

**A RESOLUTION OF THE TOWNSHIP OF MOUNT OLIVE, COUNTY OF MORRIS,
STATE OF NEW JERSEY AUTHORIZING THE EXECUTION OF A VACATION AND
RELEASE OF GRANT OF EASEMENT**

WHEREAS, Toll NJ II, L.P., (hereinafter "Toll") is a successor-in-interest, the owner of, and in possession of certain property known as Lot 79, Block 4400 on the Tax Map of the Township of Mount Olive; and

WHEREAS, by Deed dated August 19, 2008 and recorded on August 28, 2008 in Deed Book 21147, Page 179, in the Morris County Clerk's Office, Toll took title to the property; and

WHEREAS, the Easement which is subject to the vacation request was made on June 1, 1995 by and between ARD Mount Olive Associates, L.P. and the Township of Mount Olive and was recorded with the Morris County Clerk in Deed Book 4196, Page 066 for the installation of sanitary sewer facilities and appurtenances on a portion of the subject property; and

WHEREAS, both Toll and the Township of Mount Olive have agreed to extinguish, quitclaim and release any and all of each of their interests, if any, in the subject Easement; and

WHEREAS, the Township Engineer has reviewed the request, performed an inspection of the sanitary sewer line and has found same to be abandoned and removed and has authorized the Township to proceed with the execution of the Vacation and Release of Grant of Easement.

NOW THEREFORE BE IT RESOLVED by the Township of Mount Olive, in the County of Morris and State of New Jersey that the Township shall execute the attached Vacation and Release of Grant of Easement with Toll NJ II, L.P. pursuant to the terms and conditions as stated in the attached Agreement.

This resolution will take effect immediately upon its passage.

TOWNSHIP OF MOUNT OLIVE

PHIL TOBEY
Mount Olive Township Council President

I hereby certify the above to be a true copy of a resolution passed by the Mount Olive Township Council at a duly convened meeting held on June 15, 2010.

LISA M. LASHWAY
Mount Olive Township Municipal Clerk