

NOTICE OF LAYOUT AND TAKING

The State of Maine by its Department of Transportation does hereby give notice to all whom it may concern:

That the Department of Transportation in accordance with the authority of Title 23 M.R.S. Section 651, has determined that public exigency requires the altering, widening, changing the grade, changing the drainage, laying out and establishing of a portion of State Highway "258" (Route 102/Main Street) in the Town of Southwest Harbor, County of Hancock.

That the Department of Transportation, in accordance with Title 23 M.R.S. Sections 701 and 651, hereby lays out the location of a portion of State Highway "258" (Route 102/Main Street) in the Town of Southwest Harbor.

That the Department of Transportation, in accordance with Title 23 M.R.S. Sections 651 and 151 to 159, has determined that public exigency requires the taking of all rights in land as hereinafter specified and described and as shown on a Right of Way Map, State Highway "258" (Route 102/Main Street), Town of Southwest Harbor, Federal Aid Project No. 2220400, (W.I.N. 022204.00), dated June 2020, on file in the Office of the Department of Transportation, (D.O.T./File No. 5-309) and to be recorded in the Registry of Deeds of Hancock County, a print of which is on-file in the office of the County Commissioners of Hancock County.

The Base Line of location of the portion of State Highway "258" (Route 102/Main Street) hereby laid out being described as follows:

Base Line Description

State Highway "258" (Route 102/Main Street) Base Line

Beginning at a point in the present traveled way of State Highway "258" (Route 102/Main Street), said point being about 600 feet southerly of its intersection with Wood Street and designated as P.C. Sta. -1+00.01;

Thence northeasterly by an 11°12'45.0" curve to the right, 58.49 feet to P.T. Sta. -1+58.50;

Thence N. 19°10'56.4" E. 11.32 feet to P.C. Sta. -1+69.82;

Thence northeasterly by a 17°07'44.5" curve to the right, 30.18 feet to P.C.C. Sta. 0+00.00;

Thence northeasterly by a 07°44'09.5" curve to the right, 121.39 feet to P.T. Sta. 1+21.39;

Thence N. 33°44'32.9" E. 122.10 feet to P.C. Sta. 2+43.49;

Thence northeasterly by a 08°51'32.9" curve to the left, 156.50 feet to P.T. Sta. 3+99.99;

Thence N. 19°52'40.9" E. 86.43 feet to P.C. Sta. 4+86.42;

Thence northeasterly by a 04°07'42.8" curve to the right, 177.30 feet to P.T. Sta. 6+63.72;

Thence N. 27°11'53.0" E. 75.78 feet to P.C. Sta. 7+39.50;

Thence northeasterly by a 03°14'14.3" curve to the left, 213.69 feet to P.T. Sta. 9+53.19;

Thence N. 20°16'49.5" E. 160.07 feet to P.C. Sta. 11+13.26;

Thence northeasterly by a 03°45'47.9" curve to the left, 302.11 feet to P.T. Sta. 14+15.37;

Thence N. 08°54'40.6" E. 184.63 feet to Sta. 16+00.00 at a point in the present traveled way of State Highway "258" (Route 102/Main Street).

DESCRIPTIONS OF EASEMENT AND/OR RIGHTS TAKING

The following described easement and/or rights in land are taken at the locations, in the manner, to the extent specified and as shown on the Right of Way Map hereinbefore mentioned:

DRAINAGE OUTLET/EASEMENT (Water Only)

The perpetual right to flow water over and across land adjoining the before referenced highway in the direction specified, as shown on the above-referenced Right of Way Map, at the following locations:

Parcel/ Item	Apparent Owner	Location: Lt./Rt.	Direction of Flow
2	Howland Real Estate, LLC	Sta. 1+53 Rt.	Southeasterly
6	Richard E. Fourment Temple H. Fourment	Sta. 3+45 Rt.	Southeasterly
19	Rugosa Ridge I, LLC	Sta. 14+06 Rt.	Easterly

CONSTRUCTION AND MAINTENANCE EASEMENT

The perpetual right to enter upon land outside of and adjoining the boundary lines of the above-referenced highway for all purposes necessary to construct, install, maintain, repair, remove and/or replace structures appurtenant to the Project as listed by type, below, within the limits defined by the "Construction and Maintenance Easement Limits" as shown on the above-referenced Right of Way Map, at the following locations:

Parcel/ Item	Apparent Owner	Type	Location Lt./Rt.
1	The Village at Ocean's End Condominium Association	Sidewalk	Sta. -1+60 to Sta. -1+95 Lt.

