

**Town of Weymouth
Massachusetts**

Robert L. Hedlund
Mayor

75 Middle Street
Weymouth, MA 02189



Office: 781.340.5012
Fax: 781.335.8184

www.weymouth.ma.us

MEMORANDUM 23 021

TO: TOWN COUNCIL
FROM: ROBERT L. HEDLUND, MAYOR
RE: STREET ACCEPTANCES – 7 Streets
DATE: March 2, 2023

2023 MAR -2 AM 10:10

RECEIVED
TOWN OF WEYMOUTH
TOWN CLERK'S OFFICE

On behalf of the Town of Weymouth, I submit the following measure to Town Council:

“That the Town of Weymouth approve the layouts of seven (7) certain parcels of land, as follows:

- 1) A parcel known as **Fort Point Road**, a private way, shown on a plan entitled “PROPOSED STREET ACCEPTANCE PLAN FORT POINT COASTAL IMPROVEMENT PROJECT NORTH WEYMOUTH, MA.” drawn by Weymouth Department of Public Works 120 Winter Street Weymouth MA, dated November 14, 2022, to be recorded herewith;
- 2) A parcel known as **Wolcott Street**, a private way, shown on a plan entitled “PROPOSED STREET ACCEPTANCE PLAN FORT POINT COASTAL IMPROVEMENT PROJECT NORTH WEYMOUTH, MA.” drawn by Weymouth Department of Public Works 120 Winter Street Weymouth MA, dated November 14, 2022, to be recorded herewith;
- 3) A parcel known as **Chelsey Way**, a private way, shown on a plan entitled “DEFINITIVE SUBDIVISION PLAN OF LAND, HOLLY ESTATES EXTENSION, WEYMOUTH, MASS.” By CF Arnold Associates, Inc., Plan # 5084-B, dated October 30, 1995 revised through May 6, 1996, containing ±19,733 S.F. recorded in plan book 445 page 114;

RECEIVED

- 4) A parcel known as **Crest Avenue**, a private way, shown on a plan entitled "AS-BUILT PLAN, QUARRY AVE. & CREST AVE, WEYMOUTH, MA." drawn by Weymouth DPW, Plan #7130-B, dated February 11, 201, Revised through April 8, 2015 containing $\pm 10,397$ S.F. to be recorded herewith.;
- 5) A parcel known as **Oakdale Street**, a private way, shown on a plan entitled "TAKING PLAN - OAKDALE STREET SOUTH WEYMOUTH, MASSACHUSETTS". Drawn by Weymouth DPW, Plan # 7368-B dated December 15, 2021, to be recorded herewith;
- 6) A parcel known as **Quarry Avenue**, a private way, shown on a plan entitled "AS-BUILT PLAN, QUARRY AVE. & CREST AVE, WEYMOUTH, MA." drawn by Weymouth DPW, Plan #7130-B dated February 11, 2011 containing $\pm 11,685$ S.F., Revised through April 8, 2015 to be recorded herewith;
- 7) A parcel known as **Rosemary Lane**, a private way, shown on a plan entitled "PLAN AND PROFILE, ROSEMARY LANE, WEYMOUTH" drawn by Robert E. Hannigan Associates, Plan #4725-B, dated March 17, 1991 containing $\pm 53,100$ S.F., to be recorded herewith.;

all as Town ways and, may refer such street acceptance to the Planning Board of the Town, and to the requisite committee(s), for their respective report(s). Said reports shall be filed with the Council within thirty (30) days of receipt of this proposed measure. Upon review of said reports, Council may then vote to accept and adopt such layout and takings of the above listed seven (7) streets as Town Ways and cause the Order of Takings to be recorded with the Norfolk County Registry of Deeds within thirty (30) days of that vote".

NOTICE OF TAKING

You are hereby notified that the Town Council of Weymouth, in accordance with the General Laws of the Commonwealth and the Code of Ordinances of the Town of Weymouth, will hold a public hearing to approve the layout of Chelsey Way, a private way, as a Town way and, may refer such street acceptance to the Planning Board of the Town for its report to authorize such layout and takings appurtenant thereto.

The hearing will be held on (DATE), in the Council Chambers, at (TIME), p.m..

Weymouth Town Council,

By: _____
Arthur Mathews, President

DATED:

COMMONWEALTH OF MASSACHUSETTS

NORFOLK, SS.

TOWN OF WEYMOUTH

LAYING OUT – ORDER OF TAKING

Chelsey Way
(Town Plan #5084-B)

At a public hearing of the Town Council of Weymouth, held on (DATE), it was ordered:

WHEREAS, Town Council having determined and adjudged that common convenience and necessity require that a town way be laid out as and in the location hereinafter described, which is substantially the present location of a private way known as Chelsey Way; and

NOW THEREFORE WE, the undersigned, being a majority of the Town Council, duly elected, qualified and acting as such and in the exercise of the power vested in us by the vote, do hereby take, in fee simple, any and all right, title and interest of any nature or description therein, by right of eminent domain, under the provisions of Chapter 79 of the General Laws, and any and every other power and authority in us hereby enabling for the purpose of a town way for the use of said Town of Weymouth and its inhabitants, the land in said Town, bounded and described as follows:

A certain parcel of land shown on a plan entitled "DEFINITIVE SUBDIVISION PLAN OF LAND, HOLLY ESTATES EXTENSION, WEYMOUTH, MASS." By CF Arnold Associates, Inc., dated October 30, 1995 revised through May 6, 1996, containing ±19,733 S.F. to be recorded in plan book 445 page 114.

CHELSEY WAY

Beginning at a concrete bound which is nine and twenty nine hundredths feet (9.29') southerly along on the westerly sideline of Sheri Lane from a concrete bound marking the point of curvature (PC) on Sheri Lane in front of house number 115; thence,

SOUTHWESTERLY along a curve to the right having a radius of thirty feet (30.00') and an arc length of twenty eight and forty two hundredths feet (28.42') to a concrete bound at the (PC); thence,

WESTERLY along a curve to the right having a radius of two hundred feet (200.00') and an arc length of two hundred forth three and eighty five hundredths feet (243.85') to a concrete bound at a (PC); thence,

NORTHWESTERLY along a curve to the right having a radius of thirty feet (30.00') and an arc length of twenty six and eighty seven hundredths feet (26.87') to a concrete bound at a (PC); thence,

NORTHWESTERLY along a curve to the left having a radius of fifty feet (50.00') and an arc length of two hundred forty six and sixty five hundredths feet (246.65') to a concrete bound at a (PC); thence,

EASTERLY along a curve to the right having a radius of thirty feet (30.00') and an arc length of twenty six and eighty seven hundredths feet (26.87') to a concrete bound at a (PC); thence,

NORTHEASTERLY along a curve to the left having a radius of two hundred forty feet (240.00') and an arc length of two hundred sixty two and fifty eight hundredths feet (262.58') to a concrete bound at a (PC); thence,

SOUTHEASTERLY along a curve to the right having a radius of thirty feet (30.00') and an arc length of forty four and fifty seven hundredths feet (44.57') to a concrete bound on Sheri Lane; thence,

NORTHWESTERLY along a curve to the right having a radius of one hundred fifty feet (150.00') and an arc length of eighty seven and fifty one hundredths feet (87.51') to a concrete bound at the point of beginning.

AND we do hereby in accordance with, and pursuant to the aforesaid authority, take the right or easement in each parcel of land adjoining the location of said town way, as shown on said Plan, to have the land in the location thereof protected, by having the surface of the adjoining land slope from the boundary of the location.

