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November 25, 2019

Juliet Walker, Planning Director City of Portsmouth 1 Junkins Avenue Portsmouth, NH 03801

> RE: 1600 Woodbury Avenue (Durgin Plaza), Portsmouth, Tax Map 238, Lot 16 Amended Site Plan application

Dear Ms. Walker:

On behalf of DPF 1600 Woodbury Avenue, LLC, the owner of the above-referenced parcel, this correspondence is submitted on connection with our application for Amended Site Plan approval. Please place us on the agenda for the December 10, 2019 TAC Work Session.

Submitted herewith are the following:

ALTA Survey, May 16, 2014 (4 sheets); OS-1 Overall Site Plan; SP-1 Site Plan; C-1 Sign Location Exhibit; Floor Plan with Exterior Seating; and Proposed Exterior Elevations (2 sheets)

The applicant is embarking upon a substantial redevelopment of the Durgin Plaza shopping center to accommodate the introduction to Portsmouth of a major national supermarket chain, which will take over the former Shaw's supermarket space, which has been vacant since February, 2019.

In order to accommodate its new tenant, the applicant must make certain changes to the site. First, the existing retail structure at 1618 Woodbury Avenue (Map 239, Lot 2), which is separately owned by an entity that is affiliated with and controlled by the applicant, will be demolished, to create a main driveway to the larger shopping center. Appropriate easements will be established and recorded. The Woodbury Avenue entrance to 1618 will be modified to a safer "right in, right out" driveway configuration.

The existing supermarket space vacated by Shaw's shall be repurposed into 4,147 square feet of separate, unrelated retail space, and 41,980 square feet of supermarket space, including up

Juliet Walker, Planning Director November 25, 2019 Page Two

to 1000 square feet of café space as an accessory use, and up to 58 outdoor seating spaces, as shown on the floor plan submitted herewith.

No change to the existing footprint of the main shopping center building is proposed. The approximately 2800 square foot building and freestanding sign on 1618 Woodbury will be removed. The site has more than adequate parking for all of the uses located upon it. New wall signage is proposed which will comply with sections 10.1251.10 and 10.1251.20 of the zoning ordinance as to aggregate and individual sign area. Variances from sections 10.1243 and 10.1251.30 will be sought as a result of the proposed introduction of a new freestanding sign at the new driveway entrance.

In connection with this project, the applicant has submitted building permit, sign permit and variance applications.

Thank you for your consideration of this request. Please contact me if you have any questions.

Christopher P. Mulligan

CPM/

Encls.

GENERAL NOTES

- 1 CURRENT OWNERS OF RECORD DSQ HOLDING LLC ASSESSORS PARCEL: MAP 238 LOT 16 ASSESSORS PARCEL: MAP 238 LOT 16 DEED REFERENCE: BOOK 4894, PAGE 2646. PLAN REFERENCE: (D-32485) ASSESSORS PARCEL: MAP 239 LOT 2 1618 WOODBURY AVENUE, LLC DEED REFERENCE: 4950, PAGE 2893 SITE ADDRESS: 1600-1518 WOODBURY AVE, PORTSMOUTH, NH (ROCKINGHAM
- 2. THIS PLAN IS THE RESULT OF AN ON-THE-GROUND SURVEY PERFORMED BY ODONE SURVEY & MAPPING ON APRIL 15-17, 2014. THIS PLAN HAS BEEN PREPARED FOR TITLE PURPOSES ONLY, SURVEY BY TRIMBLE S6 TOTAL STATION.
- 3. ALL FIELD MEASUREMENTS MATCHED RECORDED DIMENSIONS WITHIN THE PRECISION REQUIREMENTS OF ALTA/ACSM SPECIFICATIONS UNLESS OTHERWISE SHOWN.
- 4 AS OF APRIL 17, 2014 NO RECENT EARTHWORK OR BUILDING CONSTRUCTION AS OF APRIL 17, 2014 NO RECENT EARTHWORK OR BUILDING CONSTRUCTION WAS OBSERVED ON THE SUBJECT PREMISES, NO RECENT CHANGES IN STREET RIGHT-OF-WAY LINES WAS OBSERVED OR PROPOSED TO BE ALTERED, NO EVIDENCE WAS OBSERVED THAT THE SUBJECT PREMISES WERE BEING USED AS A SOLID WASTE DUMP OR SANITARY LANDIELL AND NO EVIDENCE WAS OBSERVED OF CEMETERIES LOCATED ON THE SUBJECT PREMISES.
- 5. UTILITY NOTE: LOCATION OF UTILITIES SHOWN HEREON WERE DETERMINED BY OTILITY NOTE: LOCATION OF UTILITIES SHOWN HEREON WERE DETERMINED E OBSERVATION OF ABOVE GROUND EVIDENCE. PUBLIC UTILITIES: GAS, ELECTRIC, SEWER, TELEPHONE AND WATER ACCESS THE PROPERTY VIA A PUBLIC RIGHT-OF-WAY OR EASEMENT LEADING TO A
- 6. PROPERTY HAS DIRECT ACCESS TO ARTHUR BRADY DRIVE AND DURGIN LANE AS SHOWN AND INDIRECT ACCESS TO WOODBURY AVENUE THROUGH ACC EASEMENT AS NOTED.
- 7. NO EVIDENCE OF A STREET NUMBER LISTED ON THE BUILDINGS.
- 8. PLAN REFERENCES: (ROCKINGHAM COUNTY REGISTRY OF DEEDS)

ZONING INFORMATION

LISTED BELOW ARE SETBACK, HEIGHT, AND FLOOR SPACE AREA RESTRICTIONS AS DISCLOSED BY APPLICABLE ZONING OR BUILDING CODES (BEYOND THOSE REQUIRED UNDER PARAGRAPH 5d OF THE ALTA STANDARDS) UNLESS "NONE" IS STATED BELOW.

ZONING CLASSIFICATION: GENERAL BUSINESS (GB)
PROVIDED FROM THE CITY OF PORTSMOUTH ZONING ORDINANCE

		REQUIRED
MINIMUM LOT AREA		43,560 SQ. FT.
MINIMUM FRONTAGE		200 FT.
MAX. LOT COVERAGE		30%
MINIMUM OPEN SPACE		20%
MINIMUM SETBACKS:	FRONT	30 FT.

REAR 50 FT. MAXIMUM BUILDING HEIGHT 60 ET

PARKING REQUIREMENT: (NON-RESIDENTIAL USES)

MINIMUM: 1 SPACE PER 350 SQUARE FEET OF GROSS FLOOR AREA MAXIMUM: 1 SPACE PER 250 SQUARE FEET OF GROSS FLOOR AREA.

PARKING TABLE NO. OF SPACES REGULAR PARKING HANDICAP PARKING 538 25 TOTAL PARKING SPACES 563

ITEMS CORRESPONDING TO SCHEDULE B

EXCEPTIONS FROM COVERAGE, SCHEDULE B. COMMITMENT FOR TITLE INSURANCE COMPANY, BEARING AN EFFECTIVE DATE OF APRIL 2, 2014 (REVISED MAY 15, 2014).

