

ORDER OF TAKING

The BOARD OF SELECTMEN of the TOWN OF MIDDLEBOROUGH in the name of and on behalf of the TOWN OF MIDDLEBOROUGH, a municipal corporation situated in the County of Plymouth and the Commonwealth of Massachusetts, pursuant to a vote taken under Article 5 of the Warrant for the May 15, 1999 Special Town Meeting, pursuant to Massachusetts General Laws, Chapter 79, as amended, and pursuant to every other power hereto enabling, do hereby take by eminent domain the fee and all rights and easements in and to a parcel of real estate on the southerly side of Wareham Street in Middleborough, Plymouth County, Massachusetts bounded and described as follows:

Beginning at the northwest corner of the premises to be described in the south line of Wareham Street; thence

South 62° 54' 53" East a distance of one hundred twenty-four and sixty-six hundredths feet (124.66') to a point; thence

South 27° 25' 07" West a distance of one hundred nine and sixty-seven hundredths feet (109.67') by land now or formerly of Faria to a point; thence

North 61° 57' 25" West a distance of forty-six and eight hundredths feet (46.08') by land of J.O.C. Realty Trust to a point; thence

South 46° 06' 07" West a distance of forty-three and eighty hundredths feet (43.80') by land now or formerly of J.O.C. Realty Trust to a point; thence

North 43° 37' 08" West a distance of seventy-four and fifty-eight hundredths feet (74.58') by land now or formerly of Maypact Corporation to a point; thence

North 47° 02' 07" East a distance of nineteen and sixty-one hundredths feet (19.61') by land now or formerly of Lapointe and Corsini Auto Parts to a point; thence

South 44° 54' 53" East a distance of one and one hundredths feet (1.01') by land now or formerly of Faietti to a point; thence

North 45° 31' 58" East a distance of sixty-three and one hundredths feet (63.01') by land now or formerly of Faietti to a point; thence

North 44° 40' 47" West a distance of six and ninety-one

Please return to:
Decas, Murray & Decas
P.O. Box 201
Middleboro, MA 02346

hundredths feet (6.91') by land now or formerly of Faietti to a point; thence
North 40° 10' 55" East a distance of eighteen and fifty-one hundredths feet (18.51') by land now or formerly of Faietti to a point; thence
North 44° 40' 47" West a distance of twenty-five and eighty-eight hundredths feet (25.88') by land now or formerly of Faietti to a point; thence
North 44° 23' 42" East a distance of twenty and forty hundredths feet (20.40') by land now or formerly of Faietti to the point of beginning.

The above described parcel contains 14,873 square feet of land and is bounded and described in a deed dated August 20, 1986 recorded in the Plymouth County Registry of Deeds in Book 7174, Page 216. Hereby taking the property described in said deed however the same may be bounded and described.

The taking of the said parcel of land as provided herein shall be for municipal purposes, to wit, for a public parking lot of the Town of Middleborough.

The structures and trees in or within the real estate hereby taken are included in this taking.

This Order of Taking shall be subject to the following rights, rights of way, reservations, restrictions and easements insofar as the same are in force and effect and which are hereby excepted and excluded from this Order of Taking:

1. Right of way granted in a deed of Frederick E. Standish to John Mitchell, Jr. et ux recorded in Book 2927, Page 154.

2. Rights and easements reserved in the deed of Frederick E. Standish to Albino Faietti et al. recorded in Book 1955, Page 272.

3. Rights, easements and restrictions described in the deed of Frederick E. Standish to Walter O. Thompson et al. recorded in Book 1931, Page 281.

4. Privileges, easements, restrictions, rights of way and reservations referred to or set forth in a deed of Alberto A. Faietti to Dennis G. Gurney recorded in Book 4610, Page 290.

5. Rights of way and other related rights described in a conveyance of Alberto Faietti to Martha E. Mitchell recorded in Book 4596, Page 351.

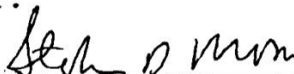
The supposed owners of the above described real estate and the holders of any other interests therein hereby taken are set forth


below together with the damages which are hereby determined to have been caused by this taking and are hereby awarded:


<u>SUPPOSED PROPERTY OWNER(S) AND OTHER PARTIES</u>	<u>DAMAGES</u>
1. Timothy J. Donovan 68 Lafayette Road Plymouth, MA 02360	\$94,910.90
2. Wayne W. Williams 228 Wareham Street Middleboro, MA 02346	None
3. Owners Unknown	None

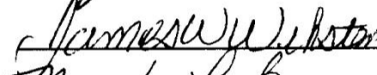
This order was adopted and is dated this 7th day of June, 1999.

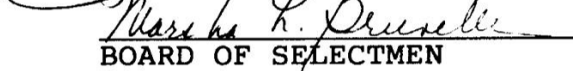
TOWN OF MIDDLEBOROUGH
BY:











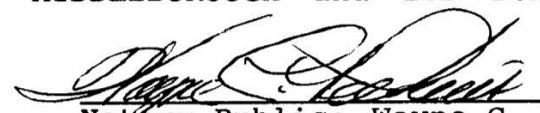
BOARD OF SELECTMEN

COMMONWEALTH OF MASSACHUSETTS

PLYMOUTH, SS:

June 7, 1999

Then personally appeared the above named Stephen D. Morris, Chairman, and acknowledged the foregoing instrument to be the free act and deed of the TOWN OF MIDDLEBOROUGH and its BOARD OF SELECTMEN, before me,



Notary Public: Wayne C. Perkins
My commission expires: 8/13/2004

← END OF INSTRUMENT →