Said Plan of land, as referred above, is filed in the office of the Town Clerk with our report aforesaid, and which plan is recorded herewith and made a part hereof.

Any and all trees and structures upon the land above described are not to be included in the taking and owners of said land are to have sixty (60) days from the date hereof to remove same.

The names of the owners or supposed owners of the land affected by this taking are set forth on "Exhibit A", attached hereto and made a part hereof.

WITNESS our hands and seals this () day of March, 2023.

WEYMOUTH TOWN COUNCIL BY:

Arthur Mathews, President

Michael Molisse

Pascale Burga

Maureen Kiely

Kenneth DiFazio

Gary MacDougall

John Abbott

Lisa Belmarsh

Fred Happel

Greg Shanahan

Christopher Heffernan

I hereby certify that this Order of Taking was accepted, and signed by the above councilors on the date first written above, for its intended and stated purpose.

Kathy Deree, Clerk

COMMONWEALTH OF MASSACHUSETTS

NORFOLK, SS.

On this day of March, 2023 before me, the undersigned Notary Public, personally appeared the above-named Councilors and Kathy Deree, proved to me by satisfactory evidence of identification, being my own personal knowledge of the identity of the signatory, to be the person whose name is signed above, and acknowledged the foregoing to be signed by them voluntarily for its stated purpose.

, Notary Public
My Commission Expires:

EXHIBIT A - CHELSEY WAY

02190

SCHEDULE OF OWNERSHIP OR ABUTTERS

<u>OWNER OR ABUTTER</u>	<u>BLOCK</u>	<u>LOT</u>	<u>REGISTRY</u> <u>BK.</u>	<u>PG.</u>	<u>LAND</u> <u>CERT. #</u>	<u>AWARD</u>
Town of Weymouth 0 Chelsey Way	636	4	23831	490		0
Krey, Jordan & Erin 0 Chelsey Way	637	60	35182	29		0
Jordan, Edward J. 0 Chelsey Way	636	64	29428	240		0
Lots 11, 13 & 14	636	65	29428	240		0
	636	66	29428	240		0
Glen Construction Corp. 0 Chelsey Way	636	68	23698	136		0
Maher, Garrett & Patricia 0 Chelsey Way	636	67	26022	486		0
Maher, Garrett C. & Patricia A. 10 Chelsey Way	637	61			153333	0
MORTGAGEE: Bank of America, NA 100 North Tryon Street Charlotte, NC 28255				Doc#	1378668	
Orrock, Craig J & Kelly M. 17 Chelsey Way	637	57			151751	0
MORTGAGEE: New Federal Mortgage Corp. 98 High Street, #2 Danvers, MA 01923				Doc #	1288207	

OWNER OR ABUTTER	BLOCK	LOT	REGISTRY		LAND	AWARD
			BK.	PG.	CERT. #	
Alakel, John G. & Annmarie 25 Chelsey Way MORTGAGEE: Equitable Bank 744 Broad Street E. Weymouth, MA 02189	637	56	13293	553		0
			34511	143		
Egan, Megan M. 29 Cheslsey Way MORTGAGEE: South Shore Savings Bank 1530 Main Street S. Weymouth, MA 02190	637	58	14440	454		0
			25359	285		
			30320	50		
Krey, Jordan & Erin 30 Chelsey Way MORTGAGEE: Poli Mortgage Group, Inc. 87 West Street, Suite A, 2nd Fl Walpole, MA 02081	637	59	35182	29		0
			38656	426		

NOTICE OF TAKING

You are hereby notified that the Town Council of Weymouth, in accordance with the General Laws of the Commonwealth and the Code of Ordinances of the Town of Weymouth, will hold a public hearing to approve the layout of Crest Avenue, a private way, as a Town way and, may refer such street acceptance to the Planning Board of the Town for its report to authorize such layout and takings appurtenant thereto.

The hearing will be held on (DATE), in the Council Chambers, at (TIME), p.m..

Weymouth Town Council,

By: _____
Arthur Mathews, President

DATED:

COMMONWEALTH OF MASSACHUSETTS

NORFOLK, SS.

TOWN OF WEYMOUTH

LAYING OUT – ORDER OF TAKING

CREST AVENUE
(Town Plan #7130-B)

At a public hearing of the Town Council of Weymouth, held on (DATE), it was ordered:

WHEREAS, Town Council having determined and adjudged that common convenience and necessity require that a town way be laid out as and in the location hereinafter described, which is substantially the present location of a private way known as Crest Avenue; and

NOW THEREFORE WE, the undersigned, being a majority of the Town Council, duly elected, qualified and acting as such and in the exercise of the power vested in us by the vote, do hereby take, in fee simple, any and all right, title and interest of any nature or description therein, by right of eminent domain, under the provisions of Chapter 79 of the General Laws, and any and every other power and authority in us hereby enabling for the purpose of a town way for the use of said Town of Weymouth and its inhabitants, the land in said Town, bounded and described as follows:

A certain parcel of land shown on a plan entitled "AS-BUILT PLAN, QUARRY AVE. & CREST AVE, WEYMOUTH, MA." drawn by Weymouth DPW, dated February 11, 201, Revised through April 8, 2015 containing $\pm 10,397$ S.F. to be recorded herewith.

CREST AVE

Beginning at a point which is twenty eight and fifty four hundredths (28.54') easterly along on the northerly sideline of Lakehurst avenue from a stone bound marking the point of curvature (PC) of Lakehurst Avenue in front of house number 124; thence turning,

NORTHEASTERLY along a curve to the left having a radius of ten feet (10.00') and an arc length of fourteen and seventy three hundredths feet (14.73') to a point of tangent (PT); thence turning and running,

N 17° 56' 45" E three hundred thirty three feet (333.00') to a point; thence turning and running,

S 84° 07' 27" E thirty and sixty eight hundredths feet (30.68') to a point; thence turning and running,

S 17° 56' 45" W three hundred forty and eight two hundredths feet (340.82') to a (PC); thence turning and running,

SOUTHEASTERLY along a curve to the left having a radius ten feet (10.00') and an arc length of fourteen and seventeen hundredths feet (14.17') to a point, thence turning and running,

WESTERLY along a curve to the left having a radius of one hundred ninety feet (190.00') and an arc length of forty seven and sixty four hundredths feet (47.64') to the point of beginning.

AND we do hereby in accordance with, and pursuant to the aforesaid authority, take the right or easement in each parcel of land adjoining the location of said town way, as shown on said Plan, to have the land in the location thereof protected, by having the surface of the adjoining land slope from the boundary of the location.

Said Plan of land, as referred above, is filed in the office of the Town Clerk with our report aforesaid, and which plan is recorded herewith and made a part hereof.

Any and all trees and structures upon the land above described are not to be included in the taking and owners of said land are to have sixty (60) days from the date hereof to remove same.

The names of the owners or supposed owners of the land affected by this taking are set forth on "Exhibit A", attached hereto and made a part hereof.

WITNESS our hands and seals this () day of March 2023.

WEYMOUTH TOWN COUNCIL BY:

Arthur Mathews, President

Michael Molisse

Pascale Burga

Maureen Kiely

Kenneth DiFazio

Gary MacDougall

John Abbott

Lisa Belmarsh

Fred Happel

Greg Shanahan

Christopher Heffernan

I hereby certify that this Order of Taking was accepted, and signed by the above councilors on the date first written above, for its intended and stated purpose.