NOTE: EXCEPTION ITEMS NOT LISTED BELOW ARE STANDARD TITLE EXCEPTIONS AND/OR ARE NOT MATTERS OR ISSUES THAT PERTAIN TO THIS SURVEY

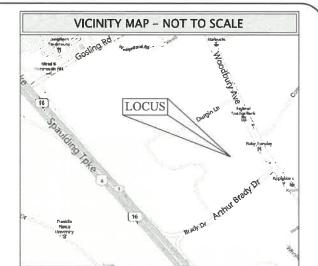
- RIGHTS AND EASEMENTS SET FORTH IN SEWER EASEMENT TO THE UNITED STATES OF AMERICA SET FORTH IN JUDGMENT (CIVIL ACTION NO. 1353) RECORDED IN BOOK 1311, PAGE 322. (PLOTTED-AFFECTS PROPERTY AS SHOWN)
- 8. EASEMENT FROM VASILIOS ALEXANDROPULOS AND ANGELOS KOSTROLES TO NEW HAMPSHIRE ELECTRIC COMPANY AND NEW ENGLAND TELEPHONE AND TELEGRAPH COMPANY DATED NOVEMBER 14, 1952, RECORDED IN BOOK 1267, PAGE 326, COMPANY DATED NOVEMBER 14, 1982, RECORDED IN BOOK 1267, PAGE 326, NOTE: THE COMPANY INSURES THAT THE ABOVE-REFERENCED EASEMENT MAY BE EXERCISED ONLY IN THE AREA OF THE EASEMENT TO THE UNITED STATES OF AMERICA REFERRED TO IN ITEM 10 BELOW, (EASEMENT IS BLANKET COVERAGE AND CANNOT BE
- 9. EASEMENT FROM EDWARD N. EAMES TO NORTHERN NEW ENGLAND CARPENTERS' PENSION FUND DATED JULY 27, 1984, RECORDED AUGUST 28, 1984, IN BOOK 2508, PAGE 863. (PLOTTED-AFFECTS PROPERTY AS SHOWN)
- 10. EASEMENT TO THE UNITED STATES OF AMERICA FOR CONSTRUCTING AND MAINTAINING WIRES FOR TRANSMISSION OF POWER, RECORDED IN BOOK 1263, PAGE 201; BOOK 1337, PAGE 277; BOOK 1340, PAGE 437; BOOK 1370, PAGE 335; BOOK 1379, PAGE 216. (PLOTTED-AFFECTS PROPERTY AS SHOWN)
- 11. RIGHTS AND EASEMENT GRANTED BY DURGIN SQUARE LIMITED PARTNERSHIP TO LOUIS L. DOW, SR., AND BEVERLY DOW, ET AL. AS SET FORTH IN GRANT OF RIGHT OF WAY, DATED JULY 28, 1992 AND RECORDED IN BOOK 2939, PAGE 504. (PLOTTED-AFFECTS PROPERTY AS
- 12. RIGHTS AND EASEMENT GRANTED TO DURGIN SQUARE LIMITED PARTNERSHIP TO THE CITY OF PORTSMOUTH AS SET FORTH IN CONSERVATION EASEMENT DEED, DATED MARCH 1993 AND RECORDED IN BOOK 2996, PAGE 792.

 NOTE: THE ABOVE REFERENCED CONSERVATION EASEMENT DEED STIPULATED THAT THE CITY OF PORTSMOUTH BE NOTHER IN WRITING WITHIN THIRTY (30) DAYS OF THE TRANSFER OF TITLE TO THE PROPERTY. (PLOTTED -AFFECTS PROPERTY AS SHOWN)
- 13. RIGHTS AND EASEMENTS GRANTED BY DURGIN SQUARE LIMITED PARTNERSHIP TO PUBLIC SERVICE OF NEW HAMPSHIRE (PSNH) AND NEW ENGLAND TELEPHONE AND TELEGRAPH COMPANY (NET&T), DATED MARCH 2,1993 AND RECORDED IN BOOK 2977, PAGE 1753. PLOTTED-AFFECTS PROPERTY AS SHOWN)
- 14. SLOPE RELEASE GRANTED BY AGDA G. CARLSON TO THE STATE OF NEW HAMPSHIRE, DATED JULY 15, 1983 AND RECORDED IN BOOK 2456, PAGE 108. (NOT PLOTTED LOCATION OF EASEMENT IS NOT DEFINED BY DESCRIPTION)
- 15. RIGHTS AND EASEMENTS GRANTED BY NELSON E. RAMSDELL, JR. AND EDITH RAMSDELL TO THE CITY OF PORTSMOUTH FOR CONSTRUCTION, MAINTENANCE, REPAIR AND REPLACEMENT OF A PUBLIC SIDEWALK, ACKNOWLEDGED AUGUST 31, 1977 AND RECORDED IN BOOK 2324, PAGE 627, PLOTTED-AFFECTS PROPERTY AS SHOWN).
- 16. RIGHTS AND EASEMENT FOR A SEWER GRANTED BY DURGIN SQUARE LIMITED PARTNERSHIP TO THE CITY OF PORTSMOUTH, RECORDED IN BOOK 2996, PAGE 767. (PLOTTED-AFFECTS PROPERTY AS SHOWN)
- 17. TERMS AND PROVISIONS OF THE DEPARTMENT OF THE ARMY PERMIT (NO. 1990-00941) ISSUED TO JDC GROUP, DATED DECEMBER 19, 1991 AND RECORDED IN BOOK 2988, PAGE 1503. (PERTAINS TO MATTERS OF LAND USE AND CANNOT BE PLOTTED)
- 18. TERMS AND PROVISIONS OF N.H. WETLANDS BOARD PERMIT, AND WATER SUPPLY & POLLUTION CONTROL NONSITE SPECIFIC PERMIT ISSUED BY THE STATE OF NEW HAMPSHIRE WETLANDS BOARD TO DURGIN SQUARE LIMITED PARTNERSHIP, RECORDED IN BOOK 2989, PAGE 1306. (PERTAINS TO MATTERS OF LAND USE AND CANNOT BE PLOTTED)
- 19. RIGHTS OF THIRD PARTIES IN AND TO THE FORMER LOCATION OF DURGIN LANE, AS SHOWN ON PLAN D-21788. (PLOTTED-AFFECTS PROPERTY AS SHOWN) NOTE: THE COMPANY INSURES AGAINST LOSS, DAMAGE OR CLAIM AS A RESULT OF ASSERTION OF RIGHTS OR CLAIM OF USE BY SAID THIRD PARTIES OVER THE FORMER LOCATION OF DURGIN LANE.
- 20. RIGHTS, RESTRICTIONS AND A 30-FOOT ACCESS EASEMENT FROM DURGIN SQUARE LIMITED PARTNERSHIP TO 1550 WOODBURY AVENUE COMPANY AS SET FORTH IN THE RIGHT-OF-AVAY AND EASEMENT AGREEMENT, DATED APRIL 5, 1993 AND RECORDED IN BOOK 2975, PAGE 2851. (PLOTTED-AFFECTS PROPERTY AS SHOWN)
- 22. RIGHTS OF TENANT, AS TENANT ONLY, UNDER A LEASE BETWEEN JDC PORTSMOUTH LIMITED PARTNERSHIP AS LANDLORD AND THE T JX COMPANIES, INC., SUCCESSOR IN INTEREST TO THE T JX OPERATING COMPANIES, INC., AS TENANT, DATED JUNE 28, 1991, MEMORANDUM OF WHICH IS DATED AS OF JULY 18, 1991 AND RECORDED IN BOOK 2390, PAGE 1711, WHICH LANDLORD'S INTEREST IN SAID LEASE IS ASSIGNED TO DURGIN SQUARE LIMITED PARTNERSHIP BY VIRTUE OF AN ASSIGNMENT OF LEASE DATED MAY 18, 1992 AND RECORDED IN BOOK 2990, PAGE 1718, AS FURTHER AFFECTED BY MON-DISTURBANCE AGREEMENT AT BOOK 3939, PAGE 277 AND AMENDMENTS TO LEASE AT BOOK 3939, PAGE 2833 AND BOOK 4452, PAGE 337.
 THE ABOVE EXCEPTIONS AFFECT TRACT I OF SCHEDULE A ONLY, (NOT PLOTTED-NON-SURVEY RELATED)

THE ABOVE EXCEPTIONS AFFECT TRACT ONE OF SCHEDULE A ONLY.

23. RIGHTS OF TENANT, AS TENANT ONLY, UNDER A LEASE BETWEEN JDC PORTSMOUTH LIMITED PARTINERSHIP AS LANDLORD AND SHAW'S SUPERMARKETS, INC., AS TENANT, DATED JULY 30, 1991, NOTICE OF WHICH IS DATED AUGUSTS: 1991 AND RECORDED IN BOOK 2890, PAGE 1795, WHICH LANDLORD'S INTEREST IN SAID LEASE IS ASSIGNED TO DURGIN SOLARE LIMITED PARTHERSHIP BY VIRTUE OF AN ASSIGNMENT OF LEASE DATED MAY 18, 1992; AS AFFECTED BY AMENDMENT OF LEASE RECORDED IN BOOK 4452. PAGE 930, (NOT PLOTTED-NON-SURVEY RELATED)

FLOOD NOTE: BY CRAPHIC PLOTTING ONLY, THIS PROPERTY IS ZONE X, OF THE PLOOD INSURANCE RATE MAP, COMMININTY PANEL INC. 350228 0280 E, WHICH BEARS AN EFFECTIVE DOME OF MAY 17, 2005 AND IN MIPROPUBLINTS ARE IN A SPECIAL FLOOD HAZARD AREA AS SHOWN ON THE FEMA MESSITE (HTTP: //ASC.FEMA.COV) BY PROMETE CREATED ON APOLL 23, 2014 WE HAVE LEANED HAS COMMINITY DOES CURRENTLY PARTICIPATE IN THE PROCRAMA, NO FED SURVEYING MAS PERFORMED TO DETERMINE HIS ZONE AND ALL ELVATION CERTIFICATE MAY BE RECIDED TO VERY THIS DETERMINATION OF APPLY FOR A VARIANCE PROMISE THE PROPERTY LEMEROSICY MARACEMENT ACRIVEY.



EXCEPTIONS FROM COVERAGE (CONTINUED)

- 24. RIGHTS OF TENANT, AS TENANT AND HOLDER OF A NON-EXCLUSIVE EASEMENT TO USE THE COMMON AREAS FOR THE TERM OF LEASE ONLY, UNDER A LEASE BETWEEN JOO PORTSMOUTH LIMITED PARTINERSHIP AS LESSOR AND OFFICEMAX, INC. AS LESSER, DATED APRIL 13, 1992, MEMORANDUM OF WHICH IS DATED AS OF APRIL 13, 1992 AND RECORDED IN BOOK 2990, PAGE 1720, WHICH LESSOR'S INTEREST IN SAID LEASE IS ASSIGNED TO DURGIN SAUARE LIMITED PARTINERSHIP BY UTITUE OF AN ASSIGNMENT OF LEASE DATED JUNE 25, 1992 AND RECORDED IN BOOK 2990, PAGE 1725, AS AFFECTED BY AMENDMENT TO LEASE RECORDED IN BOOK 4452, PAGE 945 (NOT PLOTTED-NON-SURVEY RELATED)
- 25. RIGHTS OF TENANT, AS TENANT ONLY, UNDER A CERTAIN LEASE, WITH DURGIN SQUARE LIMITED PARTNERSHIP AS LANDLORD, AS REFERENCED IN MEMORANDUM OF LEASE FROM DURGIN SQUARE LIMITED PARTNERSHIP TO BOSTON MARKET CORPORATION, RECORDED IN BOOK 3952, PAGE 2455, AS AFFECTED BY AGREEMENT REGARDING RESTRICTIONS RECORDED IN BOOK 4849, PAGE 1343, (NOT PLOTTED-NON-SURVEY RELATED)
- 26. TERMS AND PROVISIONS OF APPURTENANT EASEMENTS AT BOOK 4452, PAGE 900, BOOK 4452, PAGE 914 AND BOOK 4453, PAGE 1631 GRANTING ACCESS RIGHTS OVER ABUTTING LOT 17 TO THE LAND. THESE RIGHTS WERE NOT SEARCHED. PLEASE NFORM THE TITLE COMPANY IF YOU WOULD LIKE THESE RIGHTS TO BE SEARCHED SO THEY CAN BE INSURED. (PLOTTED-AFFECTS PROPERTY AS SHOWN)
- 27. TERMS AND PROVISIONS OF THE DEED AT BOOK 4452, PAGE 881 WHICH CONVEYS A PORTION OF LOT 17 TO THE ABUTTER AS SHOWN ON PLAN D32485 (PLOTTED-AFFECTS PROPERTY AS SHOWN)
- 28. TERMS AND PROVISIONS OF APPURTENANT EASEMENTS AT BOOK 2935, PAGE 603
 AND BOOK 2977, PAGE 2428. (PLOTTED-AFFECTS PROPERTY AS SHOWN)
- 29. ALL NOTATIONS, FACTS, EASEMENTS AND ISSUES AS SHOWN ON PLAN #D32485.
- 30. LEASEHOLD RIGHTS OF VITAMIN SHOPEE INDUSTRIES, INC, IN BOOK 5091, PAGE 2199; HOMEGOODS, INC, AT BOOK 5111, PAGE 880; ZRC OPERATIONS COMPANY, INC AT BOOK 5099, PAGE 287; (NOT PLOTTED-NON-SURVEY PREJATED)
- 31. GRANT OF RIGHT OF WAY AT BOOK 2965, PAGE 548, (NON-LOCUS, ABUTS PROPERTY
- 32. GRANT OF RIGHT OF WAY AT BOOK 2966, PAGE 754. (NON-LOCUS, ABUTS PROPERTY
- UTILITY EASEMENT AT BOOK 4453, PAGE 1621, (BLANKET COVERAGE-DRAIN/SEWER CONNECTIONS, LOCATION IS NOT DEFINED BY DESCRIPTION)

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- 34. INTENTIONALLY OMITTED.
- ****SEE SHEET 4 FOR EXCEPTIONS 35-36

sion of Book & Clark, Corp.

RECORD DESCRIPTION

EXHIBIT A . LEGAL DESCRIPTION

TRACT ONE (1800 WOODBURY)
A CERTAIN PARCEL OF LAND, WITH THE BUILDINGS AND IMPROVEMENTS THEREON, IF ANY, SITUATE AND LYING
AND BEING IN THE CITY OF PORTSMOUTH, COUNTY OF ROCKINGHAM AND STATE OF NEW HAMPSHIRE, SHOWN
ON PLAN D-32485 AS MAP R-38, LOT 16, SAID TO CONTAIN 684,376 SQUARE FEET, ACCORDING TO SAID PLAN.

TOGETHER WITH THE BENEFIT OF UTILITY EASEMENT OVER MAP R-38, LOT 17, AS RESERVED IN DEED TO RICHARD P. FUSEGNI, DATED FEBRUARY 28, 2015, RECORDED IN BOOK 4452, PAGE 881, SUBJECT TO THE TERMS

***SEE SHEET 4 FOR TRACT TWO, THREE AND FOUR.

SURVEY DESCRIPTION (TRACT ONE):

A CERTAIN TRACT OR PARCEL OF LAND, WITH THE BUILDINGS AND IMPROVEMENT'S THEREON, IF ANY, SITUATE, LYING

SOUTHERLY SIDELINE OF THE RELOCATED DURGIN LANE, N 75"43"50" E. 659,49 FEET TO THE POINT OF BEGINNING

CONTAINING 694,376 SQUARE FEET OR 15,941 ACRES OF LAND.