TEMPORARY CONSTRUCTION RIGHTS

The right, for the duration of the period of the Project construction as determined by the date of completion of construction according to the records of the Department of Transportation, to enter upon land outside of and adjoining the boundary lines of the above-referenced highway to perform the work as set forth below within the limits defined as "Temporary Construction Limits" as shown on the above-referenced Right of Way Map.

Said right may include, but is not limited to, necessary excavating, placing of fill material, curbing, loaming, seeding, paving, installation of structures, removal of trees, shrubs, bushes and other growth, selective cutting, trimming, and other necessary incidental work in grading said adjoining land, in addition to the temporary placement of utility poles including all related fixtures, overhead wires, guys, etc. in order to allow for project construction in accordance with all governing regulations and other requirements of law.

Parcel/ Item	Apparent Owner	Location and Station
1	The Village at Ocean's End Condominium Association	Sta. 0+05 to Sta. 1+12 Lt.
2	Howland Real Estate, LLC	Sta. 1+45 to Sta. 1+60 Rt.
3	Howland Real Estate, LLC	Sta. 1+05 to Sta. 1+60 Lt.
4	464 Main Street LLC	Sta. 1+59 to Sta. 1+90 Lt. Sta. 2+25 to Sta. 2+32 Lt.

Parcel/
Item

Apparent Owner

Location and Station

5	Carolyn Dyer	Sta. 2+32 to Sta. 2+75 Lt. Sta. 3+10 to Sta. 3+38 Lt.
6	Richard E. Fourment Temple H. Fourment	Sta. 3+35 to Sta. 3+55 Rt.
7	Acadia Shores, LLC	Sta. 3+38 to Sta. 4+09 Lt.
8	Keith W. Briggs Judith M. Briggs	Sta. 4+09 to Sta. 4+74 Lt.
9	James E. Roberts, Trustee Patricia L. Roberts, Trustee Pat L. and J.E. Roberts Trust	Sta. 4+73 to Sta. 5+09 Lt. Sta. 4+95 to Sta. 5+20 Lt.
10	Edward Dysart	Sta. 5+20 to Sta. 5+75 Lt.
11	Shelley Mitchell Joshua P. Mitchell	Sta. 6+80 to Sta. 7+04 Lt.
12	Richard E. Allen	Sta. 6+95 to Sta. 7+14 Lt.
13	David A. Krueger	Sta. 7+05 to Sta. 7+20 Lt.
14	Vanessa Zoe Allen	Sta. 8+30 to Sta. 8+75 Lt.
15	Lee L. Goff Suzanne J. Goff	Sta. 8+73 to Sta. 9+31 Lt.
16	Great Harbor Marina, Inc.	Sta. 9+90 to Sta. 10+51 Lt.
17	David Timothy Dysart Christine Jean Dysart	Sta. 10+90 to Sta. 11+34 Lt.
18	LaVerne E. Redlon Living Trust	Sta. 13+30 to Sta. 13+60 Lt. Sta. 13+70 to Sta. 14+05 Lt.
20	Landry Scott Macleod Virginia Louise Snowdeal	Sta. 10+43 Lt. (Access)
21	Luke C. Damon Jacqueline E. Damon	Sta. 11+10 Lt. (Access)

Parcel/
Item

Apparent Owner

Location and Station

22

Jacqueline E. Damon

Sta. 11+10 Lt. (Access)

