

NOTICE OF PUBLIC HEARING  
CITY OF PORTSMOUTH, NEW HAMPSHIRE

DISPOSITION OF SALE PROCEEDS  
RELATIVE TO 143 DANIEL STREET  
FORMERLY KNOWN AS THE CONNIE BEAN CENTER

A Public Hearing is scheduled for 6:30 p.m. on Tuesday, November 27, 2012 in Conference Room A of the City Hall Complex, 1 Junkins Avenue, Portsmouth, NH 03801. The purpose of the hearing is to obtain public comment regarding the disposition of proceeds that are anticipated to be generated from the sale of the municipal property located at 143 Daniel Street, formerly known as the Connie Bean Center (the "Property").

The Property consists of three adjacent parcels which the City acquired in a series of transfers from The Army and Navy Association: a 1941 transfer of property at the corner of Daniel Street and Wright Ave recorded at the Rockingham County Registry of Deeds, Book 0992 Pg 0341; a parcel acquired in 1948 at the corner of Daniel Street and Chapel Street recorded at Book 1096 Pg 0428; and a parcel on Chapel Street acquired in 1957, the deed recorded at Book 1435 Pg 027. The parcels were encumbered by certain charitable restrictions relative to use of the Property for recreational, educational, civic and military support purposes.

On December 6, 2010, the City Council authorized legal action to clear the charitable restrictions on the Property to facilitate sale or lease of the Property. By Probate Court Order dated May 29, 2012, the restrictions were lifted subject to further order regarding the disposition of any proceeds from the sale of the property.

The City of Portsmouth proposes to establish a trust to serve as a repository for the sale proceeds. The trust would have two principal purposes: (1) to provide funds over a period of years for commemorative and celebratory purposes for events recognizing service men and women; and (2) to develop or improve a facility(ies) and its associated programs for recreational and other community purposes; such facilities and programs to serve a multi-generational population (the bulk of funds dedicated for this purpose).

The purpose of the hearing is to obtain public input regarding the disposition of the sale proceeds into a trust or such other disposition of the proceeds as may be suggested. A representative of the Charitable Trusts Unit of the Office of the Attorney General will be in attendance. The ultimate disposition of the sale proceeds is subject to the approval of the Probate Court.

Questions may be directed to the City of Portsmouth Legal Department.