THE PROPERTY DESCRIBED ABOVE IS THE SAME PROPERTY AS DESCRIBED IN FIDELITY NATIONAL TITLE INSURANCE COMPANY COMMITMENT FOR TITLE INSURANCE NO. 14-0893KC-FN (NH), BEARING AN EFFECTIVE DATE OF APRIL 2, 2614 (REVISED MAY 15, 2014)

ALTA/ACSM LAND TITLE SURVEY

DPF DURGIN SQUARE

B&C PROJECT NO. 201400921-001 1600-1618 WOODBURY AVENUE, PORTSMOUTH, NH

BASED UPON TITLE COMMITMENT NO. 14-0093KC-FN (NH) OF FIDELITY NATIONAL TITLE INSURANCE COMPANY BEARING AN EFFECTIVE DATE OF APRIL 2, 2014 (REVISED MAY 15, 2014)

SURVEYOR'S CERTIFICATION

TO: DPF ACQUISITIONS LLC, A DELAWARE LIMITED LIABILITY COMPANY AND ANY AFFILIATE OR ASSIGNEE; DPF 1800 WOODBURY AVENUE LLC, A DELAWARE LIMITED LIABILITY COMPANY; DPF 1818 WOODBURY AVENUE LLC, A DELAWARE LIMITED LIABILITY COMPANY; 1818 WOODBURY AVENUE, LLC, A DELAWARE LIMITED LIABILITY COMPANY AND DSQ HOLDING, LLC, A DELAWARE LIMITED LIABILITY COMPANY; FIDELITY NATIONAL TITLE INSURANCE COMPANY AND BOCK & CLARK CORPORATION.

THIS IS TO CERTIFY THAT THIS MAP OR PLAT AND THE SURVEY ON WHICH IT IS BASED WERE MADE IN ACCORDANCE WITH THE 2011 MINIMUM STANDARD DETAIL REQUIREMENTS FOR ALTA/ACSM LAND TITLE SURVEYS, JOINTLY ESTABLISHED AND ADDPTED BY ALTA AND NSPS, AND INCLUDES TEMS 1, 2, 3, 4, 68, 7A, 7BT, 7C, 8, 9, 11, 3, 14, 16, 17, 18 AND 21 OF TABLE A THEREOF. THE FIELD WORK WAS COMPLETED ON APRIL 17, 2014.

I CERTIFY THAT THE BOUNDARY LINES AND ALL LOT LINES WITHIN AND BORDERING THE SUBJECT PARCEL, SHOWN HEREON ARE A RESULT OF AN ACTUAL FIELD SURVEY MADE ON THE GROUND, CONDUCTED ON APRIL 15-17, 2014 USING A TRIMBLE S& TOTAL STATION, AND THE UNADJUSTED LINEAR ERROR OF CLOSURE EXCEEDS BOTH THE MINIMUM OF THE 110,000 AS DEFINED IN SECTION 530,04 OF THE NEW HAMPSHIRE CODE OF ADMINISTRATIVE RULES AND THE MINIMUM OF 11:15,000 AS DEFINED IN SECTION 4.2 OF THE NEW HAMPSHIRE LAND SURVEYORS ASSOCIATION ETHICS AND STANDARDS:

THIS SURVEY CONFORMS TO CATEGORY 1 CONDITION 1 AS DEFINED IN SECTION 4.3.1.1 OF SHIRE LAND SURVEYORS ASSOCIATION ETHICS AND STANDARDS.

I CERTIFY THAT THIS PLAT IS NOT A SUBDIVISION PURSUANT TO THIS TITLE AND THAT THE WAYS ALREADY ESTABLISHED AND THAT NO NEW WAYS ARE SHOWN, (RSA 676:18 PAR. III)

GLENN D. ODONE JR., LLS STATE OF NEW HAMPSHIRE NO. 976

DATE OF SURVEY: APRIL 24, 2014 DATE OF LAST REVISION: MAY 16, 2014 NETWORK PROJECT NO. 201400921-001

SURVEY PREPARED BY



ODONE SURVEY & MAPPING PLANNING

sode fee

SHEET 1 OF 4

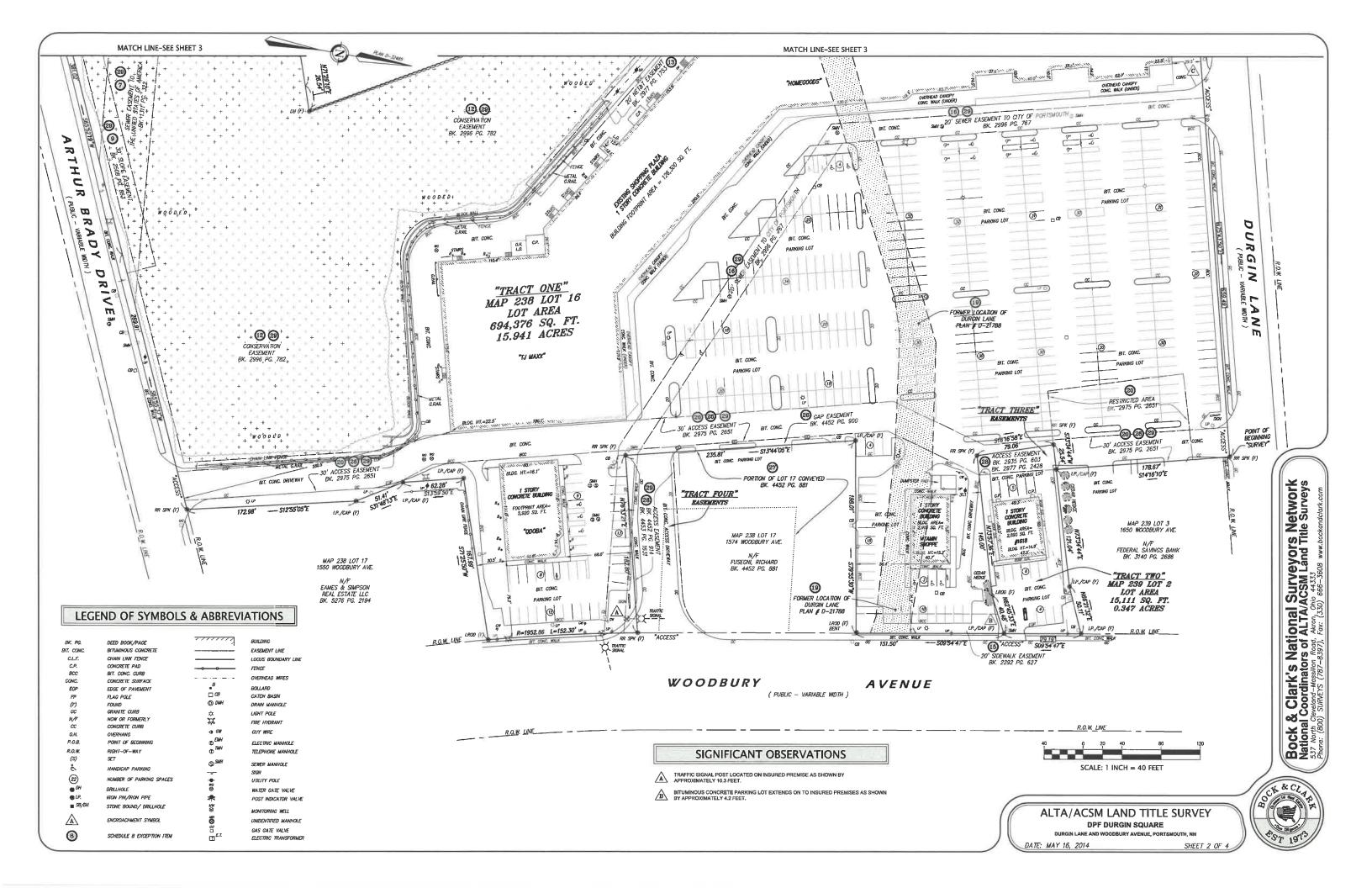
291 Main Street, Suite 5 Northborough, MA 01532

