

City of Portland, Maine – Building or Use Permit Application 389 Congress Street, 04101, Tel: (207) 874-8703, FAX: 874-8716

Location of Construction: 24 Winter Street 04102		Owner: Frederic S. Clarke		Phone: 772-4237		Permit No: 990553
Owner Address: 149 Hartley St. Portland, ME 04103		Lessee/Buyer's Name:		Phone:		BusinessName:
Contractor Name: Owner		Address:		Phone:		<div style="border: 2px solid black; padding: 5px; text-align: center;"> PERMIT ISSUED JUN 2 1999 CITY OF PORTLAND </div>
Past Use: Multifamily		Proposed Use: Same		COST OF WORK: \$ 500.00 PERMIT FEE: \$ 25.00		
				FIRE DEPT. <input checked="" type="checkbox"/> Approved <input type="checkbox"/> Denied INSPECTION: Use Group: Type:		
Proposed Project Description: Modification to existing egress window and fire escape.				PEDESTRIAN ACTIVITIES DISTRICT (P.A.D.) Action: <input type="checkbox"/> Approved <input type="checkbox"/> Approved with Conditions <input type="checkbox"/> Denied Signature: Date:		Zoning Approval: Special Zone or Reviews: <input type="checkbox"/> Shoreland <input type="checkbox"/> Wetland <input type="checkbox"/> Flood Zone <input type="checkbox"/> Subdivision <input type="checkbox"/> Site Plan maj <input type="checkbox"/> minor <input type="checkbox"/> mm <input type="checkbox"/>
Permit Taken By: UD		Date Applied For: 5-18-99				

1. This permit application does not preclude the Applicant(s) from meeting applicable State and Federal rules.
2. Building permits do not include plumbing, septic or electrical work.
3. Building permits are void if work is not started within six (6) months of the date of issuance. False information may invalidate a building permit and stop all work..

PERMIT ISSUED
WITH REQUIREMENTS

CERTIFICATION

I hereby certify that I am the owner of record of the named property, or that the proposed work is authorized by the owner of record and that I have been authorized by the owner to make this application as his authorized agent and I agree to conform to all applicable laws of this jurisdiction. In addition, if a permit for work described in the application is issued, I certify that the code official's authorized representative shall have the authority to enter all areas covered by such permit at any reasonable hour to enforce the provisions of the code(s) applicable to such permit

5-18-99

SIGNATURE OF APPLICANT	ADDRESS:	DATE:	PHONE:
RESPONSIBLE PERSON IN CHARGE OF WORK, TITLE		PHONE:	

White-Permit Desk Green-Assessor's Canary-D.P.W. Pink-Public File Ivory Card-Inspector

CEO DISTRICT

3

**THIS IS NOT A PERMIT/CONSTRUCTION CANNOT COMMENCE UNTIL THE
PERMIT IS ISSUED**

**Building or Use Permit Pre-Application
Attached Single Family Dwellings/Two-Family Dwelling
Multi-Family or Commercial Structures and Additions Thereto**

In the interest of processing your application in the quickest possible manner, please complete the Information below for a Building or Use Permit.

NOTEIf you or the property owner owes real estate or personal property taxes or user charges on ANY PROPERTY within the City, payment arrangements must be made before permits of any kind are accepted.**

Location/Address of Construction (include Portion of Building): <i>24 Winter St. Portland 04102</i>			
Total Square Footage of Proposed Structure		Square Footage of Lot <i>2100</i>	
Tax Assessor's Chart, Block & Lot Number Chart# <i>45</i> Block# <i>F</i> Lot# <i>12</i>		Owner: <i>* Frederic H. Clarke</i>	Telephone#: <i>772-4237</i>
Owner's Address: <i>* 149 Hartley St. Portland, Me. 04103</i>		Lessee/Buyer's Name (If Applicable)	Cost Of Work: <i>\$ 500^{est}</i> Fee <i>\$ 25</i>
Proposed Project Description:(Please be as specific as possible) <i>modifications to existing egress window and fire escape</i>			
Contractor's Name, Address & Telephone <i>Fred Clarke, 149 Hartley St. City</i>			Rec'd By <i>UB</i>
Current Use: <i>5 family multifamily</i>		Proposed Use: <i>multi family</i>	

Separate permits are required for Internal & External Plumbing, HVAC and Electrical installation.

