

ROE Amendment NO. 1

Grantor: Pease Development Authority Division of Ports and Harbors (PDA-DPH)

Grantee: Swell Oyster Company, LLC. (Swell)

ROE Commencement Date: July 1, 2020

This Right of Entry (ROE) Amendment No. 1, made effective June 1, 2021, by and between the above referenced Grantor and Grantee:

Whereas, Grantor and Grantee are parties to a ROE concerning use of a building at the Hampton Harbor Marine Facility for oyster harvesting and sales operations;

Whereas, Grantee has requested to construct a restroom as an addition on its existing building at the Hampton Harbor Marine Facility; and

Whereas, the PDA-DPH approves of Grantee's request.

NOW, THEREFORE, Grantor and Grantee agree for good and valuable consideration, the receipt and sufficiency of which is hereby acknowledged, the ROE for non-exclusive use of a parcel at the Hampton Harbor Marine Facility is amended as set forth below:

PURPOSE:

Swell may construct at its own cost a 3' x 6' employee only restroom as an addition to the rear of its existing building at the Hampton Harbor Marine Facility to meet the requirements of the NH Health Department.

ADDITIONAL TERMS AND CONDITIONS:

Swell shall obtain all required permits prior to construction, which may include, but may not be not limited to, building and environmental permits. Swell shall ensure the construction is conducted in a safe and orderly manner, without disruption to other users of the Hampton Harbor Marine Facility.


All other terms and conditions of the ROE shall remain in force.

IN WITNESS WHEREOF, Grantor and Grantee have executed this Amendment No. 1 effective the date set forth above.

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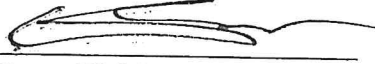
Grantee: Swell Oyster Company, LLC.

By:



Russell Hilliard

And



Conor Walsh

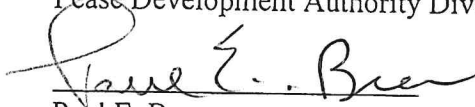
Its:

Members

Grantor:

Pease Development Authority Division of Ports and Harbors

By:



Paul E. Brean

Its:

Executive Director