**TEMPORARY EASEMENT**

KNOW ALL PERSONS BY THESE PRESENTS, that James Burgess of 35 Westcustogo Point, Yarmouth ME, 04096 (the “Grantor”), FOR CONSIDERATION PAID, hereby GRANTS to the CITY OF PORTLAND, a Maine body corporate and politic, with a mailing address of City Hall, 389 Congress Street, Portland, Maine 04101 (the “Grantee” or the “City”), a temporary easement for the purpose described below, over portions of Grantor’s Land on Bishop Street in Portland, Maine.

The purpose of this temporary easement is to allow the City to construct a public sidewalk on public property adjacent to Grantor’s property and, in the course of conducting that work, to cross over and upon the Grantor’s property with people, equipment, and machinery. The City shall therefore have the right to enter in, over and under the Grantor’s property for the purposes of constructing a sidewalk along Bishop Street and performing any grading necessitated by that work. The construction of the sidewalk shall be accomplished by the **CITY** at its sole cost and expense in such manner as will not unreasonably interfere with Grantor’s use of the Property. City agrees its contractor shall at City expense provide loam, grass seed, mulch, pavement replacement in addition to crack sealing of any pavement joints on the Grantor’s property for the area to be used and shall restore the property to the reasonable satisfaction of theGrantor, which shall not be unreasonably withheld. This temporary easement shall expire upon the completion of the construction of the sidewalk and the grading or other repair of the Property, whichever comes first.

IN WITNESS WHEREOF, James Burgess, the Grantor, has caused this instrument to be executed this \_\_\_\_\_\_ day of \_\_\_\_\_\_\_\_\_\_\_\_\_, 2016.

GRANTOR: WITNESS:

\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

Print Name: James Burgess Print Name:\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

STATE OF MAINE

COUNTY OF CUMBERLAND, SS. \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_, 2016

Personally appeared the above named \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ who acknowledged the foregoing instrument to be his/her free act and deed.

Before me,

Name:

Notary Public / Attorney at law

My Commission Expires: \_\_\_\_\_\_\_\_\_\_\_\_