•All construction must be conducted in compliance with the 1996 B.O.C.A. Building Code as amended by Section 6-Art II.

•All plumbing must be conducted in compliance with the State of Maine Plumbing Code.

•All Electrical Installation must comply with the 1996 National Electrical Code as amended by Section 6-Art III.

•HVAC(Heating, Ventilation and Air Conditioning) installation must comply with the 1993 BOCA Mechanical Code.

You must Include the following with you application:

- 1) A Copy of Your Deed or Purchase and Sale Agreement
- 2) A Copy of your Construction Contract, if available
- 3) A Plot Plan/Site Plan

Minor or Major site plan review will be required for the above proposed projects. The attached checklist outlines the minimum standards for a site plan.

4) Building Plans

Unless exempted by State Law, construction documents must be designed by a registered design professional.

A complete set of construction drawings showing all of the following elements of construction:

- Cross Sections w/Framing details (including porches, decks w/ railings, and accessory structures)
- Floor Plans & Elevations
- Window and door schedules
- Foundation plans with required drainage and dampproofing
- Electrical and plumbing layout. Mechanical drawings for any specialized equipment such as furnaces, chimneys, gas equipment, HVAC equipment (air handling) or other types of work that may require special review must be included.

Certification

I hereby certify that I am the Owner of record of the named property, or that the proposed work is authorized by the owner of record and that I have been authorized by the owner to make this application as his/her authorized agent. I agree to conform to all applicable laws of this jurisdiction. In addition, if a permit for work described in this application is issued, I certify that the Code Official's authorized representative shall have the authority to enter all areas covered by this permit at any reasonable hour to enforce the provisions of the codes applicable to this permit.

Signature of applicant: <i>Fred Clarke</i>	Date: <i>May 18, 1999</i>
--	---------------------------

Building Permit Fee: \$25.00 for the 1st \$1000.cost plus \$5.00 per \$1,000.00 construction cost thereafter.

Additional Site review and related fees are attached on a separate addendum

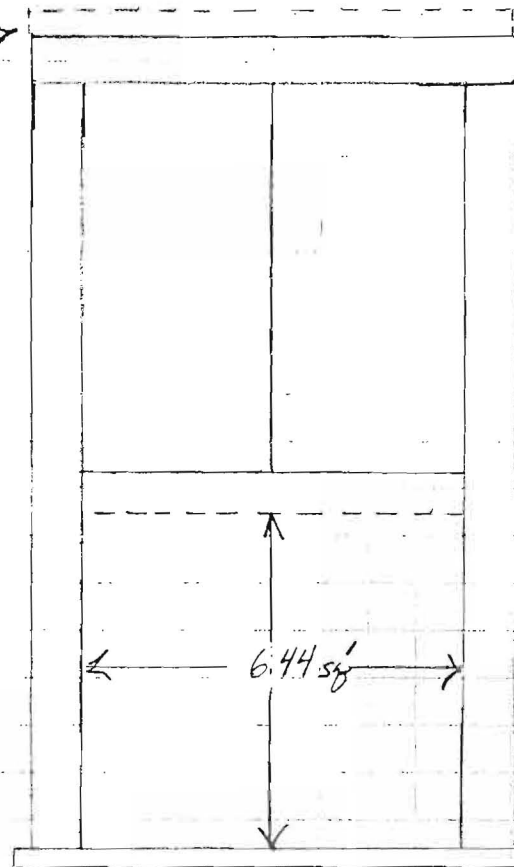


Existing top of
window R.O. →

NEW WINDOW
R.O. $34\frac{1}{8} \times 69$

sash opening 32×64
egress 29×32

sash opening 32×64
egress opening 29×32
 $= 6.44 \text{ sq.}'$



12"

12"

Floor level

Platform

8"