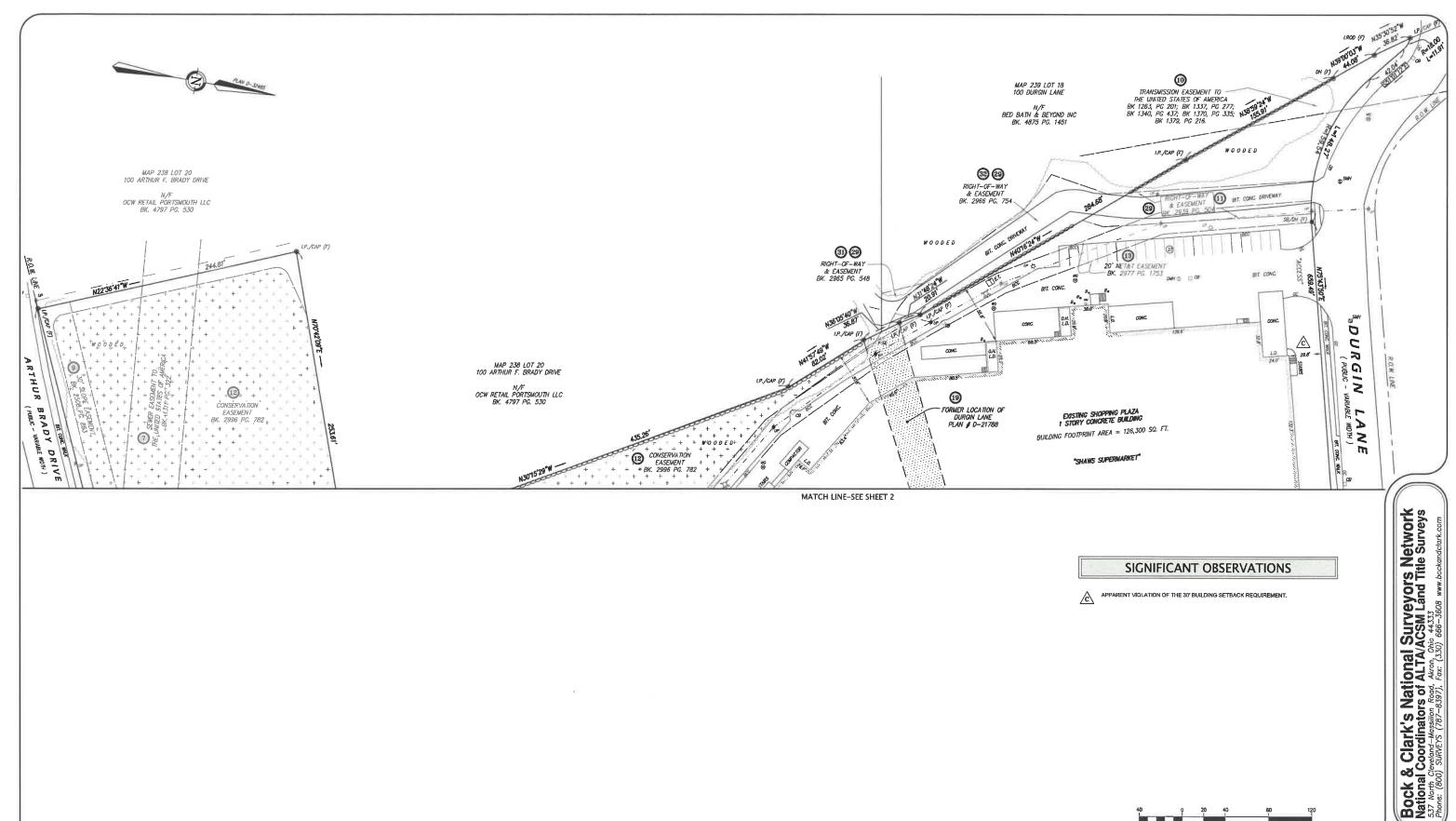
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National Surve ors of ALTA/ACSM L

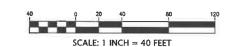
Bock & Clark's National Coordinators





SIGNIFICANT OBSERVATIONS

APPARENT VIOLATION OF THE 30' BUILDING SETBACK REQUIREMENT.



ALTA/ACSM LAND TITLE SURVEY

DPF DURGIN SQUARE DURGIN LANE AND WOODBURY AVENUE, PORTSMOUTH, NE

DATE: MAY 16, 2014 SHEET 3 OF 4



WOODBURY

(PUBLIC - VARIABLE WIDTH)

AVENUE

- VOLUME 4950, PAGE 2893 OF THE ROCKINGHAM COUNTY REGISTRY OF DEEDS, (BLANKET COVERAGE AND CANNOT BE PLOTTED)
- 37. EASEMENT AGREEMENT AT VOLUME 2935, PAGE 603; AS AMENDED AT VOLUME 2977, PAGE 2428 OF THE ROCKINGHAM COUNTY REGISTRY OF DEEDS. (PLOTTED-AFFECTS PROPERTY AS SHOWN)
- 38. EASEMENTS TO THE STATE OF NEW HAMPSHIRE AS CONVEYED IN DEED AT VOLUME 1201, PAGE 11 OF THE ROCKINGHAM COUNTY REGISTRY OF DEEDS. (PLOTTED-DESCRIBED AS RIGHTS TO MAINTAIN SLOPES AND DRAINAGE ALONG WOODBURY AVENUE, HOWEVER THERE IS NO DEFINED WIDTH OF EASEMENT)

EXHIBIT A - LEGAL DESCRIPTION

TRACT TWO [1618 WOODBURY]
TWO LOTS OF LAND WITH THE BUILDINGS THEREON LOCATED ON WOODBURY AVENUE, PORTSMOUTH, COUNTY OF ROCKINGHAM AND STATE OF NEW HAMPSHIRE, MORE PARTICULARLY DESCRIBED AS FOLLOWS:

LOT 1

A CERTAIN LOT OR PARCEL OF LAND WITH THE BUILDINGS THEREON, SITUATE ON THE WESTERLY SIDE OF WOODBURY AVENUE, IN PORTSMOUTH, COUNTY OF ROCKINGHAM AND STATE OF NEW HAMPSHIRE, BOUNDED AND DESCRIBED AS FOLLOWS:
EASTERLY BY WOODBURY AVENUE EIGHTY (80) FEET; NORTHERLY BY LAND NOW OR FORMERLY OF FRED J. ROWE,
ONE HUNDRED FORTY-FIVE (145) FEET; WESTERLY BY LAND NOW OR FORMERLY OF KATHERINE T. HANSUCKER, EIGHTY (80) FEET; SOUTHERLY BY LAND NOW OR FORMERLY OF KATHERINE T. HANSUCKER, ONE HUNDRED FORTY-FIVE (145)
FEET,