Kathy Deree, Clerk

COMMONWEALTH OF MASSACHUSETTS

NORFOLK, SS.

On this _____ day of March 2023, before me, the undersigned Notary Public, personally appeared the above-named Councilors and Kathy Deree, proved to me by satisfactory evidence of identification, being my own personal knowledge of the identity of the signatory, to be the person whose name is signed above, and acknowledged the foregoing to be signed by them voluntarily for its stated purpose.

, Notary Public
My Commission Expires:

02189

EXHIBIT A – CREST AVENUESCHEDULE OF OWNERSHIP OR ABUTTERS

<u>OWNER OR ABUTTER</u>	<u>BLOCK</u>	<u>LOT</u>	<u>REGISTRY</u>		<u>LAND</u>	<u>AWARD</u>
			<u>BK.</u>	<u>PG.</u>	<u>CERT. #</u>	
Matos, Joy Y. 9 Crest Avenue MORTGAGEE: Members Mortgage Company, Inc. 90 Maple Street Stoneham, MA 02180	440	20	37198	491		0
			39105	569		
MIT Federal Credit Union 700 Technology Square Cambridge, MA 02139			39750	30		
LeLievre, Jeffrey W. & Joyce 12 Crest Avenue MORTGAGEE: Eastern Bank 195 Market Street Lynn, MA 01901	439	8	7729	673		0
			36412	136		
Orlando, Jennifer & John 16 Crest Avenue	439	9	39748	558		0
Hajjar, David & Carolyn 19 Crest Avenue MORTGAGE: HarborOne Mortgage LLC 650 Elm Street, Suite 600 Manchester, NH 03101	440	21	36553	596		0
			38469	168		
McStowe, Kirsten B. 20 Crest Avenue MORTGAGEE: PennyMac Loan Services, LLC Land Court – Order of Notice/Affidavit	439	10	33279	268		0
			37284	2		

<u>OWNER OR ABUTTER</u>	<u>BLOCK</u>	<u>LOT</u>	<u>REGISTRY</u>		<u>LAND</u>	<u>AWARD</u>
			<u>BK.</u>	<u>PG.</u>	<u>CERT. #</u>	
Dean, Barry W & Denise A. 26 Crest Avenue	439	11	24270	115		0
MacNeil, Alan L. & Margaret E. 27 Crest Avenue	440	22	4292	348		0

NOTICE OF TAKING

You are hereby notified that the Town Council of Weymouth, in accordance with the General Laws of the Commonwealth and the Code of Ordinances of the Town of Weymouth, will hold a public hearing to approve the layout of Oakdale Street, a private way, as a Town way and, may refer such street acceptance to the Planning Board of the Town for its report to authorize such layout and takings appurtenant thereto.

The hearing will be held on (DATE), in the Council Chambers, at (TIME), p.m..

Weymouth Town Council,

By: _____
Arthur Mathews, President

DATED:

COMMONWEALTH OF MASSACHUSETTS

NORFOLK, SS.

TOWN OF WEYMOUTH

LAYING OUT – ORDER OF TAKING

OAKDALE STREET
(Town Plan #7368-B)

At a public hearing of the Town Council of Weymouth, held on (DATE), it was ordered:

WHEREAS, Town Council having determined and adjudged that common convenience and necessity require that a town way be laid out as and in the location hereinafter described, which is substantially the present location of a private way known as Oakdale Street; and

NOW THEREFORE WE, the undersigned, being a majority of the Town Council, duly elected, qualified and acting as such and in the exercise of the power vested in us by the vote, do hereby take, in fee simple, any and all right, title and interest of any nature or description therein, by right of eminent domain, under the provisions of Chapter 79 of the General Laws, and any and every other power and authority in us hereby enabling for the purpose of a town way for the use of said Town of Weymouth and its inhabitants, the land in said Town, bounded and described as follows:

A certain parcel of land shown on a plan entitled "STREET ACCEPTANCE PLAN - OAKDALE STREET SOUTH WEYMOUTH, MASSACHUSETTS". Drawn by Weymouth DPW, Plan # 7368-B dated December 17, 2019, to be recorded herewith.

OAKDALE STREET

Beginning at a Stone Post with Bolt on the eastern side of Oakdale Street, being the northwest lot corner of #125 Randolph Street, said post being a point of intersection (PI) at an angle point on Oakdale St, marked as P.O.B., thence running

S 10°46'10" W a distance of 83.85', to a PI, thence running;

S 08°42'24" W a distance of 90.09', to a PI, thence running;

S 77°17'58" W a distance of 22.00', to a PI, thence running;

N 06°09'16" E a distance of 100.00', to a PI, thence running;

N 77°12'34" W a distance of 15.02', to a PI, thence running;

N 10°46'10" E a distance of 82.12', to a PI, thence running;

N 09°51'43" E a distance of 309.57', to a PI, thence running;

N 09°56'39" E a distance of 35.23', to a PI, thence running;

S 80°03'21" E a distance of 40.00', to a PI, thence running;

S 09°56'39" W a distance of 35.17', to a PI, thence running;

S 09°51'43" W a distance of 309.89', to the point of beginning.

Having an area of 19,281.0 Square Feet, 0.44 Acres

AND we do hereby in accordance with, and pursuant to the aforesaid authority, take the right or easement in each parcel of land adjoining the location of said town way, as shown on said Plan, to have the land in the location thereof protected, by having the surface of the adjoining land slope from the boundary of the location.

Said Plan of land, as referred above, is filed in the office of the Town Clerk with our report aforesaid, and which plan is recorded herewith and made a part hereof.

Any and all trees and structures upon the land above described are not to be included in the taking and owners of said land are to have sixty (60) days from the date hereof to remove same.

The names of the owners or supposed owners of the land affected by this taking are set forth on "Exhibit A", attached hereto and made a part hereof.

WITNESS our hands and seals this () day of March, 2023.

WEYMOUTH TOWN COUNCIL BY:

Arthur Mathews, President

Michael Molisse

Pascale Burga

Maureen Kiely

Kenneth DiFazio

Gary MacDougall

John Abbott

Lisa Belmarsh

Fred Happel

Greg Shanahan

Christopher Heffernan

I hereby certify that this Order of Taking was accepted, and signed by the above councilors on the date first written above, for its intended and stated purpose.

Kathy Deree, Clerk

COMMONWEALTH OF MASSACHUSETTS

NORFOLK, SS.

On this _____ day of March 2023, before me, the undersigned Notary Public, personally appeared the above-named Councilors and Kathy Deree, proved to me by satisfactory evidence of identification, being my own personal knowledge of the identity of the signatory, to be the person whose name is signed above, and acknowledged the foregoing to be signed by them voluntarily for its stated purpose.