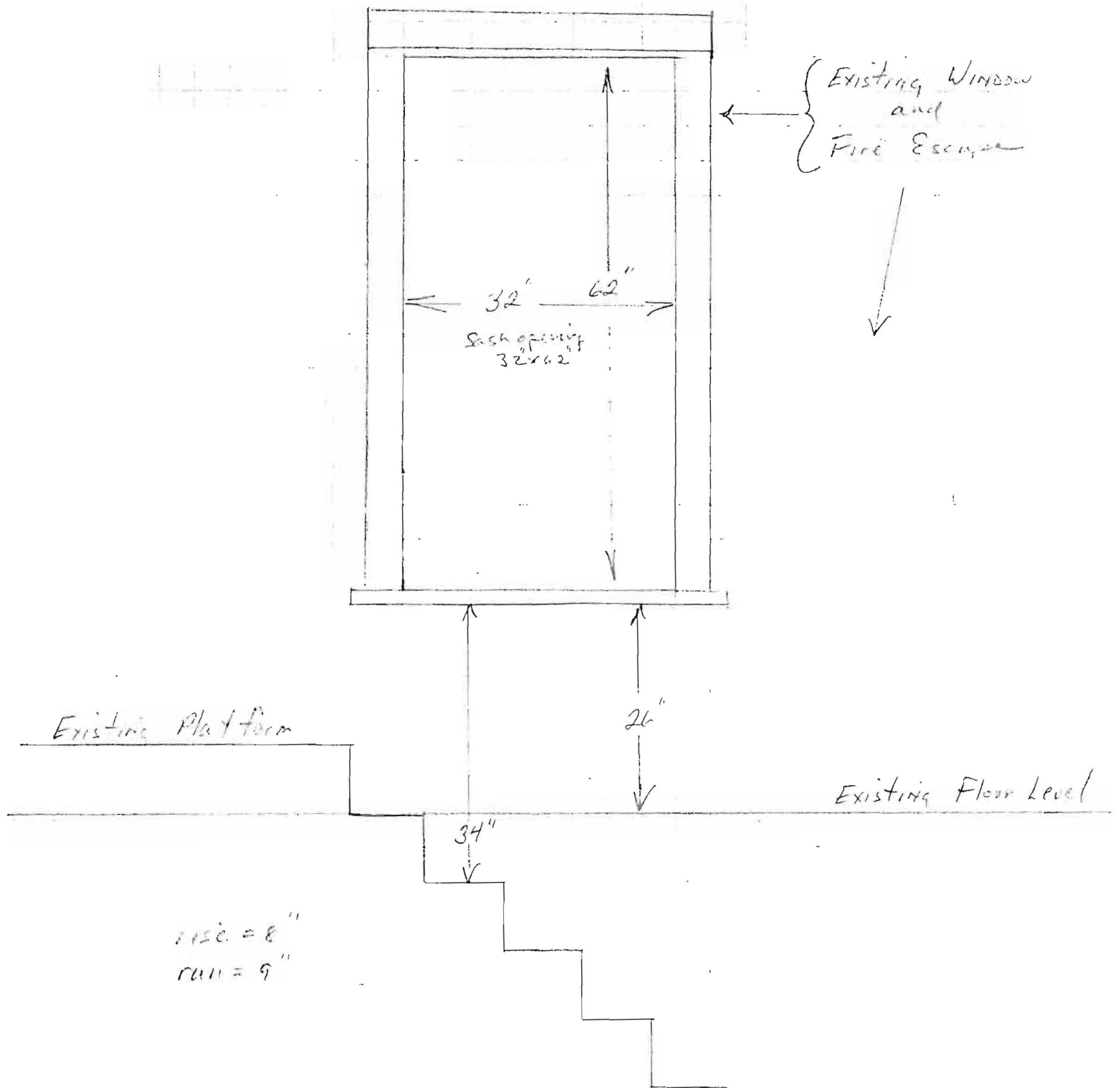
9"

stair stringer 2×12 cut out
platform 2×8

Scale $\frac{1}{4}'' = 4''$

CBL-45-F-12

Fred Clarke
24 Winter St.
Portland



Scale 1/4" = 4"

CBL 45-F-12

Existing 2nd Fl.
Window / Platform

Existing Window
66" x 32"

rise = 8'
run = 9"

Existing Platform

Proposed 2nd Fl.
Window / Platform

Existing Window
32" x 62"

rise = 8'
run = 9"

{ Steps maintain
8' rise, 9' run
moved 18" to right }

Scale $\frac{1}{4}" = 4'$

Existing Platform

CBL 45-F-12

ADDRESS: 24 Winter Street
PERMIT APPLICATION FOR: Sign improvements
BUILDING OWNER: Fred Clarke
PERMIT APPLICANT: John Andrews
REVIEWER: John Andrews
DATE OF DECISION: 5/28/99

HISTORIC PRESERVATION REVIEW

Note: Your property is an individually designated landmark structure or is located within a designated historic district. As such, alterations to the building exterior or site which are visible from a public way are subject to review and approval under Article IX (Historic Preservation) of the Land Use Code. Your building or sign permit application has been reviewed to determine whether the nature or scope of the project requires review, and if so, whether it meets the standards of the historic preservation ordinance.

