

Order 149-18/19

Passage: 8-0 (Ray absent) on 2/4/2019

Effective 2/14/2019

ETHAN K. STRIMLING (MAYOR)
BELINDA S. RAY (1)
SPENCER R. THIBODEAU (2)
BRIAN E. BATSON (3)
JUSTIN COSTA (4)

CITY OF PORTLAND
IN THE CITY COUNCIL

KIMBERLY COOK (5)
JILL C. DUSON (A/L)
PIOUS ALI (A/L)
NICHOLAS M. MAVODONES, JR (A/L)

**ORDER APPROVING AN EASEMENT
TO CENTRAL MAINE POWER AT PORTLAND OCEAN TERMINAL
FOR IMPROVED TRAFFIC FLOW AT CASCO BAY ROAD**

ORDERED, that the attached easement from Central Maine Power is hereby approved in substantially the form attached hereto; and

BE IT FURTHER ORDERED, that the City Council hereby authorizes the City Manager or his or her designee to execute said document and any other related documents necessary or convenient to carry out the intent of said document.

Easement
Underground Line

WO# 10300424155
Form 1199, Rev. 07/08

City of Portland, a Maine Municipality with a mailing address of 389 Congress St, Portland, ME, 04101 (Grantor(s)), for consideration given, grants to **CENTRAL MAINE POWER COMPANY**, a Maine Corporation with an office at 83 Edison Drive, Augusta, Maine 04336, and no telephone company, and their respective successors and assigns (collectively Grantees), with quitclaim covenants, the right and easement in common with others to erect, bury, maintain, rebuild, respace, patrol, operate, and remove and do all other actions involving electric and communication distribution equipment and facilities, consisting of wires and cables, together with all necessary fixtures and appurtenances under a portion of the surface of the land of the Grantor(s) in the City/Town of Portland, Cumberland County, Maine. The said equipment and facilities are attached to a line commencing at Pole/Pad 3, Commercial Street, Portland and extending to include Pole(s)/Pad(s) 3.1, Commercial Street, Portland. This easement affects land conveyed to the Grantor(s) in a deed from MDOT dated February 01, 1982, and recorded in the Cumberland County Registry of Deeds in Book 4916 Page 26. This easement is an easement in gross and is not for the sole purpose of serving the Grantor(s) or Grantor's land. The rights granted herein include the right to keep the surface of ground above its underground cables and other electrical equipment free from structures, improvements and growth which, in the judgment of the Grantees, may interfere with the proper operation or maintenance of said underground cables; and the right to enter upon the land of the Grantor(s) for any and all of the foregoing purposes.

Grantee shall promptly remove all waste, tools, and all material and equipment after each permitted entry upon the Grantor's property pursuant to this easement.

The rights herein granted are subject to any leases, easements, rights, restrictions, and/or mortgages of record, insofar as the same are now in force and applicable.

WITNESS the hand(s) and seal(s) of Grantor(s) duly authorized representatives on _____, ____.

Signed, Sealed and Delivered in the presence of:

City of Portland

Jon Jennings, City Manager

State of Maine

County of Cumberland

The above-named Jon P. Jennings, City Manager of the City of Portland, personally appeared before me this ____ day of _____, 2019 and acknowledged the foregoing instrument to be his free act and deed in his said capacity and the free act and deed of said City of Portland.

Notary Public/Attorney

Printed Name:

My Commission Expires: