

**RESOLUTION OF THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF MOUNT OLIVE
AUTHORIZING THE TOWNSHIP TO EXECUTE AN AGREEMENT AND RELEASE WITH
NEW JERSEY AMERICAN WATER COMPANY, INC.**

WHEREAS, the Township and New Jersey American Water Company, Inc. (“NJAWC”), pursuant to Ordinance No. 42-2008 and the BPU’s Municipal Consent Order, transferred ownership of the water supply system from NJAWC to the Township effective February 10, 2016; and

WHEREAS, the Township executed the Bill of Sale for said transfer and delivered same to NJAWC on February 10, 2016; and

WHEREAS, pursuant to the original agreement between NJAWC and the developer, Toll NJ ; , LP (“Toll”), certain utility easements were to be granted to NJAWC by Toll for the operation of the potable water production facility and ancillary equipment; and

WHEREAS, Toll did not deliver such utility easements to NJAWC; and

WHEREAS, the easements must be obtained from Toll to the Township and not from NJAWC; and

WHEREAS, the Township is working with Toll to obtain the necessary utility easements; and

WHEREAS, the Township acknowledges that the utility easements are being executed by Toll granting the easements to the Township.

NOW THEREFORE BE IT RESOLVED by the Township of Mount Olive, in the County of Morris and State of New Jersey, that the Mayor and Clerk are authorized to execute said Agreement and Release.

TOWNSHIP OF MOUNT OLIVE

Joe Nicastro, 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 March 22, 2016.

Michelle Masser, Township Clerk