



2016 00044566

Bk: 23335 Pg: 53 Page: 1 of 10
 Doc: AMD 10/21/2016 12:59 PM
 ATTEST: Barry J. Amaral, Register
 Bristol County North Registry of Deeds

100
 Grantor: Attleboro Land Trust, Inc.
 Grantees: City of Attleboro, by and through its
 Conservation Commission, and
 Massachusetts Audubon Society, Inc.
 Address of Property: Wilmarth Street, Attleboro
 For title see Book 22821, Page 295

AMENDMENT TO CONSERVATION RESTRICTION

Roger and Deborah Richardson Nature Preserve, Attleboro

Attleboro Land Trust, Inc., a Massachusetts non-profit corporation duly established under the laws of Massachusetts and with a mailing address of P.O. Box 453, Attleboro, Massachusetts 02703, its successors and permitted assigns ("Grantor"), and the **City of Attleboro**, a Massachusetts municipal corporation with an address at 77 Park Street, Attleboro, Massachusetts, acting by and through its Conservation Commission pursuant to M.G.L. Chapter 40, Section 8C, its successors and permitted assigns, and **Massachusetts Audubon Society, Inc.**, a Massachusetts non-profit corporation with a principal office at 208 South Great Road, Lincoln, Massachusetts, its successors and permitted assigns (hereinafter collectively "Grantees") do hereby agree to amend that certain Conservation Restriction granted by the Attleboro Land Trust, Inc. to Grantees on June 20, 2016, and recorded in the Bristol North District Registry of Deeds in Book 23049, Page 212 (the "Conservation Restriction") for the purposes of imposing identical restrictions on two additional parcels of adjacent land, as follows:

To the definition of the Premises described in Exhibit A of the Conservation Restriction are added two parcels of land located at Wilmarth Street, City of Attleboro, Bristol County, Massachusetts comprising approximately 3.5 acres, being more particularly described in Exhibit A attached hereto. For Grantor's title see Bristol North District Registry of Deeds Book 22821, Page 295.

In Section VI on page 10, the ratio that appears at the end of the fourth line of the first full paragraph of the page shall be amended to read "0.669" instead of "0.714."

The above-referenced Conservation Restriction is otherwise affirmed and, together with the above amendment, remains in full force and effect.

One of said parcels (Lot 7 as shown on that certain plan of land entitled "Land Owned by the Stephen K. Richardson Revocable Trust & the Thomas O. Richardson Trust in Attleboro, Massachusetts" drawn by E. Otis Dyer, R.P.L.S., scale 1"=50,' dated December 3, 2015, and recorded at the Bristol North Registry of Deeds in Plan Book 503, Page 17) is included in compliance with regulations of the Massachusetts Conservation Land Tax Credit Program.

Attachments. Attached hereto and incorporated herein are the following:

Signature pages of:

Grantor: Attleboro Land Trust

Grantee: Attleboro Conservation Commission

Approval: Mayor of City of Attleboro

Approval: Attleboro City Council

Grantee: Massachusetts Audubon Society

Approval: Secretary of Energy and Environmental Affairs

Exhibit A: Description of Premises

Exhibit B: Sketch Plan of Premises

[SIGNATURES APPEAR ON FOLLOWING PAGES]

Executed under seal as of this 7th day of September, 2016.

ATTLEBORO LAND TRUST, INC.

Edwin F. Leach II
Edwin F. Leach II
President

Roy S. Belcher III
Roy S. Belcher III
Treasurer

COMMONWEALTH OF MASSACHUSETTS

Bristol, ss:

On this 7th day of September, 2016, before me, the undersigned notary public, personally appeared Edwin F. Leach II, proved to me through satisfactory evidence of identification which was Massachusetts Drivers Lic to be the person whose name is signed on the preceding document, and acknowledged to me that he signed it voluntarily for its stated purpose as President of the Attleboro Land Trust, Inc., a corporation.



SHARON L. RIVARD
Notary Public
Commonwealth of Massachusetts
My Commission Expires
April 4, 2019

Sharon L. Rivard
Notary Public
My Commission Expires: April 4, 2019

COMMONWEALTH OF MASSACHUSETTS

Bristol, ss:

On this 7th day of September, 2016, before me, the undersigned notary public, personally appeared Roy S. Belcher III, proved to me through satisfactory evidence of identification which was Massachusetts Drivers Lic to be the person whose name is signed on the preceding document, and acknowledged to me that he signed it voluntarily for its stated purpose as Treasurer of the Attleboro Land Trust, Inc., a corporation.



SHARON L. RIVARD
Notary Public
Commonwealth of Massachusetts
My Commission Expires
April 4, 2019

Sharon L. Rivard
Notary Public
My Commission Expires: April 4, 2019

ATTLEBORO CONSERVATION COMMISSION

We, the undersigned, being a majority of the Attleboro Conservation Commission, Massachusetts, hereby certify that at a public meeting duly held on 9-7-16, 2016, the Conservation Commission voted to accept and approve the foregoing Conservation Restriction Amendment with the Attleboro Land Trust, Inc., and Massachusetts Audubon Society, Inc., pursuant to M.G.L. Ch. 184, §32 and M.G.L. Ch. 40, § 8C.