_____, Notary Public
My Commission Expires:

EXHIBIT A - OAKDALE STREET

SCHEDULE OF OWNERSHIP OR ABUTTERS

<u>OWNER OR ABUTTER</u>	<u>BLOCK</u>	<u>LOT</u>	<u>REGISTRY</u> <u>BK.</u>	<u>PG.</u>	<u>LAND</u> <u>CERT. #</u>	<u>AWARD</u>
Canova, Joseph & Sara 14 Oakdale Street MORTGAGEE: Liberty Bay Credit Union 300 Granite Street Braintree, MA 02184	547	12	25043	96		0
			38338	273		
			39198	70		
Dwyer, Michael & Hilbert, Stephanie 20 Oakdale Street MORTGAGEE: South Shore Bank 1530 Main Street Weymouth, MA 02190	547	11	18090	497		0
			37371	367		
Sullivan, Sean P & Hunkeler, Nichole A 26 Oakdale Street MORTGAGEE: Luxury Mortgage Corp. c/o DocProbe 1125 Ocean Avenue Lakewood, NJ 08701	547	10	39333	339		0
			39333	343		
Cavallo, Robert & Diana 30 Oakdale Street MORTGAGEE: Quincy Credit Union 100 Quincy Avenue Quincy, MA 02169	547	9	35830	539		0
			35830	542		

OWNER OR ABUTTER	BLOCK	LOT	REGISTRY BK.	PG.	LAND CERT. #	AWARD
Cordero Family Trust Cordero, Victor & Beth 38 Oakdale Street	547	21	40531	27		0
MORTGAGEE: Guaranteed Rate, Inc. 3940 N Ravenswood Chicago, ILL 60613			33598	402		
Rockland Federal Credit Union 241 Union Street Rockland, MA 02370			35693	21		
Mathews, Megan J & Rogers, Debra J 41 Oakdale Street	547	7	39902	46		0
MORTGAGEE: Camden National Bank LPC Post Closing 245 Commercial Street Rockport, ME 04856			39902	50		

NOTICE OF TAKING

You are hereby notified that the Town Council of Weymouth, in accordance with the General Laws of the Commonwealth and the Code of Ordinances of the Town of Weymouth, will hold a public hearing to approve the layout of Quarry Avenue, a private way, as a Town way and, may refer such street acceptance to the Planning Board of the Town for its report to authorize such layout and takings appurtenant thereto.

The hearing will be held on (DATE), in the Council Chambers, at (TIME), p.m..

Weymouth Town Council,

By: _____
Arthur Mathews, President

DATED:

COMMONWEALTH OF MASSACHUSETTS

NORFOLK, SS.

TOWN OF WEYMOUTH

LAYING OUT – ORDER OF TAKING

QUARRY AVENUE
(Town Plan #7130-B)

At a public hearing of the Town Council of Weymouth, held on (DATE), it was ordered:

WHEREAS, Town Council having determined and adjudged that common convenience and necessity require that a town way be laid out as and in the location hereinafter described, which is substantially the present location of a private way known as Quarry Avenue; and

NOW THEREFORE WE, the undersigned, being a majority of the Town Council, duly elected, qualified and acting as such and in the exercise of the power vested in us by the vote, do hereby take, in fee simple, any and all right, title and interest of any nature or description therein, by right of eminent domain, under the provisions of Chapter 79 of the General Laws, and any and every other power and authority in us hereby enabling for the purpose of a town way for the use of said Town of Weymouth and its inhabitants, the land in said Town, bounded and described as follows:

A certain parcel of land shown on a plan entitled "AS-BUILT PLAN, QUARRY AVE. & CREST AVE, WEYMOUTH, MA." drawn by Weymouth DPW, dated February 11, 2011 containing ±11,685 S.F. , Revised through April 8, 2015 to be recorded herewith.

QUARRY AVE

Beginning at a point which is sixty three and forty hundredths feet (63.40') westerly along on the northerly sideline of Lakehurst avenue from a stone bound marking the point of curvature (PC) of Lakehurst Avenue in front of house number 124; thence running,

N 86° 14' 28" W sixty one and forty nine hundredths feet (61.49') to a point; thence turning and running,

NORTHEASTERLY along a curve to the left having a radius of ten feet (10.00') and an arc length of twenty one and twenty two hundredths feet (21.22') to a point of tangent (PT); thence running,

N 27° 49' 58" W one hundred ninety eight and forty six hundredths feet (198.46') to a (PC); thence turning and running,

NORTHEASTERLY along a curve to the right having a radius of sixty five and twenty three hundredths feet (65.23') and an arc length of thirty five and ninety seven hundredths feet (35.97') to a (PT); thence running,

N 03° 45' 32" E one hundred thirty four and thirty four hundredths feet (134.34) to a point; thence turning and running,

S 82° 48' 27" E thirty and five hundredths feet (30.05') to a point; thence turning and running,

S 03° 45' 32" W one hundred thirty two and fifty four hundredths feet (132.54') to a (PC); thence turning and running,

SOUTHERLY along a curve to the left having a radius of thirty five and twenty three hundredths feet (35.23') and an arc length of nineteen and forty three hundredths feet (19.43') to a (PT); thence running,

S 27° 49' 58" E two hundred twenty six and forty two hundredths feet (226.42') to a (PC); thence turning and running,

SOUTHEASTERLY along a curve to the left having a radius of fifteen feet (15.00') and an arc length of fifteen and twenty nine hundredths feet (15.29') to the point of beginning.

AND we do hereby in accordance with, and pursuant to the aforesaid authority, take the right or easement in each parcel of land adjoining the location of said town way, as shown on said Plan, to have the land in the location thereof protected, by having the surface of the adjoining land slope from the boundary of the location.

Said Plan of land, as referred above, is filed in the office of the Town Clerk with our report aforesaid, and which plan is recorded herewith and made a part hereof.

Any and all trees and structures upon the land above described are not to be included in the taking and owners of said land are to have sixty (60) days from the date hereof to remove same.

The names of the owners or supposed owners of the land affected by this taking are set forth on "Exhibit A", attached hereto and made a part hereof.

WITNESS our hands and seals this () day of March, 2023.

WEYMOUTH TOWN COUNCIL BY:

Arthur Mathews, President

Michael Molisse

Pascale Burga

Maureen Kiely

Kenneth DiFazio

Gary MacDougall

John Abbott

Lisa Belmarsh

Fred Happel

Greg Shanahan

Christopher Heffernan

I hereby certify that this Order of Taking was accepted, and signed by the above councilors on the date first written above, for its intended and stated purpose.

Kathy Deree, Clerk

COMMONWEALTH OF MASSACHUSETTS

NORFOLK, SS.

On this day of March 2023, before me, the undersigned Notary Public, personally appeared the above-named Councilors and Kathy Deree, proved to me by satisfactory evidence of identification, being my own personal knowledge of the identity of the signatory, to be the person whose name is signed above, and acknowledged the foregoing to be signed by them voluntarily for its stated purpose.

, Notary Public
My Commission Expires:

EXHIBIT A - QUARRY AVENUE

SCHEDULE OF OWNERSHIP OR ABUTTERS

OWNER OR ABUTTER	BLOCK	LOT	REGISTRY		LAND	AWARD
			BK.	PG.	CERT. #	
Melanson, Terrance R. 0 Quarry Avenue	401	26	22821	158		0
Town of Weymouth	439	1	4803	401		0
Alexander, Philip & Debra 11 Quarry Avenue MORTGAGEE: Wells Fargo Bank, N.A. 800 Walnut Street Des Moines, IA 50309-3605	439	5	23695	480		0
			29467	299		
Matthews, Robert F. & Leslie A. 17 Quarry Avenue MORTGAGEE: Crescent Credit Union 115 Commercial Street Brockton, MA 02203	439	4	7415	284		0
			26793	459		
			33279	326		
Conlon, Brian V., Trstee Quarry Trust 21 Quarry Avenue	439	3	16330	505		0
Gravino, Karen 22 Quarry Avenue	401	27	38303	292		0
Ciavattieri, Michael F. 25 Quarry Avenue MORTGAGEE: Guaranteed Rate, Inc. 4410 N. Ravenswood Avenue Chicago, ILL 60640	439	2	37690	345		0
			38555	485		

REGISTRY OWNER OR ABUTTER	LAND BLOCK	LOT	BK.	PG.	CERT. #	AWARD
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**Easter, Daniel K &
Coven, Shanie E.**

401 29 22901 237

0

28 Quarry Avenue
MORTGAGEE:

Wells Fargo Bank

29417 223

800 Walnut Street

Des Moines, IA 50309-3605

Citizens Bank, N.A.

