly in part by lands now or formerly of Frank and Frances LoPresto, in part by lands now or formerly of the Pawcatuck Fire District, and in part by lands now or formerly of the Town of Stonington; thence running N 54° 03' 10" E a distance of 97.38 feet to an iron pin found set in the ground at the southeasterly corner of land now or formerly of Jose T. and Carmellia Botelho; thence running N 34° 51' 50" W a distance of 159.02 feet to the point and place of beginning, the last mentioned course is bounded westerly by lands now or formerly of Jose T. and Carmellia Botelho. Herein described parcel contains 5.7 acres, more or less.

There is excluded from the above-described premises the following parcel:

BEGINNING at an iron pipe found set in the ground at the north easterly corner of land now or formerly Jose T. & Carmelia Botelho and the southeasterly corner of Noyes Avenue and the southwesterly corner of herein described tract; thence running N 22° 14' 28" W a distance of 34.03 feet to the southeasterly corner of land now or formerly of Rose, Nellie, & Joseph Lombardo and the northeasterly corner of Noyes Avenue; said point being the point of curve on herein described cul-de-sac; the last described course is bounded westerly by Noyes Avenue; thence running in a clockwise direction along the arc of a curve a distance of 146.44 feet to the point of a reverse curve; the last described curve has a radius of 30.00 feet and a delta angle of 279° 41' 10"; the last described curve is bounded northerly, northeasterly, easterly, southeasterly, southerly & Southwesterly by land now or formerly of the Town of Stonington; thence running in a westerly direction along the arc of a curve a distance of 15.13 feet to the point and place of beginning, said curve having a radius of 19.99 feet and delta angle of 43° 21' 22"; the last described course is bounded southerly by land now or formerly of the Town of Stonington.

The grantor herein reserves the right for itself, its successors and assigns forever, an exclusive easement right, privilege and authority perpetually to construct, operate, repair, maintain, regulate, control, and supervise a public park and playground for the purposes of recreation upon, over,

LAW OFFICES OF  
 HWAY, LONDREGAN,  
 LEUBA AND  
 MCNAMARA, P.C.  
 ATTORNEYS AT LAW  
 UR WHALE OIL ROW  
 P.O. BOX 1351  
 W LONDON, CT 06320

HITTELL AVENUE  
 P.O. BOX 396  
 HASTIC, CT 06355

308 MAIN STREET  
 P.O. BOX 617  
 HASTIC, CT 06357

VOL 236 PAGE 357

under, across and through, lands of the Grantee together with free public access to the Pawcatuck River, which easement is bounded and described as follows:

BEGINNING at the southeasterly corner of land now or formerly of David A. & Brenda J. Reynolds and the northeasterly corner of herein described tract, said point being located on the westerly highwater mark of the Pawcatuck River; thence running in a southerly direction along the highwater mark of the Pawcatuck River a distance of 522.5 feet more or less to a point located on the Northerly right of way line of the land now or formerly of the Penn Central Railroad and the westerly highwater mark of the Pawcatuck River, said point being the southeasterly corner of herein described tract, the described course is bounded easterly by Pawcatuck River; thence running in a southwesterly direction along the northerly right of way line of the Penn Central Railroad a distance of 53.00 feet more or less to the south westerly corner of herein described tract, the last described course is bounded southerly by the Penn Central Railroad; thence running in a northwesterly direction in a line parrallel with the highwater mark of the Pawcatuck River a distance of 570.00 feet more or less, to the northwesterly corner of herein described tract and to land now or formerly of David A. & Brenda J. Reynolds, the last described course is located 50 feet westerly from the highwater mark of the Pawcatuck River and is bounded westerly by land now or formerly of the Town of Stonington; thence running N 58° 13' 21" E a distance of 52 feet more or less to the point and place of beginning.

The Grantor also reserves the right of access to the above-described parcel for recreational purposes across the hereinafter described drainage easement.