ACTION

☐ Does not Require Review (e.g. Interior work only / alteration is not readily visible from a public way)

Note: this finding is based on the understanding that the application entails interior work only or that the proposed exterior alteration(s) will not be readily visible from a public way. If your project entails exterior or site alterations (including the installation of sign(s), awnings, or exterior lighting for such) these alterations must be reviewed and approved prior to commencing with the work. Contact 874-8726 for more information.

☐ Denied Reason for Denial: _____

☐ Approved as submitted

☒ Approved with conditions (see below)

Conditions of Approval:

☐ Contact Historic Preservation Staff (874-8726 or 874-8728) prior to installation of sign(s) to confirm approved location.

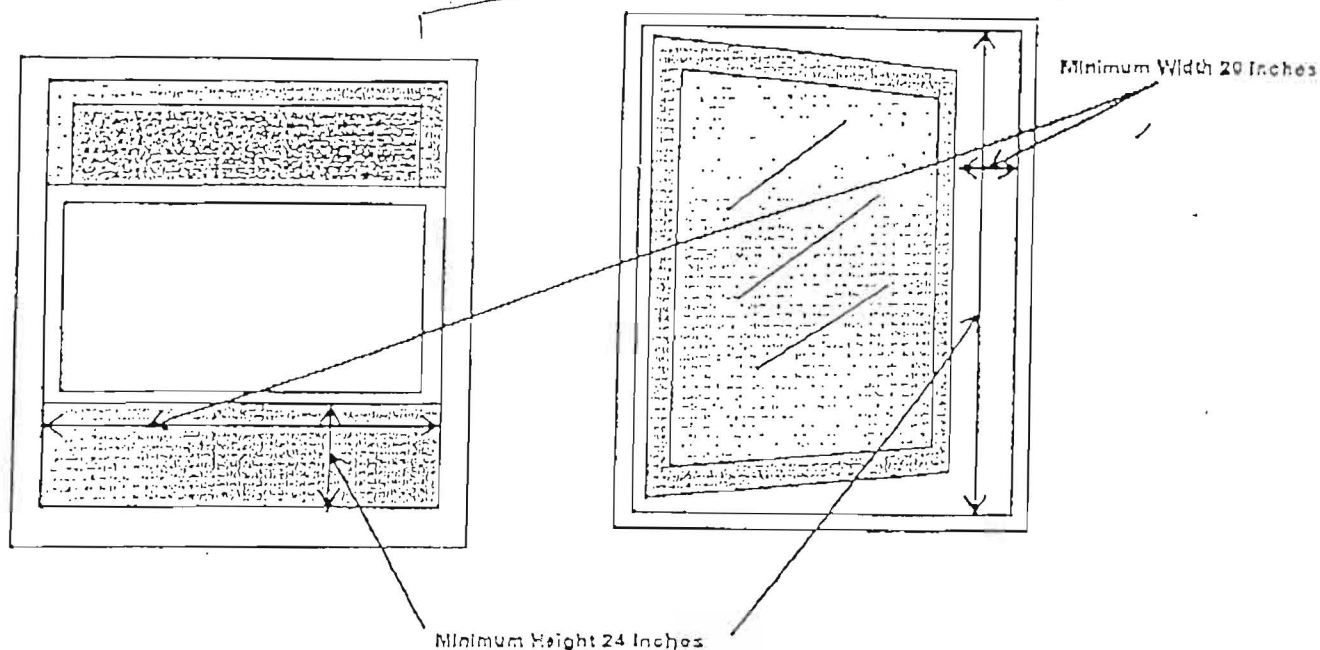
☐ Your sign permit includes no reference to exterior lighting; if lighting is included, please submit information on fixtures and specifications on installation.