35897 562

1 Citizens Drive

Riverside, RI 02915

NOTICE OF TAKING

You are hereby notified that the Town Council of Weymouth, in accordance with the General Laws of the Commonwealth and the Code of Ordinances of the Town of Weymouth, will hold a public hearing to approve the layout of Rosemary Lane, a private way, as a Town way and, may refer such street acceptance to the Planning Board of the Town for its report to authorize such layout and takings appurtenant thereto.

The hearing will be held on (DATE), in the Council Chambers, at (TIME), p.m..

Weymouth Town Council,

By: _____
Arthur Mathews, President

DATED:

COMMONWEALTH OF MASSACHUSETTS

NORFOLK, SS.

TOWN OF WEYMOUTH

LAYING OUT – ORDER OF TAKING

ROSEMARY LANE
(Town Plan #4725-B)

At a public hearing of the Town Council of Weymouth, held on (DATE), it was ordered:

WHEREAS, Town Council having determined and adjudged that common convenience and necessity require that a town way be laid out as and in the location hereinafter described, which is substantially the present location of a private way known as Rosemary Lane; and

NOW THEREFORE WE, the undersigned, being a majority of the Town Council, duly elected, qualified and acting as such and in the exercise of the power vested in us by the vote, do hereby take, in fee simple, any and all right, title and interest of any nature or description therein, by right of eminent domain, under the provisions of Chapter 79 of the General Laws, and any and every other power and authority in us hereby enabling for the purpose of a town way for the use of said Town of Weymouth and its inhabitants, the land in said Town, bounded and described as follows:

A certain parcel of land shown on a plan entitled "PLAN AND PROFILE, ROSEMARY LANE, WEYMOUTH" drawn by Robert E. Hannigan Associates, dated March 17, 1991 containing $\pm 53,100$ S.F. , to be recorded herewith.

ROSEMARY LANE

Beginning at a point which is eighty one and thirty seven hundredths feet (81.37') south of a stone bound and drill hole marking the point of curvature (PC) on the west side of Pleasant St. in front of #562 Pleasant St.; thence continuing,

S 20° 54' 50" W seventy one and thirty five hundredths feet (71.35') to a stone bound with a drill hole; thence turning and running,

NORTHWESTERLY along a curve to the left having a radius of twenty seven and two hundredths feet (27.02') and an arc length forty six and thirteen hundredths feet (46.13') to a point of tangent (PT); thence running,

N 76° 53' 42" W one hundred fifty three and twenty nine hundredths feet (153.29') to a (PC); thence turning and running,

WESTERLY along a curve to the left having a radius of one hundred thirty feet (130') and an arc length of sixty four and thirty seven hundredths feet (64.37') to a (PT); thence running,

S 74° 44' 14" W two hundred one and thirty six hundredths feet (201.36') to a point; thence turning and running,

WESTERLY along a curve to the right having a radius of six hundred feet (600.00') and an arc length of one hundred thirty six and sixty four hundredths feet (136.64') to a (PT); thence running,

S 87° 47' 08" W two hundred ninety and eighty three hundredths feet (290.83') to a (PC); thence turning and running,

WESTERLY along a curve to the right having a radius of eight hundred and forty feet (840.00') and an arc length of one hundred forty six and sixty one hundredths feet (146.61') to a (PT); thence running,

N 82° 12' 52" W eighty nine and eighty seven hundredths feet (89.87') to a (PC); thence turning and running,

SOUTHWESTERLY along a curve to the left having a radius of thirty feet (30.00') and an arc length of twenty one and sixty eight hundredths feet (21.68') to a (PC); thence running,

NORTHERLY around a cul-de-sac having a radius of fifty feet (50.00') and an arc length of two hundred forty five and fifty eight hundredths feet (245.58') to a concrete bound with lead plug at a (PC); thence running,

EASTERLY along a curve to the left having a radius of thirty feet (30.00') and an arc length of thirty one and forty two hundredths feet (31.42') to a concrete bound with lead plug at a (PT); thence running,

S 82° 12' 52" E seventy three and fifty hundredths feet (73.50') to a concrete bound with lead plug and tack at a (PC); thence turning and running,

- EASTERLY along a curve to the left having a radius of eight hundred feet (800.00') and an arc length of one hundred thirty nine and sixty three hundredths feet (139.63') to a concrete bound with lead plug at a (PT); thence running,
- N 87° 47' 08" E two hundred ninety and eighty three hundredths feet (290.83') to a bolt set at a (PC); thence turning and running,
- EASTERLY along a curve to the left having a radius of five hundred sixty feet (560.00') and an arc length of one hundred twenty seven and fifty three hundredths feet (127.53') to a concrete bound with lead plug at a (PT); thence running
- N 74° 44' 14" E two hundred one and thirty six hundredths feet (201.36') to a concrete bound with lead plug at a (PC); thence turning and running,
- SOUTHEASTERLY along a curve to the right having a radius of one hundred seventy feet (170.00') and an arc length of eighty four and seventeen hundredths feet (84.17') to a concrete bound with lead plug at a (PT); thence running
- S 76° 53' 42" E one hundred eighty nine and seventy six hundredths feet (189.76') to the point of beginning.

AND we do hereby in accordance with, and pursuant to the aforesaid authority, take the right or easement in each parcel of land adjoining the location of said town way, as shown on said Plan, to have the land in the location thereof protected, by having the surface of the adjoining land slope from the boundary of the location.

Said Plan of land, as referred above, is filed in the office of the Town Clerk with our report aforesaid, and which plan is recorded herewith and made a part hereof.

Any and all trees and structures upon the land above described are not to be included in the taking and owners of said land are to have sixty (60) days from the date hereof to remove same.

The names of the owners or supposed owners of the land affected by this taking are set forth on "Exhibit A", attached hereto and made a part hereof.

EXHIBIT A – ROSEMARY LANE

SCHEDULE OF OWNERSHIP OR ABUTTERS

<u>OWNER OR ABUTTER</u>	<u>BLOCK</u>	<u>LOT</u>	<u>REGISTRY</u>		<u>LAND</u>	<u>AWARD</u>
			<u>BK.</u>	<u>PG.</u>	<u>CERT. #</u>	
Chaplin, Norman B, & Chaplin, Mary W & Chaplin, Richard	471	29	5284	337		0
0 Rosemary Lane MORTGAGEE: Norman B & Mary B. Chaplin			5284	338		
213 Central Street Rockland, MA 02370						
Maracas, Jeanette N.	471	10	14575	338		0
12 Rosemary Lane MORTGAGEE: Quincy Credit Union			30468	339		
100 Quincy Avenue Quincy, MA 02169			33818	59		
Majeed, Shayan & Jenna Mae Bourgeois-Majeed	471	11	39619	357		0
20 Rosemary Lane MORTGAGEE: United Wholesale Mortgage LLC			39619	359		
585 South Boulevard Pontiac, MI 483401						
Boidi, Brian D. & Catherine M.	471	17	10024	370		0
27 Rosemary Lane MORTGAGEE: Quincy Municipal Credit Union			16875	254		
380 Washington Street Quincy, MA 02169 Rockland Trust Co.			31749	487		
288 Union Street Rockland, MA 02370						
Salvucci, Joseph & Gowen, Jena	471	25	28903	299		0
30 Rosemary Lane						

