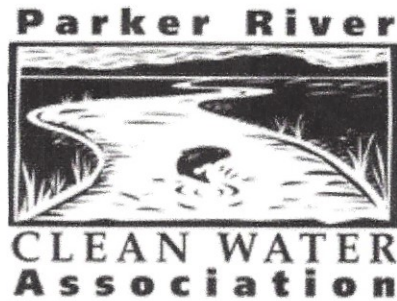


PO Box 798 • Byfield, MA 01922



www.Parker-River.org • 978-462-2551

10 January, 2019

Mayor Donna D. Holaday
City of Newburyport
60 Pleasant Street
Newburyport, MA 01950

Dear Mayor Holaday,

For years, Parker River Clean Water Association (PRCWA) has overseen the Little River Nature Trail and more recently, the Gloria Braunhardt Bike/Pedestrian Trail with general oversight, light maintenance which has involved trail clearance from brush and fallen trees; repairs to the observation deck and making sure there are no obstructions on the bike trail. All this has been done on municipal property which was deeded over to the city in 1993 from MassDOT. Our intent has always been to use the nature trail and bike trail as educational tools to make the public aware of the importance of the Little River watershed.

Though general liability has rested firmly on the city; PRCWA has been happy to make sure that oversight was made especially when monitoring the area for vandalism, or reporting to local law enforcement when unusual activity such as unlawful fires, dumping, or suspicious activity has occurred. We also have been diligent in reporting to the city when harm to the wetlands environment has been discovered.

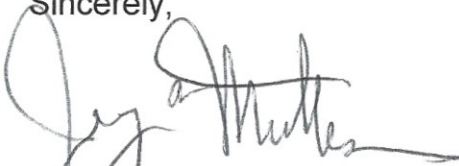
The city has undertaken purchasing additional large areas of sensitive open space for the intent of protecting the Upper Little River Watershed. PRCWA has been enthusiastically supportive of these efforts. We agree these efforts have the main purpose of allowing the work of wetlands to absorb large outflows from upriver impervious surfaces to prevent flooding which could cause extensive damage to our important commercial and residential areas downstream.

In that area, PRCWA has created nature trails that cover this crucial watershed. By maintaining a unified Little River Trail System as an educational and recreational trail network we demonstrate to the surrounding community the importance of the Little River Watershed, the historic Common Pasture and the importance of protecting this fragile environment with its varied and rich wildlife habitats. PRCWA conducts oversight for the purpose of keeping them open in order to sustain passive recreational activities in this area and to monitor them in case of safety concerns.

Attached is our agreement toward this end.

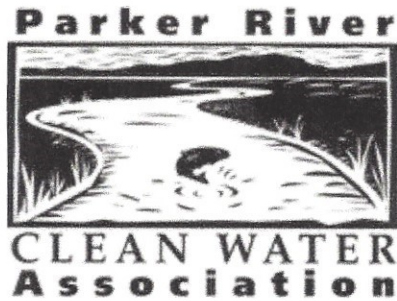
If you have any questions, concerning this subject; we would be happy to answer them.
Thank you

Sincerely,

A handwritten signature in black ink, appearing to read "Jerry A. Mullins". The signature is fluid and cursive, with a long horizontal stroke extending to the right.

Jerry A. Mullins,
President & Trail Manager,
Parker River Clean Water Association

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10 January, 2019

Mayor Donna D. Holaday
City of Newburyport
60 Pleasant Street
Newburyport, MA 01950

Dear Mayor Holaday,

Increased acreage has been put into conservation use thanks to the City of Newburyport's efforts to protect the Upper Little River Watershed and the historic Common Pasture.

Parker River Clean Water Association, a 501(c)3 corporation, designated as PRCWA, is willing to continue its supportive role of maintenance for the trail network throughout the area designated as the Little River Trail System and to provide oversight of the Upper Little River Watershed. In addition, many grants for projects that PRCWA may seek must include a signed statement from the landowner i.e. the City of Newburyport, specifically authorizing said project and ensuring that the property is open for continuing public access.

Whereas PRCWA and the City of Newburyport mutually desire to enter into this Agreement, and in exchange for good and valuable consideration, the receipt and adequacy of which is not in dispute, PRCWA and the City of Newburyport agree as follows:

PRCWA volunteers would provide lighter duty clean-up maintenance such as clearing trail debris, litter pickup, and brush cutting. PRCWA will also conduct general oversight of the area for the purpose of informing the municipal government of any suspicious activity, unlawful dumping or potential harm to the environment.

PRCWA's goals when securing funding for the Little River Trail System, will be directional & informational signage, a collection of boardwalk/bog bridges for wetland areas, improvements to the handicap-accessible bike/pedestrian trail, and improvements & maintenance for the five (5) trail heads.

Newburyport Department of Public Services may provide labor and heavier equipment for stone dust path maintenance on the Gloria Braunhardt Bike/Pedestrian Trail. Any other assistance will be determined voluntarily by the City by the discretion of the Director of the Department of Public Services when it is appropriate to advance safety concerns.

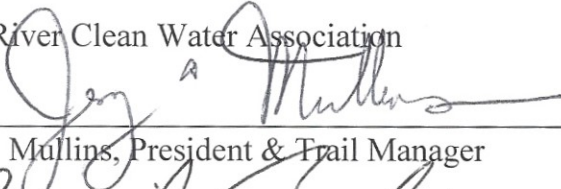
Any additional improvements involving the Little River Trail System will be pursued as completely separate projects under the oversight of PRCWA and will involve seeking additional funding sources and volunteer work and does not involve labor or materials from the regular budget of the Department of Public Services unless required by city policy, or for safety concerns.

This Agreement shall not be construed as creating or vesting in PRCWA any estate in the property, but only the limited rights herein before stated.

The Map attached hereto is duly incorporated within this Agreement.

By signing where indicated below, the individuals represent that they each have authority to enter into this Agreement and bind the parties to the terms hereof.

Parker River Clean Water Association



Jerry A. Mullins, President & Trail Manager










George Comiskey, Vice-President

Newburyport

By Donna D. Hickey, Mayor Date: 1/16/19

Trails of the Little River Headwaters



-  Little River Area Trailhead Parking
-  Cooper North Pasture Preserve Trail
-  Randal J. Millen Nature Trail
-  Marlene Schroeder Nature Trail
-  Gloria Braunhardt Bike Path
-  Little River Nature Trail
-  Little River