Other conditions:

1. (1) Window to be wood frame, true divided light 2/2 sash (Brosco).
2. (2) New Fire escape to be painted & stained to match trim color & body color of house.
3. (3) Waiver of code requirement recommended by U D Commission. Dated 4/7/99 review.

which may concern,

The Department of Public Safety does not recognize the act of removing the sashes of a double hung window to achieve the minimum of 5.7 square feet of clear opening. The method used by this department in measuring the clear opening of a window is illustrated below. This method uses the opening when the window is in its normal open position.



To calculate the square footage of the opening multiply the width of the opening by the height of the opening and divide by 144.

SAMPLE

32" WIDE TIMES 26" TALL, = 832 SQUARE INCHES. WHEN DIVIDED BY 144 THIS COMES OUT AT 5.777 SQUARE FEET

Width \ Height	20	21	22	23	24	25	26	27	28	29	30	31	32	33	34	35	36
24	3.33	3.50	3.67	3.83	4.00	4.17	4.33	4.50	4.67	4.83	5.00	5.17	5.33	5.50	5.67	5.83	6.00
25	3.47	3.65	3.82	3.99	4.17	4.34	4.51	4.69	4.86	5.03	5.21	5.38	5.56	5.73	5.90	6.08	6.25
26	3.61	3.79	3.97	4.15	4.33	4.51	4.69	4.87	5.06	5.24	5.42	5.60	5.78	5.96	6.14	6.32	6.50
27	3.75	3.94	4.13	4.31	4.50	4.69	4.87	5.06	5.25	5.44	5.63	5.81	6.00	6.19	6.38	6.56	6.75
28	3.89	4.08	4.28	4.47	4.67	4.86	5.06	5.25	5.44	5.64	5.83	6.03	6.22	6.42	6.61	6.81	7.00
29	4.03	4.23	4.43	4.63	4.83	5.03	5.24	5.44	5.64	5.84	6.04	6.24	6.44	6.65	6.85	7.05	7.25
30	4.17	4.38	4.58	4.79	5.00	5.21	5.42	5.63	5.83	6.04	6.25	6.45	6.67	6.88	7.08	7.29	7.50
31	4.31	4.52	4.74	4.95	5.17	5.38	5.60	5.81	6.03	6.24	6.45	6.67	6.89	7.10	7.32	7.53	7.75
32	4.44	4.67	4.89	5.11	5.33	5.55	5.78	6.00	6.22	6.44	6.67	6.89	7.11	7.33	7.56	7.78	8.00
33	4.58	4.81	5.04	5.27	5.50	5.73	5.96	6.19	6.42	6.65	6.88	7.10	7.33	7.56	7.79	8.02	8.25
34	4.72	4.96	5.19	5.43	5.67	5.91	6.14	6.38	6.61	6.85	7.08	7.32	7.56	7.79	8.03	8.26	8.50
35	4.86	5.10	5.34	5.58	5.82	6.06	6.30	6.54	6.78	7.02	7.26	7.50	7.74	7.98	8.22	8.46	8.70
36	5.00	5.25	5.50	5.75	6.00	6.25	6.50	6.75	7.00	7.25	7.50	7.75	8.00	8.25	8.50	8.75	9.00
37	5.14	5.40	5.65	5.91	6.17	6.42	6.68	6.94	7.19	7.45	7.71	7.97	8.22	8.48	8.74	8.99	9.25
38	5.28	5.54	5.81	6.07	6.33	6.60	6.86	7.13	7.39	7.65	7.92	8.18	8.44	8.71	8.97	9.24	9.50
39	5.42	5.69	5.96	6.23	6.50	6.77	7.04	7.31	7.58	7.85	8.13	8.40	8.67	8.94	9.21	9.48	9.75
40	5.56	5.83	6.11	6.39	6.67	6.94	7.22	7.50	7.78	8.06	8.33	8.61	8.89	9.17	9.44	9.72	10.00
41	5.70	5.98	6.26	6.55	6.83	7.12	7.40	7.69	7.97	8.26	8.54	8.83	9.11	9.40	9.68	9.97	10.25
42	5.84	6.13	6.42	6.71	7.00	7.29	7.58	7.88	8.17	8.46	8.75	9.04	9.33	9.63	9.92	10.21	10.50
43	5.97	6.27	6.57	6.87	7.17	7.47	7.77	8.08	8.38	8.68	8.98	9.28	9.58	9.88	10.18	10.48	10.75