OWNER OR ABUTTER	BLOCK	LOT	REGISTRY		LAND	AWARD
			BK.	PG.	CERT. #	
MORTGAGEE:						
Residential Mortgage Svcs, Inc. 24 Christopher Toppi Drive S. Portland, ME 04106			32962	556		
Haslam, Lorraine M. 40 Rosemary Lane	471	26	22916	436		0
MORTGAGEE:						
Karen M. Madden Trary Realty Trust 74 Pownall Street Marshfield, MA 02050			11448	7		
Harbor One Credit Union P.O. Box 720 Brockton, MA 02303			28050	150		
Quincy Credit Union 100 Quincy Avenue Quincy, MA 02169			40573	126		
Galusha, Justin E & Melinda L. 41 Rosemary Lane	471	32	31498	246		0
MORTGAGEE:						
First Place Bank 900 Third Street Neptune Beach, FLA 32266			31498	248		
Corbett, Joseph F. & Judith A. 54 Rosemary Lane	471	23	8009	732		0
MORTGAGEE:						
Charter One Bank, N.A. 1215 Superior Avenue Cleveland, OH 44114			24845	235		0
RBS Citizens Bank, N.A. One Citizens Plaza Providence, RI 02903			29730	365		
Chaplin, Richard E. & Claudia J. 63 Rosemary Lane	471	13	5284	337		0

OWNER OR ABUTTER	BLOCK	LOT	REGISTRY		LAND	AWARD
			BK.	PG.	CERT. #	
MORTGAGEE:						
Norman B & Mary B. Chaplin 213 Central Street Rockland, MA 02370			5284	338		
Lee, Chil Sen & Mu Lan, Trustees	471	22	35249	511		0
Lee Family Trust 72 Rosemary Lane						
MORTGAGEE:						
First American Equity Loan Services 1100 Superior Avenue - Suite 200 Cleveland, OH 44114			27160	366		
Citizens Bank			23849	372		
28 State Street Boston, MA 02109			15617	579		
Pelland, Michael E. & Matthes, Barbara J.	471	14	21183	233		0
77 Rosemary Lane						
MORTGAGEE:						
Harbor One Credit Union P.O. Box 720 Brockton, MA 02303			29401	66		
Citizens Bank, N.A. 1 Citizens Drive Riverside, RI 02915			33189	66		
Ryder, James M.	471	20	7994	417		0
88 Rosemary Lane						
MORTGAGEE:						
Braintree Savings Bank 865 Washington Street Braintree, MA 02184			11038	582		
Citizens Bank, N.A. 1 Citizens Drive Riverside, RI 02915			23275	383		
			28802	434		

<u>OWNER OR ABUTTER</u>	<u>BLOCK</u>	<u>LOT</u>	<u>REGISTRY</u>		<u>LAND</u>	<u>AWARD</u>
			<u>BK.</u>	<u>PG.</u>	<u>CERT. #</u>	
Carnes, Patrick R. & Cohen, Laurie A. 95 Rosemary Lane	471	16	31679	452		0
MORTGAGEE:						
Baycoast Mortgage Company Inc. 330 Swansea Mall Drive Swansea, MA 02777			38017	288		
			39927	272		
Quincy Credit Union 100 Quincy Avenue Quincy, MA 02169			41032	129		
Sullivan, Brian P. 102 Rosemary Lane	471	18	37025	490		0
MORTGAGEE:						
Enterprise Bank and Trust Co 222 Merrimack Street Lowell, MA 01852			37025	492		
BayCoast Mortgage Company 330 Swansea Mall Drive Swansea, MA 02777			39288	151		

NOTICE OF TAKING

You are hereby notified that the Town Council of Weymouth, in accordance with the General Laws of the Commonwealth and the Code of Ordinances of the Town of Weymouth, will hold a public hearing to approve the layout of Fort Point Road, a private way, as a Town way and, may refer such street acceptance to the Planning Board of the Town for its report to authorize such layout and takings appurtenant thereto.

The hearing will be held on (DATE), in the Council Chambers, at (TIME), p.m..

Weymouth Town Council,

By: _____
Arthur Mathews, President

DATED:

COMMONWEALTH OF MASSACHUSETTS

NORFOLK, SS.

TOWN OF WEYMOUTH

LAYING OUT – ORDER OF TAKING

FORT POINT ROAD
(Town Plan #xxxx)

At a public hearing of the Town Council of Weymouth, held on (DATE), it was ordered:

WHEREAS, Town Council having determined and adjudged that common convenience and necessity require that a town way be laid out as, and in the location hereinafter described, which is substantially the present location of a private way known as Fort Point Road; and

NOW THEREFORE WE, the undersigned, being a majority of the Town Council, duly elected, qualified and acting as such and in the exercise of the power vested in us by the vote, do hereby take, in fee simple, any and all right, title and interest of any nature or description therein, by right of eminent domain, under the provisions of Chapter 79 of the General Laws, and any and every other power and authority in us hereby enabling for the purpose of a town way for the use of said Town of Weymouth and its inhabitants, the land in said Town, bounded and described as follows:

A certain parcel of land shown on a plan entitled "PROPOSED STREET ACCEPTANCE PLAN FORT POINT COASTAL IMPROVEMENT PROJECT NORTH WEYMOUTH, MA." drawn by Weymouth Department of Public Works 120 Winter Street Weymouth MA, dated November 14, 2022, to be recorded herewith.

Fort Point Road

Beginning at a Stone Bound Disc (SB/DSC) along the easterly line of Fort Point Road, along the northwesterly line of #50 River Street, Town of Weymouth Assessor's Sheet 2 Block 11 Lot 16, said bound being a Point of Intersection (PI) along Fort Point Road which is marked on the above described plan as P.O.B., the Point Of Beginning, (P.O.B.), thence running;

N 34°32'19" E a distance of 42.16', to a Point of Curvature (PC), thence running;
 along a curve turning to the left with a radius of 420.29', with an arc length of 82.87',
 with a chord bearing of N 28°53'24" E, with a chord length of 82.74', to a Compound
 Curve (CC), thence running;
 along a compound curve turning to the left with a radius of 403.09', with an arc length of
 134.66', with a chord bearing of N 13°40'14" E, with a chord length of 134.04', to a PT,
 thence running;
 N 04°06'00" E a distance of 237.03', to a PC, thence running;
 along a curve turning to the left with a radius of 409.49', with an arc length of 126.97',
 with a chord bearing of N 04°46'59" W, with a chord length of 126.47', to a PT, thence
 running;
 N 13°39'58" W a distance of 183.39', to a PC, thence running;
 along a curve turning to the left with a radius of 1012.17', with an arc length of 114.88',
 with a chord bearing of N 16°55'04" W, with a chord length of 114.82', to a CC, thence
 running;
 along a compound curve turning to the left with a radius of 269.50', with an arc length of
 64.23', with a chord bearing of N 26°59'50" W, with a chord length of 64.08', to a PT,
 thence running;
 N 33°49'31" W a distance of 88.93', to a PC, thence running;
 along a curve turning to the right with a radius of 30.00', with an arc length of 53.85',
 with a chord bearing of N 17°35'40" E, with a chord length of 46.90', to a PT, thence
 running;
 N 69°00'52" E a distance of 50.54', to a PC, thence running;
 along a curve turning to the right with a radius of 334.39', with an arc length of 107.07',
 with a chord bearing of N 78°11'16" E, with a chord length of 106.62', to a PT, thence
 running;
 N 87°21'40" E a distance of 97.60, to a PI, thence running;
 N 02°38'20" W a distance of 7.42, to a PI, thence running;
 N 83°51'50" E a distance of 47.21, to a PI, thence running;
 S 86°10'14" E a distance of 33.65, to a PI, thence running;
 S 69°41'14" E a distance of 15.39, to a PI, thence running;
 N 18°19'53" W a distance of 61.79', to a PI, thence running;
 S 87°21'40" W a distance of 175.62', to a PT, thence running;
 along a curve turning to the left with a radius of 394.39', with an arc length of 126.29',
 with a chord bearing of S 78°11'16" W, with a chord length of 125.75', to a PT, thence
 running;
 S 69°00'52" W a distance of 50.54', to a PC, thence running;
 along a curve turning to the left with a radius of 90.00', with an arc length of 161.54',
 with a chord bearing of S 17°35'40" W, with a chord length of 140.71', to a PT, thence
 running;
 S 33°49'31" E a distance of 88.93', to a PC, thence running;
 along a curve turning to the right with a radius of 209.50', with an arc length of 49.93',
 with a chord bearing of S 26°59'50" E, with a chord length of 49.81', to a CC, thence
 running;