Melissa Riley

Kathi D Conroy

Bertha M. Young

Don Ouellette

COMMONWEALTH OF MASSACHUSETTS

BRISTOL SS.

On this 7TH day of SEPT, 2016, before me, the undersigned notary public, personally appeared Melissa Riley, Kathi D Conroy, Bertha M Young and Don Ouellette

proved to me through satisfactory evidence of identification which was personal knowledge to be the person(s) whose name(s) are signed on the preceding document, and acknowledged to me that they signed it in their stated capacity, duly authorized, and voluntarily for its stated purpose.

Rob Mangaratti
Notary Public
My commission expires: 4/11/19



APPROVAL AND ACCEPTANCE BY MAYOR

I, Kevin J. Dumas, Mayor of the City of Attleboro, Massachusetts, hereby accept and approve the foregoing Conservation Restriction Amendment with the Attleboro Land Trust, Inc., and Massachusetts Audubon Society, Inc., as being in the public interest pursuant to M.G.L. Ch. 184, sections 31-33.

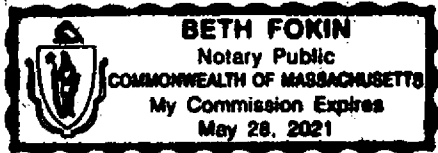
10/13/2016
Date

[Signature]
Kevin J. Dumas, Mayor

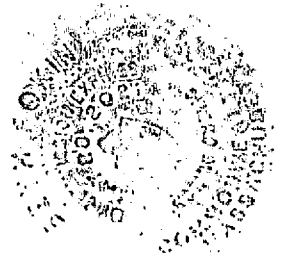
COMMONWEALTH OF MASSACHUSETTS

Bristol, ss.

On this 14th day of October 2016, before me, the undersigned notary public, personally appeared Kevin J. Dumas, proved to me through satisfactory evidence of identification which was personal knowledge to be the person whose name is signed on the preceding document, and acknowledged to me that he signed it in his stated capacity, duly authorized, and voluntarily for its stated purpose.



Beth Fokin
Notary Public
My commission expires: May 28, 2021



APPROVAL AND ACCEPTANCE BY CITY COUNCIL

We, the undersigned, being a majority of the City Council of the City of Attleboro, Massachusetts, hereby certify that at a public meeting duly held on OCTOBER 04, 2016, the City Council voted to accept and approve the foregoing Conservation Restriction Amendment with the Attleboro Land Trust, Inc., and Massachusetts Audubon Society, Inc., as being in the public interest pursuant to M.G.L. Ch. 184, sections 31-33.

Frank B. Cook, President

Peter Blais

J. A. Hall

Kate M. Jackson

James J. DiLisio

Jeremy Denlea

Heather J. Porreca

Richard J. Conti

Sara Reynolds

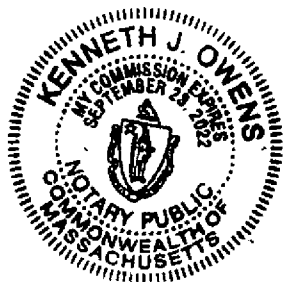
Shannon M. Heagney

COMMONWEALTH OF MASSACHUSETTS

Bristol, ss.

On this 11th day of OCTOBER 2016, before me, the undersigned notary public, personally appeared Frank B. Cook, Jeremy Denlea, Richard J. Conti, Sara Reynolds, James J. DiLisio, Peter Blais, Kate M. Jackson, Heather J. Porreca, Julie A. Hall and Shannon M. Heagney.

proved to me through satisfactory evidence of identification which was Personal Knowledge to be the person(s) whose name(s) are signed on the preceding document, and acknowledged to me that they signed it in their stated capacity, duly authorized, and voluntarily for its stated purpose.



Kenneth J. Owens
Notary Public
My commission expires: SEPTEMBER 23, 2022

Executed under seal as of this 22nd day of August, 2016.

MASSACHUSETTS AUDUBON SOCIETY, INC.

Gary R. Clayton
Gary R. Clayton, President

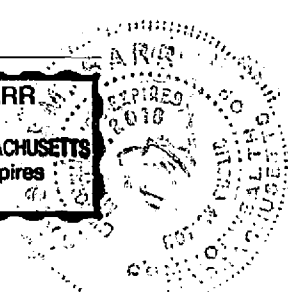
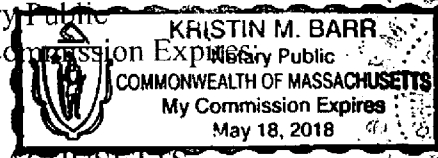
Nora Ann Frank
Nora Ann Frank, Assistant Treasurer

COMMONWEALTH OF MASSACHUSETTS

Middlesex, ss.

