

The Commonwealth of Massachusetts

4550

WORCESTER, ss.

March 30, 1965

33

ORDER OF TAKING

WHEREAS, the Mendon Housing Authority, a public body, politic and corporate, duly organized and existing pursuant to the provisions of the Housing Authority Law of the Commonwealth of Massachusetts and having its principal place of business in Mendon, County of Worcester; and

WHEREAS, the said Mendon Housing Authority, in pursuance of its powers as set out in said Housing Authority Law, and every other power thereunto enabling, has determined that the area or areas hereinafter described within its jurisdiction constitutes an area to be used to provide a housing project for elderly persons (State-Aided Housing Project #667-1) as defined in Section 26 SS-VV of the Housing Authority Law, and

WHEREAS, the Mendon Housing Authority, in accordance with Section 26 AA of the Housing Authority Law has submitted the plans and layout of the said project, the estimated costs thereof, the proposed method of financing it, and a detailed estimate of the expenses and revenue thereof to the Chairman of the State Housing Board; and

WHEREAS, the Chairman of the State Housing Board has approved the said project by giving written notice of his approval to the said Authority in accordance with the provisions of Sections 26 AA and 26 BB of the said Housing Authority Law, and

WHEREAS, the Mendon Housing Authority has determined that the taking in fee simple by eminent domain of the hereinafter described area or areas is necessary and reasonably required to carry out the purposes of the Housing Authority Law, or any of its sections, and

WHEREAS, the Mendon Housing Authority in accordance with the provisions of Section 26 P, subsection (b), of the Housing Authority Law, has deposited with the ~~town~~/selectmen of the ~~city~~/town of Mendon security to ~~its~~/their satisfaction for the payment of such damages as may be awarded in accordance with law to the supposed ~~owner~~/owners of the hereinafter described areas as required by C. L. (Ter. Ed.) Chapter 79, Section 40; and

NOW, THEREFORE, ORDERED, That the Mendon Housing Authority, acting under the provisions of Section 26 P of the Housing Authority Law, and all other authority thereunto enabling, and pursuant to the applicable provisions of C. L. (Ter. Ed.) Chapter 79, and of any and every other power and authority to it, granted or implied, hereby takes for itself in fee simple by eminent domain for the purposes hereinbefore set forth, the area or areas hereinafter described, including all parcels of land therein, the trees, buildings, and other structures standing upon or affixed thereto and including the fee to the center of any and all streets, highways, and public ways, contiguous and adjacent to the said area or areas but excluding any and all easements of public highways and public easements of travel in and to any and all streets, highways and public ways, contiguous and adjacent to the said area or areas, which said area or areas are situated in the city/town of Mendon as bounded and described in the attached Annex "A".

AND, that the Mendon Housing Authority hereby makes the following awards, for damages sustained by the ~~owner~~/owners and all other persons including all mortgagees of record having any and all interest in the area or areas hereinbefore described in the taking of or injury to ~~his~~/their property or entitled to any damages by reason of the taking:

Parcel Number	Supposed Owner	Area sq. ft.	Award
#1	Merton F. Barrows) and Janet L. Barrows) Vernon A. Barrows) and Emma M. Barrows)	424,710	\$8,000.00

The property and property rights taken as aforesaid are shown on a plan (one sheet) drawn by Eastman and Corbett, Inc. C. E. signed by Mendon Housing Authority, State-Aided Housing Project Mendon 667-1, Worcester County, Massachusetts, dated Dec. 1964 deposited in and on file at the office of the Mendon Housing Authority in the ~~city~~/town of Mendon, Mass., owned by Vernon A. Barrows et ux/F. Barrows, et ux a copy of which is to be recorded with this Order of Taking in the Registry of Deeds for WORCESTER County, at Worcester, Massachusetts.

(Note: All parcels of registered land must be identified.)

All names of owners herein given, although supposed to be correct, are such only as matters of opinion and belief.

All owners of land taken as aforesaid are hereby required to remove all property except buildings, fences, other structures and trees from lands so taken before the first day of May, 1965.

And it is hereby further ordered, that the Secretary of Mendon Housing Authority cause to be recorded this instrument of Taking in the office of the Registry of Deeds in Worcester County, Dedham, Massachusetts.

IN WITNESS WHEREOF, we, the following members of the Mendon Housing Authority hereby have caused the corporate seal of the Authority to be hereto affixed and these presents to be signed in the name and behalf of the Mendon Housing Authority this thirtieth day of March, 1965 in the year of our Lord, 1965

By Frank E. Dudley Chairman
Mendon HOUSING AUTHORITY

Approved as to form

Assistant Attorney General.

See Plan
Book 288,
Plan 36.