along a compound curve turning to the right with a radius of 952.17', with an arc length of 108.07', with a chord bearing of S 16°55'04" E, with a chord length of 108.01', to a PT, thence running;

S 13°39'58" E a distance of 183.39', to a PC, thence running;

along a curve turning to the right with a radius of 349.49', with an arc length of 108.37', with a chord bearing of S 04°46'59" E, with a chord length of 107.94', to a PT, thence running;

S 04°06'00" W a distance of 237.03', to a PC, thence running;

along a curve turning to the right with a radius of 343.09', with an arc length of 114.62', with a chord bearing of S 13°40'14" W, with a chord length of 114.09', to a CC, thence running;

along a compound curve turning to the right with a radius of 360.29', with an arc length of 71.04', with a chord bearing of S 28°53'24" W, with a chord length of 70.92', to a PT, thence running;

S 34°32'19" W a distance of 165.80', to a PC, thence running;

along a curve turning to the left with a radius of 93.42', with an arc length of 97.51', with a chord bearing of S 04°38'08" W, with a chord length of 93.15', to a PT, thence running;

N 43°28'31" E a distance of 80.50', to a PI, thence running;

N 70°47'16" E a distance of 117.36', to a SB/DSC, thence running;

N 14°38'37" W a distance of 15.96', to a SB/DSC, thence running;

N 36°04'37" W a distance of 59.63', to the point of beginning.

Having an area of 104,877 Square Feet, 2.407 Acres

AND we do hereby in accordance with, and pursuant to the aforesaid authority, take the right or easement in each parcel of land adjoining the location of said town way, as shown on said Plan, to have the land in the location thereof protected, by having the surface of the adjoining land slope from the boundary of the location.

Said Plan of land, as referred above, is filed in the office of the Town Clerk with our report aforesaid, and which plan is recorded herewith and made a part hereof.

Any and all trees and structures upon the land above described are not to be included in the taking and owners of said land are to have sixty (60) days from the date hereof to remove same.

The names of the owners or supposed owners of the land affected by this taking are set forth on "Exhibit A", attached hereto and made a part hereof.

EXHIBIT A – FORT POINT ROAD

SCHEDULE OF OWNERSHIP OR ABUTTERS

<u>OWNER OR ABUTTER</u>	<u>BLOCK</u>	<u>LOT</u>	<u>REGISTRY</u>		<u>LAND</u>	<u>AWARD</u>
			<u>BK.</u>	<u>PG.</u>	<u>CERT. #</u>	
Coughlin, Michael & Crehan, Lynne 21 Fort Point Road	11	4	38325	82		0
O'Brien, Erin E 25 Fort Point Road	11	24			192016	0
<u>MORTGAGEE:</u> Guaranteed Rate Inc. 4410 N. Ravenswood Avenue Chicago, Illinois 60640					Doc#1462784	
Straughn, Edward Jr. & Olivia 33 Fort Point Road	10	9			203037	0
<u>MORTGAGEE:</u> U.S. Bank Home Mtg. 7601 Penn Ave. S., Ste. A1 Richfield, MN 55423					Doc#1451508	
William & Mary Raymer Taylor, Barbara & Joseph 39 Fort Point Road	10	8			151818	0
<u>MORTGAGEE:</u> Town of Weymouth Community Dev. Block Grant Housing Rehab 75 Middle Street Weymouth, MA 02190					Doc#585309	
Stewart, Jacob & Dube, Carly 43 Fort Point Road	10	6			193351	0
<u>MORTGAGEE:</u> Quincy Credit Union 100 Quincy Avenue Quincy, MA 02169					Doc#1503201	

<u>OWNER OR ABUTTER</u>	<u>BLOCK</u>	<u>LOT</u>	<u>REGISTRY BK.</u>	<u>PG.</u>	<u>LAND CERT. #</u>	<u>AWARD</u>
Trudeau, Donald E, Trstee 49 FPR Realty Trust 49 Fort Point Road	9	6			192060	0
<u>MORTGAGEE:</u> Weymouth Bank 744 Broad Street Weymouth, MA 02189					Doc#1354711	
Coastal Heritage Bank 195 Washington Street Weymouth, MA 02188-1700					Doc#1446891	
Vallake, Angele 51 Fort Point Road	9	5			202270	0
<u>MORTGAGEE:</u> JP Morgan Chase 700 Kansas Lane Monroe, LA 71203					Doc#1497164	
Newman, Christopher J. 55 Fort Point Road	9	7			179711	0
<u>MORTGAGEE:</u> Mortgage Master, Inc. 102 Elm Street, 3rd Floor Walpole, MA 02081					Doc#1190302	
McAndrews, Debra A 59 Fort Point Road	9	3			140927	0
<u>MORTGAGEE:</u> Vivint Solar Developer, LLC P.O. Box 4589 Portland, OR 97208					Doc#1345783	
South Coastal Bank 100 Ledgewood Place, Suite 101 Rockland, MA 02370					Doc#1284395	

<u>OWNER OR ABUTTER</u>	<u>BLOCK</u>	<u>LOT</u>	<u>REGISTRY</u> <u>BK. PG.</u>	<u>LAND</u> <u>CERT.#</u>	<u>AWARD</u>
Kurtz, Michael & Todd, Rebecca 67 Fort Point Road	8	3		203151	0
<u>MORGAGEE:</u>					
Bangor Savings Bank 11 Hamlin Way Bangor, ME 04401			Doc#1452570		
Tatreau, Douglas & Ellen Wedge, Amy, Trustee 69 Fort Point Road	8	2		197336	0
<u>MORTGAGEE:</u>					
Citizens Bank, N.A. P.O. Box 4060 Glen Allen, VA 23058			Doc#1349584		
Parsons, James & Cummings, Barbara 73 Fort Point Road	8	1		199006	0
<u>MORTGAGEE:</u>					
Rockland Trust Company 30 South Main Street Middleboro, MA 02346			Doc#1307750		
Flanagan, Peter & Doris 79 Fort Point Road	7	13		142796	0
D'Angelo, Ralph & Cynthia 83 Fort Point Road	7	12		180242	0
Mastrobattista, Michelle 87 Fort Point Road	7	11		191049	0
<u>MORTGAGEE:</u>					
Prospect Mortgage LLC 15301 Ventura Blvd. Suite D300 Sherman Oaks, CA 91403			Doc#1331140		