Nelson E. Collins
Public Safety Inspector

This is in all uses where emergency egress windows are allowed in lieu of a second means of egress

BUILDING PERMIT REPORT

DATE: 29 MAY 99 ADDRESS: 24 Winter ST. CBL: 045-F-012
REASON FOR PERMIT: Modification To existing egress window and fire escape
BUILDING OWNER: Frederic H. Clarke
PERMIT APPLICANT: 1 Contractor SAD.
USE GROUP R-2 BOCA 1996 CONSTRUCTION TYPE 5B

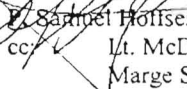
CONDITION(S) OF APPROVAL

This permit is being issued with the understanding that the following conditions are met:

Approved with the following conditions: *1, *11, *34*35

- * 1. This permit does not excuse the applicant from meeting applicable State and Federal rules and laws.
2. Before concrete for foundation is placed, approvals from the Development Review Coordinator and Inspection Services must be obtained. (A 24 hour notice is required prior to inspection)
3. Foundation drain shall be placed around the perimeter of a foundation that consists of gravel or crushed stone containing not more than 10 percent material that passes through a No. 4 sieve. The drain shall extend a minimum of 12 inches beyond the outside edge of the footing. The thickness shall be such that the bottom of the drain is not higher than the bottom of the base under the floor, and that the top of the drain is not less than 6 inches above the top of the footing. The top of the drain shall be covered with an approved filter membrane material. Where a drain tile or perforated pipe is used, the invert of the pipe or tile shall not be higher than the floor elevation. The top of joints or top of perforations shall be protected with an approved filter membrane material. The pipe or tile shall be placed on not less than 2" of gravel or crushed stone, and shall be covered with not less than 6" of the same material. Section 1813.5.2
4. Foundations anchors shall be a minimum of 1/2" in diameter, 7" into the foundation wall, minimum of 12" from corners of foundation and a maximum 6' o.c. between bolts. (Section 2305.17)
5. Waterproofing and damp proofing shall be done in accordance with Section 1813.0 of the building code.
6. Precaution must be taken to protect concrete from freezing. Section 1908.0
7. It is strongly recommended that a registered land surveyor check all foundation forms before concrete is placed. This is done to verify that the proper setbacks are maintained.
8. Private garages located beneath habitable rooms in occupancies in Use Group R-1, R-2, R-3 or I-1 shall be separated from adjacent interior spaces by fire partitions and floor/ceiling assembly which are constructed with not less than 1-hour fire resisting rating. Private garages attached side-by-side to rooms in the above occupancies shall be completely separated from the interior spaces and the attic area by means of 1/2 inch gypsum board or the equivalent applied to the garage means of 1/2 inch gypsum board or the equivalent applied to the garage side. (Chapter 4, Section 407.0 of the BOCA/1996)
9. All chimneys and vents shall be installed and maintained as per Chapter 12 of the City's Mechanical Code. (The BOCA National Mechanical Code/1993). Chapter 12 & NFPA 211
10. Sound transmission control in residential building shall be done in accordance with Chapter 12, Section 1214.0 of the City's Building Code.
- * 11. Guardrails & Handrails: A guardrail system is a system of building components located near the open sides of elevated walking surfaces for the purpose of minimizing the possibility of an accidental fall from the walking surface to the lower level. Minimum height all Use Groups 42", except Use Group R which is 36". In occupancies in Use Group A, B, H-4, I-1, I-2, M and R and public garages and open parking structures, open guards shall have balusters or be of solid material such that a sphere with a diameter of 4" cannot pass through any opening. Guards shall not have an ornamental pattern that would provide a ladder effect. (Handrails shall be a minimum of 3e4" but not more than 38". Use Group R-3 shall not be less than 30", but not more than 38".) Handrail grip size shall have a circular cross section with an outside diameter of at least 1 1/4" and not greater than 2". (Sections 1021 & 1022.0) - Handrails shall be on both sides of stairway. (Section 1014.7)
12. Headroom in habitable space is a minimum of 7'6". (Section 1204.0)
13. Stair construction in Use Group R-3 & R-4 is a minimum of 10" tread and 7 1/2" maximum rise. All other Use Group minimum 11" tread, 7" maximum rise. (Section 1014.0)
14. The minimum headroom in all parts of a stairway shall not be less than 80 inches. (6'8") 1014.4
- * 15. Every sleeping room below the fourth story in buildings of Use Groups R and I-1 shall have at least one operable window or exterior door approved for emergency egress or rescue. The units must be operable from the inside without the use of special knowledge or separate tools. Where windows are provided as means of egress or rescue they shall have a sill height not more than 44 inches (1118mm) above the floor. All egress or rescue windows from sleeping rooms shall have a minimum net clear opening height dimension of 24 inches (610mm). The minimum net clear opening width dimension shall be 20 inches (508mm), and a minimum net clear opening of 5.7 sq. ft. (Section 1018.6)
16. Each apartment shall have access to two (2) separate, remote and approved means of egress. A single exit is acceptable when it exits directly from the apartment to the building exterior with no communications to other apartment units. (Section 1010.1)
17. All vertical openings shall be enclosed with construction having a fire rating of at least one (1) hour, including fire doors with self closer's. (Over 3 stories in height requirements for fire rating is two (2) hours.) (Section 710.0)

