



RECORDING 18.00
SURCHARGE 2.00

DECLARATION OF RESTRICTIVE COVENANT

KNOW ALL MEN BY THESE PRESENTS, that the TOWN OF RYE, a municipal corporation having a principal place of business at the Rye Town Hall, 10 Central Road, Town of Rye, County of Rockingham, State of New Hampshire, 03870, acting through its duly authorized Select Board, and pursuant to the Rockingham County Superior Court Order of February 16, 2021 in *David Choate, et al v. Town of Rye, et al*, hereby submits the property described by Exhibit A hereto (the "Property") to the following restrictive covenant. The Property is SITUATED IN THE TOWN OF RYE, COUNTY OF ROCKINGHAM, STATE OF NEW HAMPSHIRE.

- 1) The Property shall be used for purposes related to the Rye Public Library and shall be under the custody and management of the Trustees of the Rye Public Library (the "Trustees") so that public access and use shall be provided to any open space therein, subject to the Trustees right to reasonably regulate said public access and use.
- 2) The Property, or any portion thereof or interest therein, shall not be conveyed without a town meeting vote and the written consent of the Library Trustees. Said consent shall be recorded in the Rockingham County Registry of Deeds.

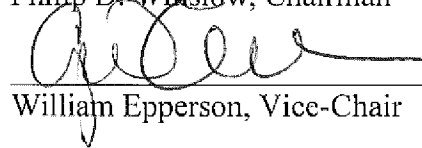
Signed this 23 day of February, 2021.

TOWN OF RYE SELECT BOARD

BY:



Philip D. Winslow, Chairman

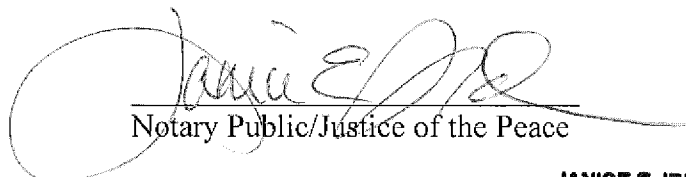


William Epperson, Vice-Chair

Mae C. Bradshaw, Selectwoman

STATE OF NEW HAMPSHIRE
ROCKINGHAM COUNTY

Personally appeared, before me, on this 23 day of February, 2021, the above named Philip D. Winslow and William Epperson, members of the Town of Rye Select Board, known to me or satisfactorily proven to be the persons whose names are subscribed to the foregoing instrument, and acknowledged that they executed the same for the purposes therein contained.


Notary Public/Justice of the Peace

My Commission Expires:

JANICE E. IRELAND
Notary Public - NH
My Comm. Expires Jan. 23, 2024

EXHIBIT A

Proposed Lot 1 as shown on a plan titled "Recording Minor Subdivision Plan 575 Washington Road, Rye, NH" dated 11-23-2020 prepared by James Verra & Associates, Inc. and recorded in the Rockingham County Registry of Deeds as Plan No. D-42497.

Proposed Lot 1 is more specifically described as:

Beginning at a point at the intersection of Olde Parish Road and Washington Road at the east corner of Proposed Lot 1 and running S 41° 35' 41" W a distance of 200.60 feet; thence turning and running N 46° 22' 48" W a distance of 30.26 feet to a point; thence continuing N 45° 30' 48" W a distance of 44.71 feet to a point; thence continuing N 12° 59' 01" W a distance of 6.89 feet to a point; thence continuing N 00° 59' 54" W a distance of 11.68 feet to a point; thence continuing N 17° 49' 35" E a distance of 10.56 feet to a point; thence turning and running N 43° 27' 22" E a distance of 160.86 feet to a point at Olde Parish Road; thence turning and running S 49° 02' 01" E along Olde Parish Road a distance of 87.25 feet to the point of beginning.