On this 22nd day of August, 2016, before me, the undersigned notary public, personally appeared Gary R. Clayton, proved to me through satisfactory evidence of identification, which was personal knowledge, to be the person whose name is signed on the preceding document, and acknowledged to me that he signed it voluntarily for its stated purpose as President of Massachusetts Audubon Society, Inc., a corporation.

Kristin M. Barr
Notary Public
My Commission Expires

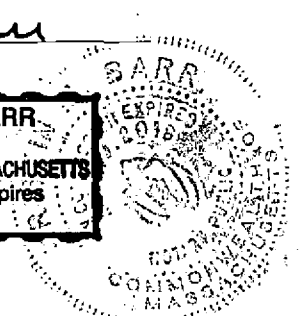
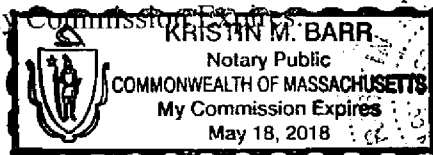


COMMONWEALTH OF MASSACHUSETTS

Middlesex, ss.

On this 22 day of August, 2016, before me, the undersigned notary public, personally appeared Nora Ann Frank, proved to me through satisfactory evidence of identification, which was personal knowledge, to be the person whose name is signed on the preceding document, and acknowledged to me that she signed it voluntarily for its stated purpose as Assistant Treasurer of Massachusetts Audubon Society, Inc., a corporation.

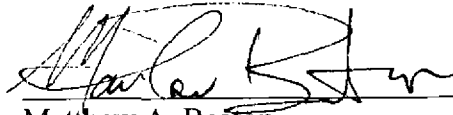
Kristin M. Barr
Notary Public
My Commission Expires



APPROVAL BY SECRETARY OF ENERGY AND ENVIRONMENTAL AFFAIRS
COMMONWEALTH OF MASSACHUSETTS

The undersigned, Secretary of the Executive Office of Energy and Environmental Affairs of the Commonwealth of Massachusetts, hereby certifies that the foregoing Conservation Restriction Amendment by and between the Attleboro Land Trust, Inc., the City of Attleboro, by and through its Conservation Commission, and the Massachusetts Audubon Society, Inc., has been approved in the public interest pursuant to M.G.L. Ch. 184, Section 32.

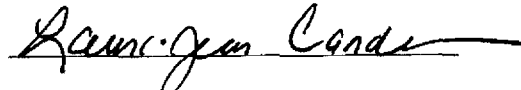
Date: September 21, 2016


Matthew A. Beaton
Secretary of Energy and Environmental Affairs

COMMONWEALTH OF MASSACHUSETTS

Suffolk, ss.

On this 21st day of September 2016, before me, the undersigned notary public, personally appeared Matthew A. Beaton, proved to me through satisfactory evidence of identification which was personal knowledge to be the person whose name is signed on the preceding document, and acknowledged to me that he signed it voluntarily for its stated purpose as Secretary of Energy and Environmental Affairs for the Commonwealth of Massachusetts.


Notary Public
My commission expires:


 **LAURA-JEAN CANDUCCI**
Notary Public
Commonwealth of Massachusetts
My Commission Expires
August 8, 2019

EXHIBIT A

Those two certain parcels of land situated on the southerly side of Wilmarth Street, in Attleboro, Bristol County, Massachusetts, shown as **Lot 6** and **Lot 7** on that certain plan of land entitled "Land Owned by the Stephen K. Richardson Revocable Trust & the Thomas O. Richardson Trust in Attleboro, Massachusetts" drawn by E. Otis Dyer, R.P.L.S., scale 1"=50,' dated December 3, 2015, and recorded at the Bristol North Registry of Deeds in Plan Book 503, Page 17, and comprising approximately 60,323 sq. ft. and 96,381 sq. ft., respectively,

But **excepting therefrom** that portion of Lot 6 bounded and described as follows:

Beginning at a point in a wall in the southerly line of Wilmarth Street, said point being the northwest corner of Lot 5 as shown on said plan; thence

S 0° 34' 05" W a distance of 266.18 feet to a point; thence turning and running

S 89° 32' 32" W a distance of 15.01 feet to a point; thence turning and running

N 0° 34' 05" E a distance of 266.08 feet to a point at a wall in the southerly sideline of Wilmarth Street; thence turning and running

N 87° 02' 03" E along said wall in the southerly sideline of Wilmarth Street a distance of 12.98 feet to a drill hole; thence turning and running

S 77° 29' 15" E along said wall in the southerly sideline of Wilmarth Street a distance of 2.10 feet to the point of beginning.

Said portion of Lot 6 containing approximately 4,005 square feet.

For illustration only, an excerpt of the plan is attached hereto as Exhibit B showing the area being added to the existing conservation restriction.

EXHIBIT B

Excerpt from Plan Book 503, Page 17, showing area of conservation restriction addition.