18. The boiler shall be protected by enclosing with (1)hour fire rated construction including fire doors and ceiling, or by providing automatic extinguishment. (Table 302.1.1)
19. All single and multiple station smoke detectors shall be of an approved type and shall be installed in accordance with the provisions of the City's Building Code Chapter 9, Section 920.3.2 (BOCA National Building Code/1996), and NFPA 101 Chapter 18 &19. (Smoke detectors shall be installed and maintained at the following locations):
- In the immediate vicinity of bedrooms
 - In all bedrooms
 - In each story within a dwelling unit, including basements
- In addition to the required AC primary power source, required smoke detectors in occupancies in Use Groups R-2, R-3 and I-1 shall receive power from a battery when the AC primary power source is interrupted. (Interconnection is required) Section 920.3.2.
20. A portable fire extinguisher shall be located as per NFPA #10. They shall bear the label of an approved agency and be of an approved type. (Section 921.0)
21. The Fire Alarm System shall maintained to NFPA #72 Standard.
22. The Sprinkler System shall maintained to NFPA #13 Standard.
23. All exit signs, lights and means of egress lighting shall be done in accordance with Chapter 10 Section & Subsections 1023.0 & 1024.0 of the City's Building Code. (The BOCA National Building Code/1996)
24. Section 25-135 of the Municipal Code for the City of Portland states, "No person or utility shall be granted a permit to excavate or open any street or sidewalk from the time of November 15 of each year to April 15 of the following year".
25. The builder of a facility to which Section 4594-C of the Maine State Human Rights Act Title 5 MRSA refers, shall obtain a certification from a design professional that the plans commencing construction of the facility, the builder shall submit the certification the Division of Inspection Services.
26. Ventilation shall meet the requirements of Chapter 12 Sections 1210.0 of the City's Building Code. (Crawl spaces & attics).
27. All electrical, plumbing and HVAC permits must be obtained by a Master Licensed holders of their trade. **No closing in of walls until all electrical (min. 72 hours notice) and plumbing inspections have been done.**
28. All requirements must be met before a final Certificate of Occupancy is issued.
29. All building elements shall meet the fastening schedule as per Table 2305.2 of the City's Building Code (the BOCA National Building Code/1996).
30. Ventilation of spaces within a building shall be done in accordance with the City's Mechanical Code (The BOCA National Mechanical Code/1993). (Chapter M-16)
31. Please read and implement the attached Land Use Zoning report requirements.
32. Boring, cutting and notching shall be done in accordance with Sections 2305.4.4, 2305.5.1 and 2305.5.3 of the City's Building Code.
33. Glass and glazing shall meet the requirements of Chapter 24 of the building code.
- X 34. This proposed change has been To Historic Preservation For review - (see requirements)
- X 35. See Section 3406.0 Historic Structure of The Building code,
36. _____


Samuel Hoffes, Building Inspector
cc: Lt. McDougall, PFD
Marge Schmuckal, Zoning Administrator