LOT 2

A CERTAIN ADJACENT TRACT OR PARCEL OF LAND LYING EASTERLY OF THE ASOVE PREMISES AS FOLLOWS: BEGINNING AT A CONCRETE FILLED IRON PIPE AT THE SOUTHWESTERLY CORNER OF THE DESCRIBED PARCEL AT THE SOUTHWESTERLY CORNER OF LAND NOW OR FORMEROY FOR A MEALTY AND NORTHEASTERLY CORNER OF LAND NOW OR FORMERITY OF A GADO, C. CARLSON, SADI DRON PIPE ALSO BEING LOCATED ON THE FORMER WESTERLY SIDELINE OF OLD WOODBURY AVENUE, THENCE RUNNING ALONG LAND OF SAID K & M REALTY N 170737 W, A DISTANCE OF 79.99 FEET TO AN IRON PIPE AT THE SOUTHWESTERLY CORNER OF LAND OF THE SAID CITY OF PORTSMOUTH, SADI RICH PIPE ALSO BEING LOCATED ON THE SAID FORMER SIDELINE OF OLD WOODBURY AVENUE, THENCE TURNING AND RUNNING ALONG OTHER LAND OF SAID KLY OF PORTSMOUTH N 68'22132 E. A DISTANCE OF 50.11 FEET TO A POINT ON THE WESTERLY SIDELINE OF WOODBURY AVENUE, THENCE TURNING AND RUNNING ALONG OTHER LAND OF SAID CITY OF PORTSMOUTH N 68'22132 E. A DISTANCE OF 50.11 FEET TO A POINT ON THE WESTERLY SIDELINE OF WOODBURY AVENUE, THENCE TURNING AND RUNNING ALONG SAID SIDELINE OF WOODBURY AVENUE S 09'5647' E, A DISTANCE OF 75.19 FEET TO A POINT AT THE NORTHEASTERLY CORNER OF OTHER LAND OF SAID CITY OF PORTSMOUTH, THENCE TURNING AND RUNNING ALONG SAID SIDELINE OF PROSTSMOUTH SEYS OF SAID CITY OF PORTSMOUTH SEYS OF SAID CITY OF PORTSMOUTH, THE NORTHEASTERLY CORNER OF OTHER LAND OF SAID CITY OF PORTSMOUTH, THEN CORNER OF OTHER LAND OF SAID CITY OF PORTSMOUTH, THEN SEYS OF SAID CITY OF PORTSMOUTH, THEN SEYS OF SAID CITY OF PORTSMOUTH, THEN SEYS OF SAID CITY OF PORTSMOUTH SEYS OF SAID CITY OF PORTSMOUTH, THENCE TURNING AND RUNNING ALONG OTHER LAND OF SAID CITY OF PORTSMOUTH OR SAID SAID CITY OF PORTSMOUTH, THENCE TURNING AND RUNNING ALONG OTHER LAND OF PARCEL OF LAND CONTAINING 3.521 SQUARE FEET, MORE OF 40.48 FEET TO SAID POINT OF BEGINNING. SAID TRACT OR PARCEL OF LAND CONTAINING 3.521 SQUARE FEET, MORE OR CESS.

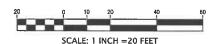
SAID PARCEL OF LAND BEING SHOWN ON PLAN ENTITLED "DISCONTINUANCE PLAN OF THE PUBLIC RIGHT-OF-WAY OF OLD WOODBURY AVENUE," DATED APRIL B, 1991, BY RICHARD P, MILLET AND ASSOCIATES, AND RECORDED IN THE ROCKINGHAM COUNTY REGISTRY OF DEEDS AS PLAN NO. D-21772.

TRACT THREE (EASEMENTS)
TRACTS ONE AND TWO ARE INSURED TOGETHER WITH BENEFIT OF THE APPURTENANT EASEMENTS SET FORTH AT BOOK 2937, PAGE 803 AND BOOK 2977, PAGE 2428, SUBJECT TO THE TERMS THEREOF.

TRACT FOUR [EASEMENTS]
TRACT ONE IS INSURED TOGETHER WITH BENEFIT OF THE APPURTENANT EASEMENTS SET FORTH AT BOOK 4452, PAGE 909, BOOK 4452, PAGE 914 AND BOOK 4453, PAGE 1631 GRANTING ACCESS RIGHTS OVER ABUTTING LOT 17 TO THE LAND, SUBJECT TO THE TERMS THEREOF,

LEGEND OF SYMBOLS & ABBREVIATIONS

BK. PG.	DEED BOOK/PAGE	27777777	BUILDING
BIT. CONC.	BITUMINOUS CONCRETE		EASEMENT LINE
C.L.F.	CHAIN LINK FENCE		LOCUS BOUNDARY LINE
C.P.	CONCRETE PAD		FENCE
BCC	BIT. CONC. CURB		OVERHEAD WIRES
CONG.	CONCRETE SURFACE	P	OVERHEAD MIKES
EOP	EDGE OF PAVEMENT	•8	BOLLARO
FP	FLAG POLE	□ cs	CATCH BASIN
(F)	FOUND	(D) DMH	DRAIN MANHOLE
GC	GRANITE CURB	\$	LIGHT POLE
N/F	NOW OR FORMERLY	X	FIRE HYDRANT
cc	CONCRETE CURB	-a GW	GUY WIRE
O.H.	OVERHANG		GOT WIRE
P.O.B.	POINT OF BEGINNING	© ^{EMH}	ELECTRIC MANHOLE
R.O.W.	RIGHT-OF-WAY	THEH O	TELEPHONE MANHOLE
<i>(\$)</i>	SET	© SMH	
ě.	HANDICAP PARKING	Ø	SEWER MANHOLE
_		-	SIGN
(22)	NUMBER OF PARKING SPACES	*	UTILITY POLE
DH	DRILLHOLE	⊗ ⊗	WATER GATE VALVE
⊕ I.P.	IRON PIN/IRON PIPE	赤	POST INDICATOR VALVE
■ SB/DH	STONE BOUND/ DRILLHOLE	WW ⊗	MONITORING WELL
A	ENCROACHMENT SYMBOL	8	UNIDENTIFIED MANHOLE
		G	GAS GATE VALVE
(8)	SCHEDULE B EXCEPTION ITEM	□ εr.	ELECTRIC TRANSFORMER



ALTA/ACSM LAND TITLE SURVEY DPF DURGIN SQUARE

1618 WOODBURY AVENUE, PORTSMOUTH, NH

1 & CL

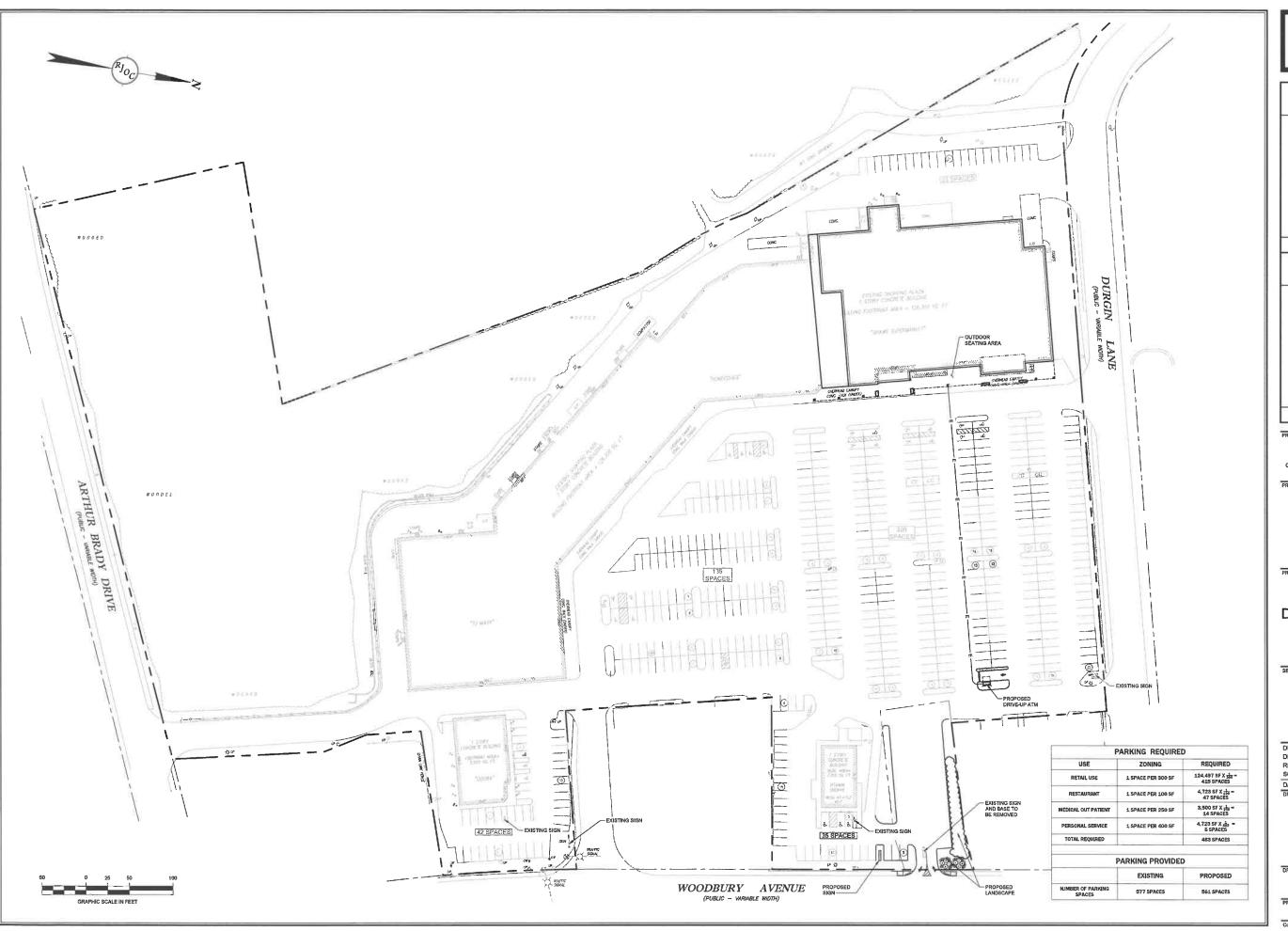
Surveyors Network ACSM Land Title Surveys