ANNEX "A"

Beginning at a point in the stone wall at the Southeasterly corner of land of one Mary Taylor on the Westerly side of Blackstone Street;

- THENCE: running N. 61° 42' 10" W. 73.56 ft. to a point in a stone wall;
- THENCE: running N. 18° 40' 15" E. 292.61 ft. along said Mary Taylor land and land of Helen H. Curliss to a drill hole in the stone wall;
- THENCE: running N. 45° 32' 30" W. 149.21 ft. along land of Richard E. Simmons, et ux to stone bound;
- THENCE: running N. 52° 16' 10" W. 58.84 ft. along land of Shelley D. Vincent et ux, to a stone bound;
- THENCE: running N. 52° 16' 10" W. 89.25 ft. along Shelley D. Vincent et ux land to a concrete bound;
- THENCE: running N. 44° 39' 50" W. 53.47 ft. along land of Smith A. Steere to a point;
- THENCE: running S. 47° 23' 25" W. 312.94 ft. along land of Austin B. Taft to a stone bound;
- THENCE: running N. 39° 13' 57" W. along said Taft land 137.90 ft. to a point;
- THENCE: running S. 61° 41' 55" W. 544.58 ft. along land of Frank E. Dudley et ux, to a point in a stone wall;
- THENCE: running along said stone wall and land of Joseph Taylor, et ux, S. 50° 47' 15" E. 226.07 ft. to a point in said stone wall;
- THENCE: running S. 61° 10' 00" E. along said stone wall and land of Angelo G. Maspelli et ux 107.42 ft. to a point in said stone wall;
- THENCE: running S. 72° 26' 40" E. partially along a stone wall and land of Alfred Closson, et ux 203.86 ft. to a point;
- THENCE: running S. 75° 15' 30" E. along stone wall and land of Paul Tadakowski et ux and Arthur C. Sibley 218.22 ft. to a point in the stone wall;
- THENCE: running S. 72° 28' 10" E. 61.20 ft. to a drill hole set in said stone wall;
- THENCE: running S. 70° 01' 40" E. along said stone wall 42.42 ft. to a point in the stone wall, the last two courses also bounding on land of Arthur C. Sibley;
- THENCE: running N. 51° 02' 00" E. 44.74 ft. along stone wall and land of G. Godfrey Davenport, Jr. et ux to a drill hole set in the stone wall;
- THENCE: running N. 49° 49' 50" E. along the stone wall and said Davenport land 146.65 ft. to a drill hole set in the stone wall;
- THENCE: continuing on the last mentioned course 39.89 ft. along said Davenport land to a point;
- THENCE: running S. 61° 42' 10" E. along said Davenport land 72.77 ft. to a point in the westerly line of Blackstone Street;
- THENCE: running N. 17° 10' 30" E. 50.96 ft. along said Blackstone Street to the point of beginning.

Said premises being shown on Plan entitled "Plan of Land in Mendon, Mass., owned by Vernon A. Barrows, et ux Merton F. Barrows, et ux date Dec. 1964, Scale: 1" = 40' Eastman and Corbett Inc., Civil Engineers, Milford, Mass."

Recorded March 30, 1965 at 2h. 40m. P. M.

EXTRACT FROM THE MINUTES OF REGULAR MONTHLY

MEETING OF THE MENDON HOUSING AUTHORITY

HELD ON MARCH 2, 1965.

4550

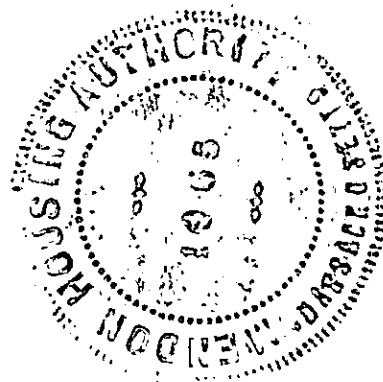
35

I, Lawrence Pezzella, hereby certify that I am the duly elected, qualified and acting Secretary of the Mendon Housing Authority, a public body, politic and corporate, duly elected and existing pursuant to the provisions of the Housing Authority Law of the Commonwealth of Massachusetts, and having its principal place of business in Mendon, Worcester County, Massachusetts.

At a regular meeting of the said housing authority held on March 2, 1965, in open session, at the town offices in said Mendon, a majority of the members of said authority being present and voting throughout on motion duly made and seconded, it was unanimously voted to adopt the following resolution:

"Be it resolved by the Mendon Housing Authority that the taking by eminent domain of the proposed site of Housing for the Elderly, Project 667-1 is necessary for the purposes of such project, and the Chairman is hereby authorized to sign an "Order of Taking" for such land on behalf of this Authority."

Lawrence Pezzella
Lawrence Pezzella, Secretary



Recorded March 30, 1965 at 2h. 40m. P. M.

■ END OF INSTRUMENT ■

The Leominster Savings Bank

holder of the ^{from Robert Van Hoof et al} ~~forgoing~~ mortgage, dated September 19 1963, recorded with Worcester Northern District Deeds, book 4405 page 489, acknowledges satisfaction of the same.

Witness its corporate name and seal, by its duly authorized agent, this 26th day of March, A. D. 19 65

LEOMINSTER SAVINGS BANK

By *Bentley A. Foster*
Assistant Treasurer