23

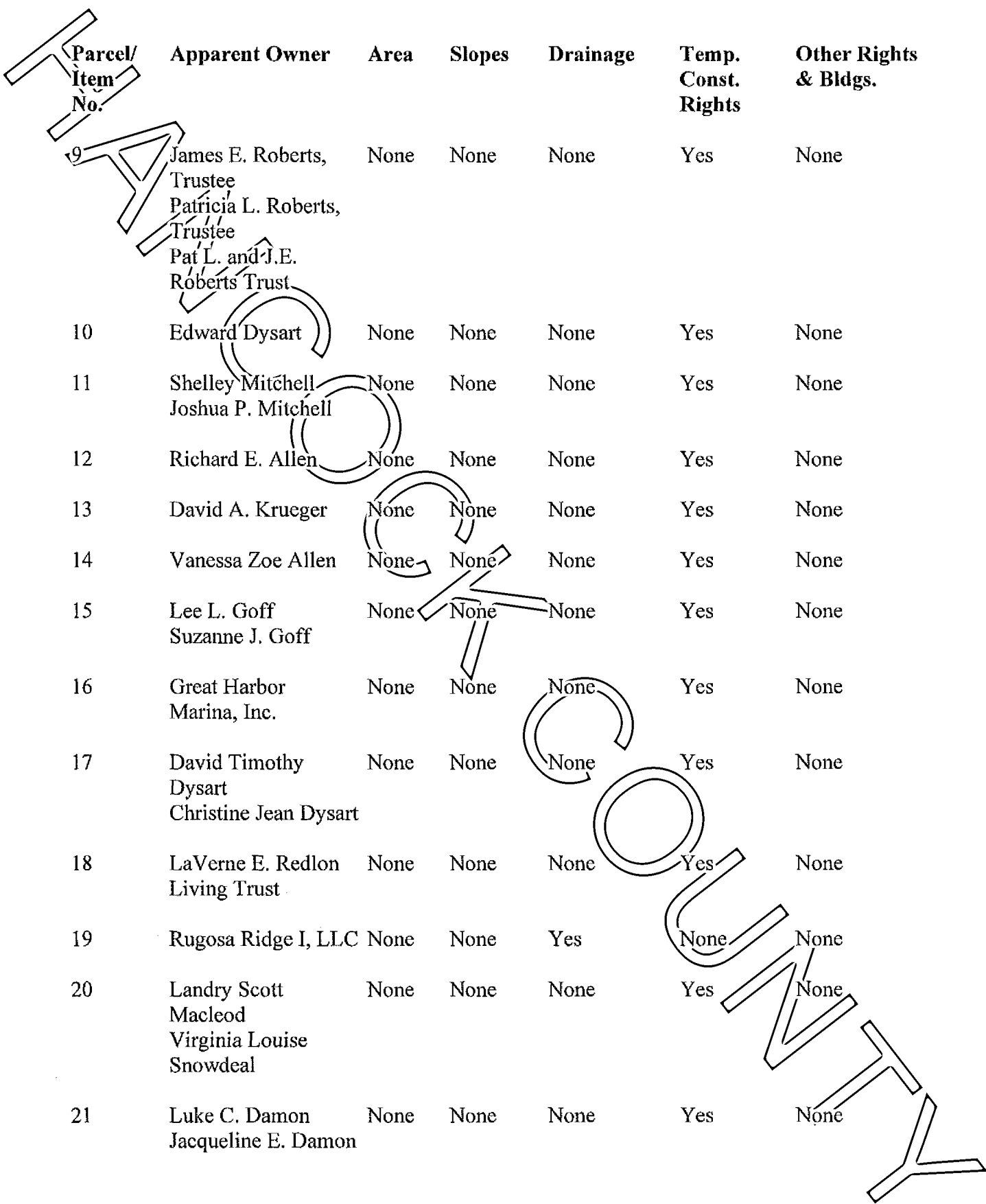
Roger S. Marquis
Mary E. Marquis

Sta. 11+10 Lt. (Access)