Bock & Clark's National National Coordinators of ALTA/, North Cleveland-Massilon Road, Akron, Of Phone: (800) SURVEYS (787–8397), Fox. (331

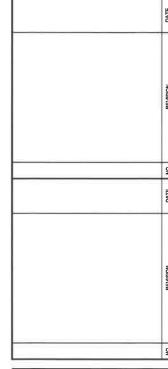
R.O.W. LINE

DATE: MAY 16, 2014

SHEET 4 of 4







REPARED BY:

RJO'CONNELL
& ASSOCIATES, INC.

CML ENGINEERS, SURVEYORS & LAND PLANNERS
80 MONITVALE AVENUE, SUITE 201 STONEHAM, MA 02180
PHONE: 781.279.0180 RJOCONNELL.COM
PREPARED FOR:

KEYPOINT PARTNERS

ONE BURLINGTON WOODS DRIVE BURLINGTON, MA 01803 781-418-6203

DPF DURGIN SQUARE PORTSMOUTH, NH

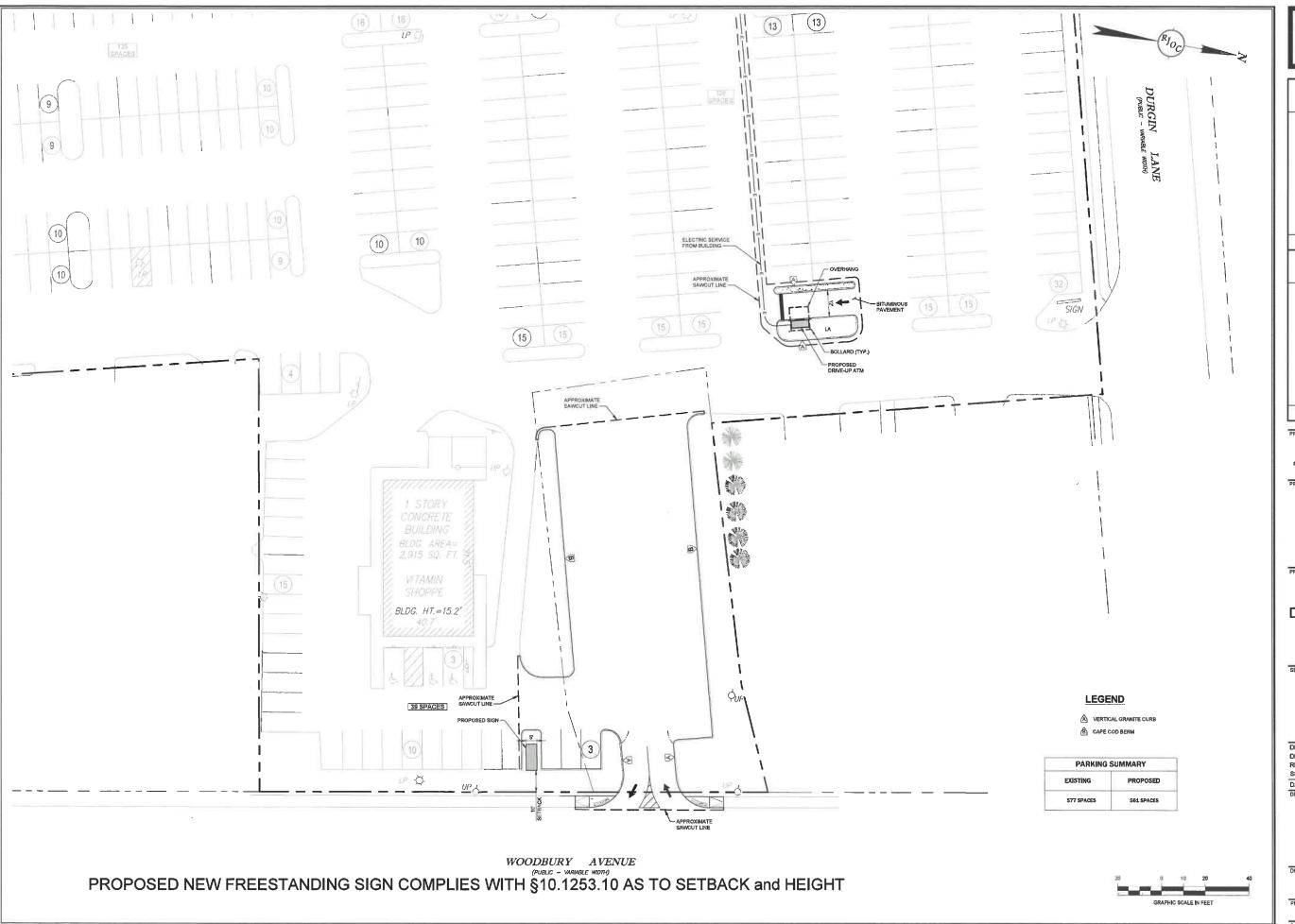
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SCALE:	1" = 5
REVIEWED BY:	SP
DRAWN BY:	MC
DESIGNED BY:	SP

OVERALL SITE PLAN

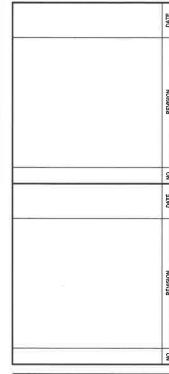
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DPF DURGIN SQUARE PORTSMOUTH, NH

