

BATH COUNTY SCHOOL BOARD

AGENDA ITEM: INFORMATION { }                      ACTION { X }                      CLOSED MEETING { }

**SUBJECT:**                      SUPERINTENDENT’S REPORT - ACTION

MES Fiber Optic Line Easement

**BACKGROUND:**                      MGW is adding fiber optic connections for Millboro Elementary’s internet service, and needs a similar easement to the one recently approved for Bath County High School. The buried cable at MES will be a much less complex route, as they will approach from the back of the school where there is no pavement.

A copy of the easement text follows; a sketch of the cable path will be shared at the meeting, and attached to the easement.

**RECOMMENDATION:**                      Recommend approval of the easement so that work may be completed in the next couple of weeks.

**Bath County Public Schools – MGW Networks**

**Millboro Elementary Right of Way Easement**

Date of Execution: June 22, 2015

Grantor: Bath County Public Schools

KNOW ALL MEN BY THESE PRESENTS THAT on this 22<sup>nd</sup> day of June, 2015, for and in consideration of establishing services by MGW Networks, LLC to the undersigned, Bath County Public Schools, the receipt of which is hereby acknowledged, the undersigned hereby grant(s) and convey(s) unto the said MGW Networks, LLC, and assigns a right of way or easement for the purpose of constructing, installing, operating, maintaining, replacing and removing a telephone communication system of buried telephone cables, wires, lines, pedestals, and other equipment incidental to the use of such fiber and lines upon and across and certain land owned by the undersigned or in which the undersigned have (has) an interest, situated at the address of 411 Church St. (Millboro Elementary School) in the county of Bath located in the State of Virginia, which said right of way or easement is more particularly described as follows, to-wit:

A right of way, 20 feet in width, will be allotted for the purpose of constructing a buried fiber system. In exchange for the allotment of right of way, Grantor will have access to said fiber at the going rate so chosen by MGW Networks. Grantor will also be responsible for any fees associated with receiving said service. The right of way or easement hereinabove conveyed includes the right of ingress and egress over, under and across the lands of the undersigned for the purpose of exercising the rights herein granted.

MGW Networks, LLC. agrees to bury all cable on property mentioned above and to restore any disturbed ground to its original state. MGW will move in-ground cable at Grantor's request if buried cable is in the way of proposed construction. This move would be billed at no additional charge. This privilege allows the Grantor only one move of in-ground cable.

This easement agreement shall be in force only as long as services are provided to Grantor at this site. A written sketch of the cable path and associated pedestals & connections must be initialed by Grantor(s) and MGW Networks and attached to this document.

Grantor \_\_\_\_\_

\_\_\_\_\_

STATE of Virginia, COUNTY OF Bath, to-wit:

The foregoing instrument was duly acknowledged before me this 22<sup>nd</sup> day of June, 2015 by

(Grantor) \_\_\_\_\_.