

# RAYMOND C. LUBUS

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June 27, 2011

Common Council  
City of Danbury  
155 Deer Hill Avenue  
Danbury, Connecticut 06810

RE: "Spruce Mountain Trail"

1. Acceptance of Road
2. Drainage Easement

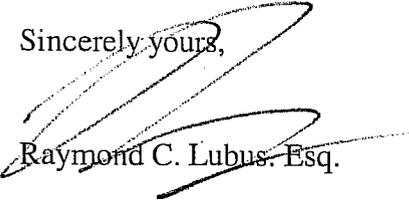
Dear Gentlemen:

Please accept this correspondence as a clarification of my previous request already submitted to the Council, on behalf of my client, of their two (2) requests for approval from the Common Council; to wit: To approve the acceptance of Spruce Mountain Trail Extension; and, to approve a Drainage Easement to the City of Danbury with rights to drain onto abutting property.

Please add these to your agenda for the scheduled July Common Council Meeting.

Thank you.

Sincerely yours,

  
Raymond C. Lubus, Esq.

RCL: kk

Record and Return to:  
Raymond C. Lubus, Esq.  
22 Brush Hill Road  
New Fairfield, CT 06812

CITY OF DANBURY

DRAINAGE EASEMENT

TO ALL PEOPLE TO WHOM THESE PRESENTS SHALL COME GREETING:

KNOW YE THAT, 34 SPRUCE MOUNTAIN TERRACE, LLC., a Connecticut Limited Liability Company of the City of Danbury, County of Fairfield, and State of Connecticut ("Grantor") for valuable consideration received to its full satisfaction of the CITY OF DANBURY, a municipal corporation having its territorial limits within the County of Fairfield and State of Connecticut ("Grantee"), does hereby grant, bargain, sell and convey unto the said CITY OF DANBURY, Grantee, its successors and assigns forever, the following perpetual easement for drainage of surface and storm water onto and through premises of Grantor, together with the right to discharge such water onto and over the land of the Grantor.

Said drainage easement is shown as set forth on attached Schedule "A"

Together with the right to construct, maintain, inspect, use and operate, repair and replace catch basins, culverts and drainage pipes and their appurtenances and to drain water on, through and across the parcel and to enter upon the parcel and to pass over the same, including the right to perform any work necessary or convenient for the construction, maintenance, inspection, use, operation, repair, replacement or protection of said catch basins, culverts, detention basin and pipes and to promote the flow of water.

The Grantor herein reserves to himself, his heirs, successors and assigns, the right to continue to use the land within which the aforesaid easement has been granted for any uses and purposes which shall not interfere with the use thereof by the Grantee, its successors and assigns, in fulfilling the purposes for which this easement is granted. In the exercise of his rights hereunder, Grantor will not, however, cause or permit any activities to be conducted or cause or permit any buildings or structures to be erected or plant or cause to be

