



Victoria F. Sheehan
Commissioner

THE STATE OF NEW HAMPSHIRE
DEPARTMENT OF TRANSPORTATION



William Cass, P.E.
Assistant Commissioner

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Beards

Her Excellency, Governor Margaret Wood Hassan
and the Honorable Council
State House
Concord, New Hampshire 03301

Bureau of Right-of-Way
November 4, 2015

REQUESTED ACTION

The Department of Transportation, Bureau of Right-of-Way, requests authorization to pay property owners \$48,350.00 as documented in the Contemplated Awards List for amounts greater than \$5,000.00 for the period extending from September 24, 2015 through November 4, 2015, effective upon Governor and Council approval.

Funding is available based on the
source of funds for each particular project.

FY 2016
\$48,350.00

EXPLANATION

These contemplated award payments are being submitted for approval to compensate property owners, tenants and/or claimants for impacts resulting from Transportation Improvement Projects. The Department certifies that all payments will be made in accordance with all applicable State and Federal regulations as they relate to property acquisition and relocation.

Respectfully,

Victoria F. Sheehan
Commissioner

VFS/CRS/dd
Attachments



THE STATE OF NEW HAMPSHIRE
DEPARTMENT OF TRANSPORTATION



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CONTEMPLATED AWARDS

Project: BARNSTEAD; X-A001(174); 14121E
(NH 28 improvements at the Peacham Road intersection)
OWNER: [Parcel #020] LORETTA E. EMERSON & PAMELA L. ST LAURENT
13346 SF DRAINAGE EASEMENT \$7,100.00
16452 SF SLOPE EASEMENT
1.16 AC ACREAGE
(PURCHASE OF LAND AND RESULTANT DAMAGES-REGULAR)
OWNER: [Parcel #016] CONLON-WARREN TRUST
3968 SF DRAINAGE/SLOPE EASEMENT \$11,400.00
175 SF DRIVEWAY EASEMENT
9783 SF SLOPE EASEMENT
0.13 AC RESIDENTIAL LAND
(PURCHASE OF LAND AND RESULTANT DAMAGES-REGULAR)
Project: BELMONT; X-A001(182); 16202
(INTERSECTION SAFETY IMPROVEMENT THROUGH HSIP NH 140, SOUTH RD AND JAMESTOWN RD)
OWNER: [Parcel #010] MICHAEL K. KENNEDY & CAMILLE M. KENNEDY
1125 SF SIGHT EASEMENT \$6,760.00
(PURCHASE OF LAND AND RESULTANT DAMAGES-REGULAR)
Project: DERRY; X-A000(897); 15690
(Intersection Safety Improvement through HSIP)
OWNER: [Parcel #008] VOJTECH KUBEC & LEOS KUBEC
OUT OF COURT SETTLEMENT PRIOR TO A HEARING BEFORE \$5,000.00
THE NHBTLA BETWEEN THE ATTORNEY GENERALS OFFICE AND
THE LAND OWNER IN THE AMOUNT OF \$21,800.00
1/6/2014 - AWARDED \$16,800.00 AND REFUSED
1/8/2014 - DEPOSIT OF DAMAGES WITH CLERK NHBTLA IN
AMOUNT OF \$16,800.00
BALANCE FOR APPROVAL...\$5,000.00
(PURCHASE OF LAND AND RESULTANT DAMAGES-REGULAR)

Project: WALPOLE - CHARLESTOWN; X-A000(487); 14747

(FROM NORTH WALPOLE RECONST TO NH 12A IN
CHARLESTOWN, ADD SHOULDERS, IMPROVE DRAINAGE,
RELOCATE RR)

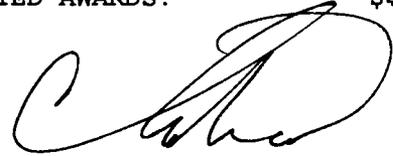
OWNER: [Parcel #017] JUDITH E. KONESKO & DEBORAH S.
KONESKO GILBERT

RELOCATION WELL & SEPTIC \$9,090.00
(RELOCATION OF SEPTIC SYSTEMS AND WELLS)

OWNER: [Parcel #025] EUGENE J. AUGUSTINOWICZ

REESTABLISHMENT PAYMENTS \$9,000.00
(BUSINESS RE-ESTABLISHMENT PAYMENT-OWNER)

TOTAL CONTEMPLATED AWARDS: \$48,350.00



CHARLES R. SCHMIDT, PE
ADMINISTRATOR

ATTORNEY GENERAL
DEPARTMENT OF JUSTICE

33 CAPITOL STREET
CONCORD, NEW HAMPSHIRE 03301-6397

JOSEPH A. FOSTER
ATTORNEY GENERAL



DEPT. OF TRANSPORTATION
RIGHT-OF-WAY

OCT 28 2015

RECEIVED

ANN M. RICE
DEPUTY ATTORNEY GENERAL

October 21, 2015

Victoria Sheehan, Commissioner
NH Department of Transportation
7 Hazen Drive
Concord, NH 03302

Re: State of New Hampshire v. Leos Kubec, et al.
Project: Derry, X-A000(897), 15690, Parcel 8
BTLA # 27142-13ED

Dear Commissioner Sheehan:

This is to request that you take the necessary steps to issue a check made payable to "Vojtech Kubec and Leos Kubec" in the amount of \$ 5,000.00. This payment is the result of a settlement of the above-captioned eminent domain case prior to a hearing.

The taking occurred on January 8, 2014. The tender of damages was in the amount of \$ 16,800.00. The case was settled for an additional payment of \$ 5,000.00, resulting in a total of \$ 21,800.00. Disputes arose between the parties, and the parties have agreed to resolve their differences pursuant to a settlement.

Please send the check to my attention. Should you have any questions, please feel free to contact me.

Very truly yours,


John J. Conforti
Assistant Attorney General
Transportation and Construction Bureau
(603) 271-3675
Fax: (603) 271-2110
john.conforti@doj.nh.gov

Nancy L Spaulding 2000 15

JJC:jsd

cc: Charles R. Schmidt, Administrator, Bureau of Right-of-Way, Dept. of Transportation
Stephen A. Bernard, Chief Right-of-Way Appraiser, Dept. of Transportation

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*Original signed
copy w/ 12/2/15
GJC*