PSII 12-14-98

**On the basis of plans submitted and conditions placed on these plans any deviations shall require a separate approval.

DEPARTMENT OF PLANNING AND
URBAN DEVELOPMENT

DEBORAH ANDREWS
SENIOR PLANNER

5.27.99

On April 7, 1999 the Historic Preservation Committee reviewed Mr. Clarke's application to ~~modify~~ make exterior building alterations in order to improve emergency egress from the third floor at 24 Winter Street. The Committee voted to recommend that the applicable code requirements be waived or modified in order that the existing centered location of the 3rd floor window be retained. The Committee authorized ~~a slight change~~ ^{that the existing}

opening be lengthed slightly
to allow a reasonable distance
between the egress opening
and the fire escape landing.

John Andrews



FORM 1200 MAINE

TUTTLE & COMPANY, REGISTERED U. S. PAT. OFFICE
TUTTLE LAW PRINT, PUBLISHERS, BURLINGAME, VT. 05401

Warranty Deed

PERRY A. BROWN, ET AL

TO

FREDERIC H. CLARKE

Dated October 27, 1978

On this day and in full the aforegranted and bargained premises with
all the privileges and appurtenances thereof to the said Frederic H. Clarke,

his heirs and assigns, to his and their use and behoof forever.

And do COVENANT with the said Grantee, his heirs
and assigns, that we lawfully seized in fee of the premises that they
are free of all encumbrances: except as aforesaid

that we have good right to sell and convey the same to the said Grantee to
hold as aforesaid; and that we and our heirs shall and will WARRANT
and DEFEND the same to the said Grantee, his heirs and assigns forever,
against the lawful claims and demands of all persons.

In Witness Whereof, WE, PERRY A. BROWN and JOYCE L. BROWN

being husband and wife,

joining in this deed as Grantors, and relinquishing and conveying all our right
by descent and all other rights in the above described premises, have hereunto set
our hands and seals this 27th
day of OCTOBER in the year of our Lord one thousand nine
hundred and seventy-eight.

Signed, Sealed and Delivered

in presence of

Theodore Larri
to lock

Perry Brown
Joyce L. Brown

State of Maine,
Cumberland

} ss.

October 27, 19 78

Personally appeared the above named

PERRY A. BROWN and JOYCE L. BROWN

and acknowledged the above

instrument to be their free act and deed.

Before me,

Theodore Larri
Justice of the Peace.
Notary-Public

Know All Men By These Presents.

That WE, PERRY A. BROWN and JOYCE L. BROWN of Portland, in the County of Cumberland and State of Maine,

in consideration of one dollar and other valuable considerations

paid by FREDERIC H. CLARKE of East Sebago, in the County of Cumberland and State of Maine,

the receipt whereof we do hereby acknowledge, do hereby

give, grant, bargain, sell and convey unto the said Frederic H. Clarke, his

heirs and assigns forever,

a certain lot or parcel of land with the buildings thereon, situated in the angle formed by the intersection of the southwesterly line of Winter Street with the northwesterly line of Gray Street in the City of Portland, County of Cumberland and State of Maine, measuring thirty-five and one-half ($35\frac{1}{2}$) feet on Winter Street; thence running back at right angles from said Winter Street, twenty-three (23) feet to a stake; thence westerly to a stake standing in a line which runs parallel with the last described line and six (6) feet therefrom, which stake stands thirty-one (31) feet and six (6) inches from Winter Street; thence southwesterly parallel with Gray Street, twenty-three (23) feet and six (6) inches, more or less; thence southeasterly about forty-one (41) feet and six (6) inches to Gray Street; thence fifty-four (54) feet and six (6) inches to said Winter Street.

Being the same premises as conveyed to the Grantors herein as joint tenants by deed of Marion T. Fletcher dated November 5, 1971 and recorded in the Cumberland County Registry of Deeds in Book 3199 page 69.

The conveyance is made subject to a certain mortgage of Maine Savings Bank recorded in the Cumberland County Registry of Deeds in Book 3199, page 61 and dated November 5, 1971 which the Grantee herein agrees to assume and pay.

This conveyance is also made subject to a certain mortgage of Marion T. Fletcher and Virginia N. Fletcher dated November 5, 1971 and recorded in the Cumberland County Registry of Deeds in Book 3199, page 65 which the Grantee herein agrees to assume and pay.