

STATE OF MAINE  
PENOBSCOT,SS

SUPERIOR COURT  
DOCKET NO. RE-09-040  
AMH - PEN - 9/30/2011

CHRIS KLADOPOULOS and )  
TONI A. S. B. KLADOPOULOS, )  
 )  
Plaintiffs )  
 )  
v. )  
DONALD GRILLO, *et al.*, )  
 )  
Defendants )  
 )  
 )  
 )

**CONSENSUAL FURTHER ORDER  
ON SUMMARY JUDGMENT**

This matter was before the Court on Summary Judgment and this Court issued an "Order on the Parties' Motions for Partial Summary Judgment" dated April 12, 2011. Pursuant to that Order, the Court granted Plaintiffs' Motion for Summary Judgment as it related to Ridge Road except as it affected Defendants James E. Leavitt, II and Julie M. Leavitt. These parties were given more time to respond to the Motion for Summary Judgment before a determination was made regarding their interests in this litigation as they relate to Plaintiffs' claims.

Plaintiffs and James E. Leavitt, II and Julie M. Leavitt have filed their further responsive pleadings. After filing the further pleadings, both the Plaintiffs and James E. Leavitt, II, and Julie M. Leavitt have agreed and consent to the entry of this Judgment.

Plaintiffs and James E. Leavitt, II and Julie M. Leavitt agree and the Court does hereby Order, that Plaintiffs' land, as described in this action and more particularly in a deed recorded in the Penobscot Registry of Deeds in Book 11130, Page 220, is benefited by a right of way for all purposes of a way to access the property, including installation of public or private utilities and for any other purpose for which public roads are commonly used over the road known as Ridge Road abutting the property of James E. Leavitt, II and Julie M. Leavitt's as described in a deed recorded in the Penobscot Registry of Deeds in Book 10104 Page 4, ~~to the extent that Ridge Road is not now or hereafter a public way.~~ James E. Leavitt, II and Julie M. Leavitt contend that the portion of the Ridge Road that abuts their property is public. No determination is made as to

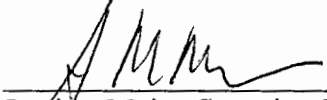
AWJ  
JML  
JEL

the ownership interests of James E. Leavitt, II and Julie M. Leavitt in Ridge Road in this action, but this Order affects their interest in Ridge Road to the extent they have or may later obtain any interest.

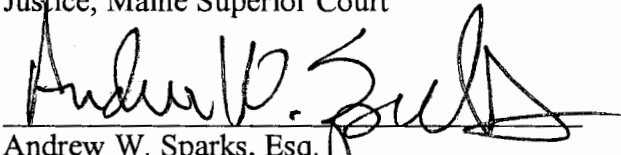
No costs are awarded to the Parties to this Order.

Clerk shall enter this Order upon the docket.

Dated: 9/30, 2011

  
\_\_\_\_\_  
Justice, Maine Superior Court

Dated: 9/30, 2011

  
\_\_\_\_\_  
Andrew W. Sparks, Esq.  
Attorney for Chris and Toni Kladopoulos

Dated: 9/30, 2011

  
\_\_\_\_\_  
James E. Leavitt, II

Dated: 9/30, 2011

  
\_\_\_\_\_  
Julie M. Leavitt