<u>OWNER OR ABUTTER</u>	<u>BLOCK</u>	<u>LOT</u>	<u>REGISTRY</u>		<u>LAND</u>	<u>AWARD</u>
			<u>BK.</u>	<u>PG.</u>	<u>CERT. #</u>	
Donegan, Peter V, Trustee Donegan Family Trust 89 Fort Point Road	7	10			191832	0
Brown, David G & Carol A Brown Realty Trust 91 Fort Point Road	7	9			181549	0
Norton, William E. & Joann Norton Realty Trust 105 Fort Point Road	7	8			177715	0
Walsh, R.W. Jr, 111 Fort Point Road	7	7			192194	0
Duprez, Pamela J. c/o Dollar Bank Servicing 119 Fort Point Road	7	2			175325	0
<u>MORTGAGEE:</u>						
Mortgage Network, Inc. 300 Southborough Drive, Suite 101 South Portland, ME 04106					Doc#1484791	
Fairchild, Ann 125 Fort Point Road	6	12			200579	0
<u>MORTGAGEE:</u>						
New Fed Mortgage Corp. 98 High Street, Suite #2 Danvers, MA 01923					Doc#1424550 Doc#1478096	
Urmston, Cindy & Richard Urmston Revoc Family Trust 129 Fort Point Road	6	13	35897	438		0
Wood, Gerald J. 50 River Street	11	16	34234	377		0

NOTICE OF TAKING

You are hereby notified that the Town Council of Weymouth, in accordance with the General Laws of the Commonwealth and the Code of Ordinances of the Town of Weymouth, will hold a public hearing to approve the layout of Wolcott Street, a private way, as a Town way and, may refer such street acceptance to the Planning Board of the Town for its report to authorize such layout and takings appurtenant thereto.

The hearing will be held on (DATE), in the Council Chambers, at (TIME), p.m..

Weymouth Town Council,

By: _____
Arthur Mathews, President

DATED:

COMMONWEALTH OF MASSACHUSETTS

NORFOLK, SS.

TOWN OF WEYMOUTH

LAYING OUT – ORDER OF TAKING

WOLCOTT STREET
(Town Plan #xxxx)

At a public hearing of the Town Council of Weymouth, held on (DATE), it was ordered:

WHEREAS, Town Council having determined and adjudged that common convenience and necessity require that a town way be laid out as, and in the location hereinafter described, which is substantially the present location of a private way known as Wolcott Street; and

NOW THEREFORE WE, the undersigned, being a majority of the Town Council, duly elected, qualified and acting as such and in the exercise of the power vested in us by the vote, do hereby take, in fee simple, any and all right, title and interest of any nature or description therein, by right of eminent domain, under the provisions of Chapter 79 of the General Laws, and any and every other power and authority in us hereby enabling for the purpose of a town way for the use of said Town of Weymouth and its inhabitants, the land in said Town, bounded and described as follows:

A certain parcel of land shown on a plan entitled "PROPOSED STREET ACCEPTANCE PLAN FORT POINT COASTAL IMPROVEMENT PROJECT NORTH WEYMOUTH, MA." drawn by Weymouth Department of Public Works 120 Winter Street Weymouth MA, dated November 14, 2022, to be recorded herewith.

Wolcott Street

Beginning at a Concrete Bound Drill Hole (CBDH) along the easterly line of Fort Point Road, being the northwest lot corner of #67 Fort Point Road, Town of Weymouth Assessor's Sheet 2 Block 8 Lot 3, said bound being a Point of Intersection (PI) along Fort Point Road, marked as CBDH on plan recorded herewith, thence running; S 13°39'58" E a distance of 29.43' to P.O.B. 2, a Point of Curvature (PC) and the point of beginning, thence running;

along a curve turning to the left with a radius of 10.00', with an arc length of 15.98', with a chord bearing of S 59°26'48" E, with a chord length of 14.33', to a PT, thence running; N 74°46'22" E a distance of 260.78', to a PI, thence running; S 18°17'35" E a distance of 30.04', to a PI, thence running; S 74°46'22" W a distance of 262.14', to a PC, thence running; along a curve turning to the left with a radius of 12.00', with an arc length of 18.04', with a chord bearing of S 31°42'55" W, with a chord length of 16.39', to the easterly sideline of Fort Point Road, thence running; along a curve turning to the left with a radius of 409.49, with an arc length of 16.61, with a chord bearing of N 12°30'15" W, with a chord length of 16.61', to a PT, thence running; N 13°39'58" W a distance of 34.90', to the point of beginning.
Having an area of 8225 Square Feet, 0.19 Acres

AND we do hereby in accordance with, and pursuant to the aforesaid authority, take the right or easement in each parcel of land adjoining the location of said town way, as shown on said Plan, to have the land in the location thereof protected, by having the surface of the adjoining land slope from the boundary of the location.

Said Plan of land, as referred above, is filed in the office of the Town Clerk with our report aforesaid, and which plan is recorded herewith and made a part hereof.

Any and all trees and structures upon the land above described are not to be included in the taking and owners of said land are to have sixty (60) days from the date hereof to remove same.

The names of the owners or supposed owners of the land affected by this taking are set forth on "Exhibit A", attached hereto and made a part hereof.

WITNESS our hands and seals this day of March, 2023.

WEYMOUTH TOWN COUNCIL BY:

Arthur Mathews, President

Michael Molisse

Pascale Burga

Maureen Kiely

Kenneth DiFazio

Gary MacDougall

John Abbott

Lisa Belmarsh

Fred Happel

Greg Shanahan

Christopher Heffernan

I hereby certify that this Order of Taking was accepted, and signed by the above councilors on the date first written above, for its intended and stated purpose.

Kathy Deree, Clerk

COMMONWEALTH OF MASSACHUSETTS

NORFOLK, SS.

On this _____ day of March 2023, before me, the undersigned Notary Public, personally appeared the above-named Councilors and Kathy Deree, proved to me by satisfactory evidence of identification, being my own personal knowledge of the identity of the signatory, to be the person whose name is signed above, and acknowledged the foregoing to be signed by them voluntarily for its stated purpose.

, Notary Public
My Commission Expires:

EXHIBIT A – WOLCOTT STREET

SCHEDULE OF OWNERSHIP OR ABUTTERS

<u>OWNER OR ABUTTER</u>	<u>REGISTRY</u> <u>BLOCK</u>	<u>LOT</u>	<u>LAND</u> <u>BK.</u>	<u>PG.</u>	<u>CERT. #</u>	<u>AWARD</u>
John L. Klaus 12 Wolcott Street Weymouth, MA 02191	8	4			204126	0
<u>MORTGAGEE:</u> Members Mortgage Company 90 Maple Street Stoneham, MA 02180					Doc#1463961	
Kimberly J. Tobias 17 Wolcott Street Weymouth, MA 02191	9	13			181826	0
<u>MORTGAGEE:</u> Rockland Trust Company 30 South Main Street Middleboro, MA 02346					Doc#1477392	
Paul & Janet Pawlowski Carl Pawlowski and Tamara McCourthy 20 Wolcott Street N. Weymouth, MA 02191	8	5			135752	0
<u>MORTGAGEE:</u> Coastal Heritage Bank 195 Washington Street Weymouth, MA 02188					Doc#1462291	