INFORMATIVE SUMMARY

The following is a list summarizing the parcel or item numbers, names of apparent owners of record of land and rights involved, estimated areas, and rights affected, within and adjacent to the before-referenced highway boundaries, as shown on the beforementioned Right of Way Map:

Parcel/ Item No.	Apparent Owner	Area	Slopes	Drainage	Temp. Const. Rights	Other Rights & Bldgs.
1	The Village at Ocean's End Condominium Association	None	None	None	Yes	Const. & Maint. Ease.
2	Howland Real Estate, LLC	None	None	Yes	Yes	None
3	Howland Real Estate, LLC	None	None	None	Yes	None
4	464 Main Street LLC	None	None	None	Yes	None
5	Carolyn Dyer	None	None	None	Yes	None
6	Richard E. Fourment Temple H. Fourment	None	None	Yes	Yes	None
7	Acadia Shores, LLC	None	None	None	Yes	None
8	Keith W. Briggs Judith M. Briggs	None	None	None	Yes	None



Parcel/ Item No.	Apparent Owner	Area	Slopes	Drainage	Temp. Const. Rights	Other Rights & Bldgs.
9	James E. Roberts, Trustee Patricia L. Roberts, Trustee Pat L. and J.E. Roberts Trust	None	None	None	Yes	None
10	Edward Dysart	None	None	None	Yes	None
11	Shelley Mitchell Joshua P. Mitchell	None	None	None	Yes	None
12	Richard E. Allen	None	None	None	Yes	None
13	David A. Krueger	None	None	None	Yes	None
14	Vanessa Zoe Allen	None	None	None	Yes	None
15	Lee L. Goff Suzanne J. Goff	None	None	None	Yes	None
16	Great Harbor Marina, Inc.	None	None	None	Yes	None
17	David Timothy Dysart Christine Jean Dysart	None	None	None	Yes	None
18	LaVerne E. Redlon Living Trust	None	None	None	Yes	None
19	Rugosa Ridge I, LLC	None	None	Yes	None	None
20	Landry Scott Macleod Virginia Louise Snowdeal	None	None	None	Yes	None
21	Luke C. Damon Jacqueline E. Damon	None	None	None	Yes	None

Parcel/ Item No.	Apparent Owner	Area	Slopes	Drainage	Temp. Const. Rights	Other Rights & Bldgs.
22	Jacqueline E. Damon	None	None	None	Yes	None
23	Roger S. Marquis Mary E. Marquis	None	None	None	Yes	None

SOUTHWEST HARBOR

2220400

WIN: 022204.00

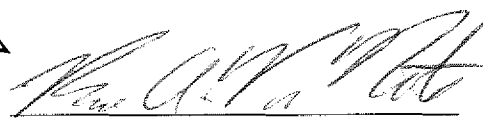
The Department of Transportation directs that this Notice of Layout and Taking be recorded in the Registry of Deeds of Hancock County and filed with the Town Clerk of the Town of Southwest Harbor and with the County Commissioners of Hancock County and published in the "Ellsworth American" a newspaper of general circulation in the County where said highway is located, and also directs that a copy of the Right-of-Way Map be filed with the County Commissioners of said County and also that Notice be sent by Certified Mail to any Owners and Mortgagees of Record.

Dated at Augusta, Maine

STATE OF MAINE
DEPARTMENT OF TRANSPORTATION

Date

11/17/21



Bruce A. Van Note, Commissioner

STATE OF MAINE
COUNTY OF KENNEBEC

Date

November 17, 2021

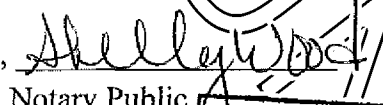
Personally appeared the above named Bruce A. Van Note, Commissioner, Department of Transportation, and acknowledged the foregoing instrument to be his free act and deed in his said capacity and the free act and deed of the State of Maine.

Before me,

Notary Public

Print Name:

My Commission Expires


SHELLY WOOD
NOTARY PUBLIC
KENNEBEC COUNTY
MAINE
MY COMMISSION EXPIRES DECEMBER 26, 2025