The Grantor herein reserves the right to drain upon, over, under, across and through lands of the grantee, which easement is bounded and described as follows:

COMMENCING at a point located on the westerly side of the Pawcatuck River, said point being the southeasterly corner of property now or formerly of David A. & Brenda J. Reynolds; thence running in a southerly direction along the westerly highwater mark of the Pawcatuck River a distance of 155 feet more or less to the northeasterly corner of herein described tract; thence running in a southerly direction along the westerly highwater mark a distance of 25 feet more or less to the southeasterly corner of herein described tract, the last described course is bounded easterly by the Pawcatuck

W OFFICES OF  
AY. LONDREGAN,  
LEURA AND  
NAMARA, P.C.  
ATTORNEYS AT LAW  
WHALE OIL ROW  
O. BOX 1351  
MIDDLETOWN, CT 06320

DELL AVENUE  
O. BOX 396  
MIDDLETOWN, CT 06355

MAIN STREET  
O. BOX 617  
MIDDLETOWN, CT 06357

VOL 236 PAGE 352

River; thence running in a westerly direction a distance of 230 feet more or less to the southwesterly corner of herein described tract, said point being located on the easterly road line of Noyes Avenue; the last described course is bounded southerly by land now or formerly of the Town of Stonington; thence running in a North, Northwesterly direction along the arc of a curve a distance of 30 feet more or less to the northwesterly corner of herein described tract, said curve has a radius of 30 feet; the last described course is bounded westerly and southwesterly by Noyes Avenue; thence running in an easterly direction a distance of 236 feet more or less to the point and place of beginning; the last described course is bounded northerly by the land now or formerly of the Town of Stonington.

The Grantor herein reserves the right for itself, its successors and assigns forever, an exclusive easement right, privilege and authority to construct, operate, repair and maintain a sanitary sewer line or vain in upon, over, under, across and through lands of the Grantee located in Pawcatuck, Town of Stonington, County of New London and State of Connecticut, which easement is bounded and described as follows:

A certain tract or parcel of land situated in the Village of Pawcatuck, Town of Stonington, County of New London and State of Connecticut is bounded and described as follows:

Commencing at the southeasterly corner of land now or formerly of George A. & Margaret M. Wildes and the southwesterly corner of land now or formerly of David A. & Brenda J. Reynolds; thence running N 55° 00' 33" E a distance of 43.89 feet to the northwesterly corner of herein described tract and point of beginning; the last described course is bounded northerly by land now or formerly of David A. & Brenda J. Reynolds; thence running N 58° 13' 21" E a distance of 62.18 feet to an iron pin set in the ground in the northeasterly corner of herein described tract, the last described course is bounded northerly by land now or formerly of David A. & Brenda J. Reynolds; thence running S 4° 41' 42" W a distance of 456.18 feet to an iron pin set in the ground at an angle point in said line, the last described course is bounded easterly by the land now or formerly of the Town of Stonington; thence running S 54° 03' 10" W a distance of 88.28 feet to an iron pin set in the ground at an angle in said line, the last described course is bounded southerly by land now or formerly of the Town of Stonington; thence running S 14° 09' 11" E a distance of 347.44 feet to an iron pin set in the ground at the southeasterly corner of herein described tract, the last described course is bounded easterly by land now or formerly of the Town of Stonington; thence running S 75° 00' 14" W a distance of 50.00 feet to an iron pin set in the ground at the southwesterly corner of herein

AW OFFICES OF  
WAY, LONDREGAN,  
LEUBA AND  
CINAMARA, P.C.  
CORNEYS AT LAW  
1 WHALE OIL ROW  
P.O. BOX 1351  
LONDON, CT 06320

