

PRESERVATION AGREEMENT

We, Conant H. Barton and Rosemary S. Barton, owners of premises at 53 Candlewood Road, Ipswich, Essex County, Massachusetts, described in Essex South District Registry of Deeds, Land Court Certificate of title #20563-25881 upon which is a house built about 1720 evaluated by the Historical Commission of the Town of Ipswich (the Commission) as having significant historical architectural value and being especially worthy of preservation, in consideration of \$1,000 paid and such technical advice and assistance as the Commission may render, hereby agree for themselves and their heirs and assigns as owners of said premises with the Town of Ipswich not to permit any alterations to be made to the following exterior and interior features:

- The exterior facades of the original dwelling facing South, North and East;
- The central frame including primary and secondary members;
- The central chimney;
- The wooden architectural elements including the stairway, paneling, doors and other molded detail in the front hall;
- The wooden architectural elements, including the paneling, mantelpieces, doors and other molded detail of the two front first floor rooms and two front second floor rooms of the original dwelling;

unless with prior written approval of the Commission, which shall not be unreasonably withheld. The Commission shall act upon written request for such approval within thirty days of its receipt, and shall give notice of any disapproval to the owners in writing with reasons. If a request for approval is not disapproved by the Commission within thirty days, it shall be deemed approved.

Ordinary and necessary repairs and maintenance not materially affecting features listed above shall not be considered alterations. In case of damage by fire or other casualty so serious as to cause reconstruction to be reasonably adjudged to be impractical, this agreement shall terminate, and otherwise shall remain in effect until 2100 A.D., or if approved by the Board of Selectmen of the Town of Ipswich and the Massachusetts Historical Commission, without limit of time.

The Ipswich Historical Commission acting on behalf of the Town of Ipswich pursuant to General Laws, Chapter 40, Section 8-D hereby accepts the above agreement.

Witness the execution hereof under seal in duplicate this 12th day of May, 1976.

Conant H. Barton  
Rosemary S. Barton

IPSWICH HISTORICAL COMMISSION

BY John D. Carley  
Chairman

COMMONWEALTH OF MASSACHUSETTS

Essex, ss.

Then personally appeared the above-named Conant H. Barton, Rosemary S. Barton and acknowledged the foregoing instrument to be their free act and deed, before me, John F. Conley

Barbara J. Fraga  
Notary Public

My Commission expires: August 4, 1978