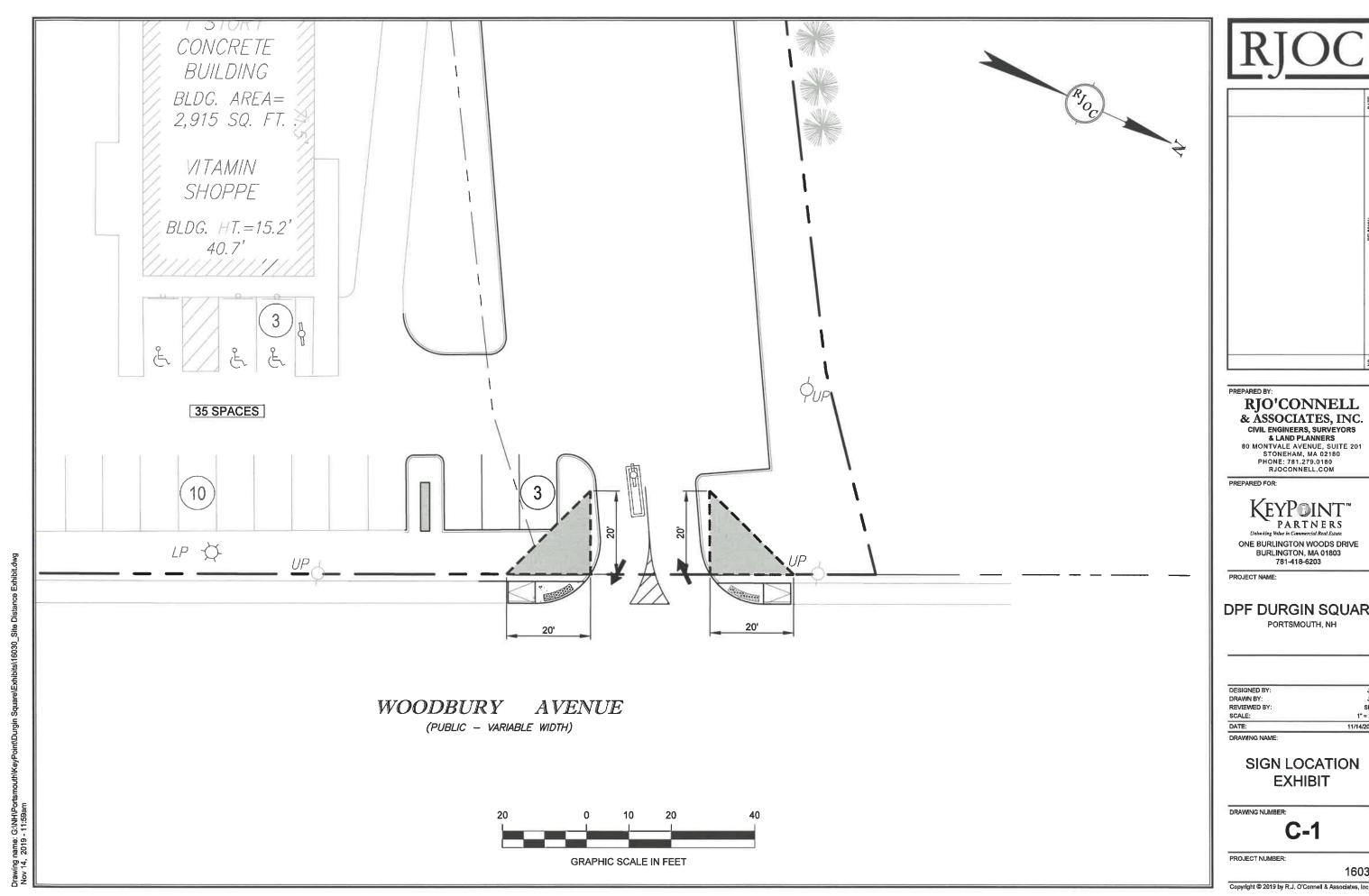
DESIGNED BY:	SP
DRAWN BY:	MC
REVIEWED BY:	SP
SCALE:	1" = 2
DATE:	10/10/201

SITE PLAN

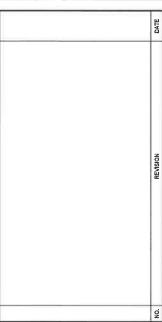
SP-1

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KEYPOINT PARTNERS Unlocking Value in Commercial Real Estate

ONE BURLINGTON WOODS DRIVE BURLINGTON, MA 01803 781-418-6203

DPF DURGIN SQUARE

PORTSMOUTH, NH

DATE:	11/14/2019
SCALE:	1" = 30"
REVIEWED BY:	SPG
DRAWN BY:	JIR
DESIGNED BY:	JIR

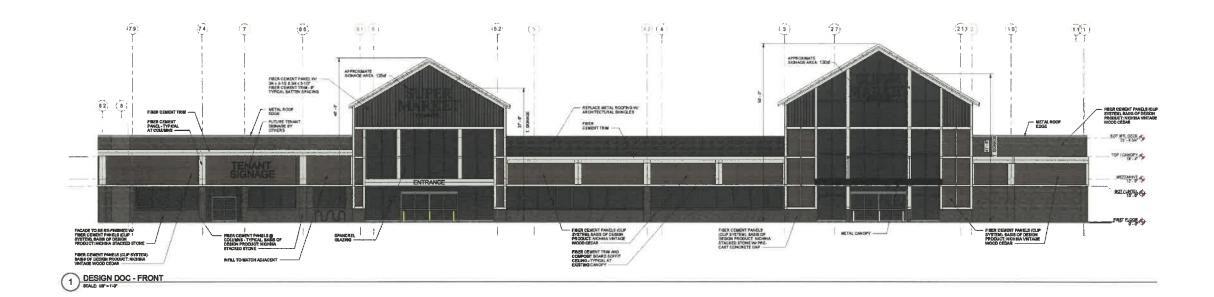
SIGN LOCATION **EXHIBIT**

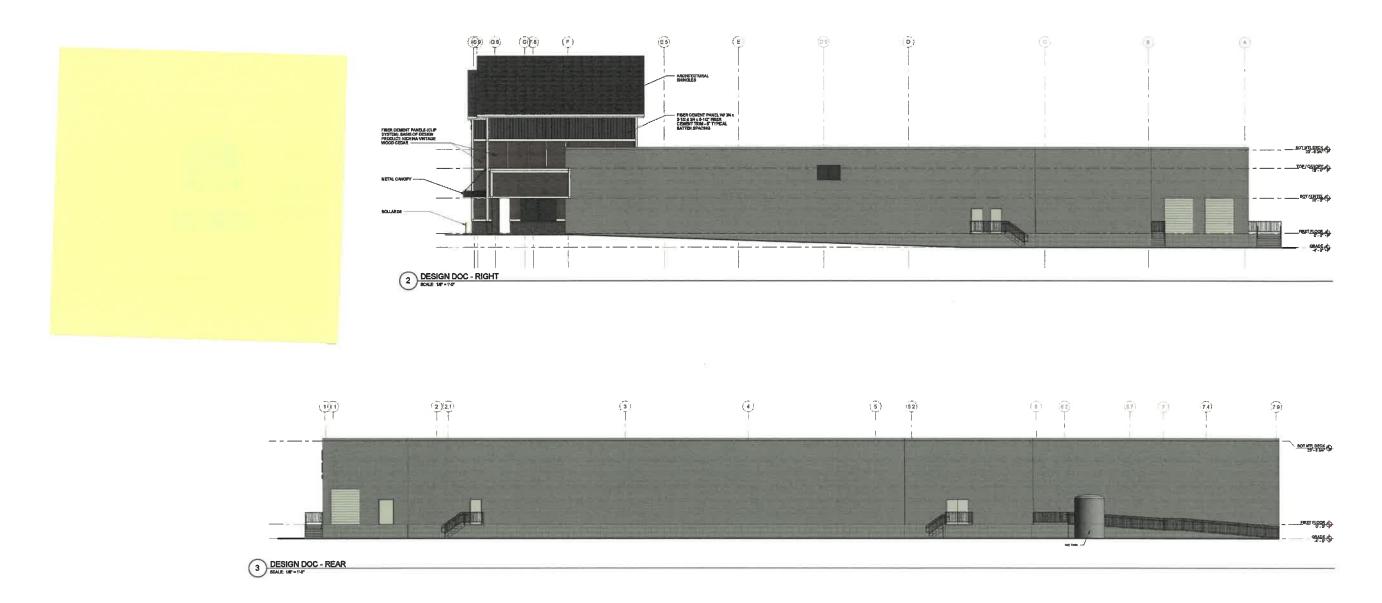
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PROJECT NUMBER:

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HARRIMAN