ITEMALL AVENUE  
P.O. BOX 396  
STIC, CT 06355

8 MAIN STREET  
P.O. BOX 617  
LINTIC, CT 06357

VOL 236 PAGE 353

described tract and the southeasterly corner of land now or formerly of Frank and Frances LoPresto, the last described course is bounded southerly by land now or formerly of Dahl Oil Company; thence running N 14° 44' 32" W a distance of 223.79 feet to an iron pin found set in the ground at the northeasterly corner of land now or formerly of Frank and Frances LoPresto and the southeasterly corner of land now or formerly of the Pawcatuck Fire District, the last described course is bounded westerly by land now or formerly of Frank and Frances LoPresto; thence running N 14° 09' 57" W a distance of 79.00 feet to an iron pin found set in the ground at an angle point in said line; thence running N 11° 18' 47" W a distance of 80.01 feet to an iron pin found set in the ground at the northeasterly corner of land now or formerly of the Pawcatuck Fire District, the last two described courses are bounded westerly by the land now or formerly of the Pawcatuck Fire District; thence running N 54° 03' 10" E a distance of 97.38 feet to an iron pin found set in the ground at the southeasterly corner of land now or formerly of Jose T. & Carmelia Botelho, the last described course is bounded northerly in part by land now or formerly of Gerliñde B. DeZeeuw, in part by Jose T. & Carmelia Botelho; thence running N 4° 41' 42" E a distance of 396.25 feet to the point and place of beginning. Herein described tract contains 44,697.089 square feet.

Said land herein conveyed to be used exclusively for water production purposes by the Westerly Water Department and to include distribution to the Town of Stonington, and, whenever said land ceases to be used exclusively for such purposes, the same shall revert in fee ownership to the Grantor, Town of Stonington, and its successors and assigns. Said Town of Stonington shall pay the sum of THIRTY-FIVE THOUSAND (\$35,000.00) DOLLARS upon closing and the Town of Westerly shall furnish good title.

TO HAVE AND TO HOLD the above granted and bargained premises, with the appurtenances thereof, unto it the said Grantee, its heirs, successors and assigns forever, to it and their own proper use and behoof.

AND ALSO, the said Grantor does for itself, its heirs, executors and administrators, covenant with the said Grantee its successors, heirs and assigns, that at and until the en- sealing of these presents, it is well seized of the premises

W OFFICES OF  
AY, LONDREGAN,  
EUBA AND  
NAMARA, P.C.  
RNEYS AT LAW  
WHALE OIL ROW  
O. BOX 1351  
ONDON, CT 06320

EMALL AVENUE  
O. BOX 386  
TIC, CT 06355

MAIN STREET  
O. BOX 617  
TIC, CT 06357

VOL 236 PAGE 354

as a good indefeasible estate in FEE SIMPLE: and has good right to bargain and sell the same in manner and form as is above written; and that the same is free from all incumbrances whatsoever, except as hereinbefore mentioned.

AND FURTHERMORE, the said Grantor does by these presents bind itself and its heirs, executors and administrators forever to WARRANT AND DEFEND the above granted and bargained premises to the said Grantee, its successors, heirs and assigns, against all claims and demands whatsoever, except as hereinbefore mentioned.

IN WITNESS WHEREOF, I have hereunto set my hand and seal this 13<sup>th</sup> day of September in the year of our Lord nineteen hundred and eighty-two.

Signed, Sealed and Delivered in the presence of: TOWN OF STONINGTON

*Theodore M. Ladwig*  
THEODORE M. LADWIG  
*James M. Spellman*  
JAMES M. SPELLMAN  
FIRST SELECTMAN  
*Mary T. McCrea*  
MARY T. MCCREA

STATE OF CONNECTICUT ss STONINGTON  
COUNTY OF NEW LONDON

On this the 13<sup>th</sup> day of September, 1982, before me, Theodore M. Ladwig, the undersigned officer, personally appeared JAMES M. SPELLMAN, who acknowledged himself to be the First Selectman of the Town of Stonington, a municipal corporation, and that he as such First Selectman, being authorized so to do, executed the foregoing instrument for the purposes therein contained, by signing the name of the municipal corporation by himself as First Selectman.

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

*Theodore M. Ladwig*  
THEODORE M. LADWIG  
Commissioner of the Superior Court

W OFFICES OF  
VAY, LONDREGAN,  
LEUBA AND  
NAMARA, P.C.  
ORNEYS AT LAW  
WHALE OIL ROW  
P.O. BOX 1331  
LONDON, CT 06320

TEHALL AVENUE  
P.O. BOX 396  
STIC, CT 06355

1 MAIN STREET  
P.O. BOX 617  
NTIC, CT 06357

RECEIVED FOR RECORD  
STONINGTON, CT  
1982 SEP 13 P 3:08  
RUTH WALLEY  
TOWN CLERK