

TOWN OF NATICK

ORDER OF TAKING

WHEREAS, by virtue of the authority conferred by Section 14 of Chapter 40 of the General Laws, and by virtue of a two-thirds vote of Natick's 2021 Fall Annual Town Meeting, under Article 24, occurring on October 26th, 2021 (a certified copy of the authorizing vote being attached hereto and recorded herewith), the Select Board of the Town of Natick is authorized to take by eminent domain, in accordance with the provisions of Chapter 79 of the General Laws, a certain parcel of land consisting of the fee interest, more particularly described in Schedule A annexed hereto and recorded herewith, which parcel contains about 5.570 acres and described as parcel 14-0000016A-0-0 in the office of the Assessors of the Town of Natick, for conservation purposes.

WHEREAS, the provisions of Chapter 79 Section 7A of the General Laws requiring at least one appraisal of the value of the land to be taken by eminent domain have been waived by the owner/personal representative of the subject Parcel; and

WHEREAS, the land to be taken herein by eminent domain, as described in Schedule A, is not used for agricultural purposes; and

WHEREAS, at the 2021 Fall Annual Town Meeting, under Article 24, on October 26th, 2021, the Town, voted to acquire the parcel of land by eminent domain pursuant to Massachusetts General Laws, Chapter 79.

NOW THEREFORE

BE IT ORDERED:

1. That the parcel of land, as described in Attachment A, attached hereto, and as referenced in a vote of the Town Meeting, is acquired for Conservation Purposes, to be held in the care and custody of the Natick Conservation Commission, and the same are hereby taken for said purpose of conservation purposes, in accordance with the vote of Natick Town Meeting at the 2021 Fall Annual Town Meeting.

2. That the Select Board of the Town of Natick does herewith decree that public necessity and convenience require that the fee in and to the land, hereinafter described, including the trees, structures, and buildings, if any, thereon, be taken by eminent domain for said conservation purposes.
3. That the Select Board of the Town of Natick, on behalf of the Town of Natick, by virtue of Section 14 of Chapter 40 and Chapter 79 of the General Laws, the vote of the Fall 2021 Annual Town Meeting referred to above and all and by every other power and authority enabling same, does hereby take, reserve and appropriate the rights in land in and to the parcel of land hereinafter described in Schedule A annexed hereto and recorded herewith.
4. The Select Board of the Town of Natick hereby acknowledges the waiver of damages as indicated in the Schedule annexed hereto to the persons and/or organizations who have otherwise sustained damages to their property by reason of the above takings.
5. The Select Board of the Town of Natick shall prepare and execute all documents necessary for the taking, and the Board directs its Administrator for and on behalf of the Board to give notice of this Taking and pertinent information to every person entitled thereto, in accordance with Chapter 79 of the General Laws.

This Order of Taking is hereby adopted and executed by the Select Board of the Town of Natick, this _____ day of March, 2023.

SIGNATURES APPEAR ON FOLLOWING PAGE

TOWN OF NATICK
SELECT BOARD

Paul R. Joseph, Chair

Michael J. Hickey, Jr., Vice-Chair

Bruce T. Evans, Clerk

Kathryn M. Coughlin, Member

Richard Sidney, Member

COMMONWEALTH OF MASSACHUSETTS

Norfolk, ss.

On this ____ day of March, 2023, before me, the undersigned notary public, personally appeared **PAUL R. JOSEPH** proved to me through satisfactory evidence of identification, which were: ☐ Massachusetts driver's license; ☐ personal knowledge; ☐ United States Passport, to be the person whose name is signed on the preceding or attached document, and acknowledged to me that he signed it voluntarily for its stated purpose, aforesaid, as the Select Board of the Town of Natick and not individually.

Notary Public _____
My Commission Expires: _____

COMMONWEALTH OF MASSACHUSETTS

Norfolk, ss.

On this ____ day of March, 2023, before me, the undersigned notary public, personally appeared **MICHAEL J. HICKEY, JR.** proved to me through satisfactory evidence of identification, which were: ☐ Massachusetts driver's license; ☐ personal knowledge; ☐ United States Passport, to be the person whose name is signed on the preceding or attached document, and acknowledged to me that he signed it voluntarily for its stated purpose, aforesaid, as the Select Board of the Town of Natick and not individually.

Notary Public _____
My Commission Expires: _____

COMMONWEALTH OF MASSACHUSETTS

Norfolk, ss.

On this ____ day of March, 2023, before me, the undersigned notary public, personally appeared **BRUCE T. EVANS.** proved to me through satisfactory evidence of identification, which were: ☐ Massachusetts driver's license; ☐ personal knowledge; ☐ United States Passport, to be the person whose name is signed on the preceding or attached document, and acknowledged to me that he signed it voluntarily for its stated purpose, aforesaid, as the Select Board of the Town of Natick and not individually.

Notary Public _____
My Commission Expires: _____

COMMONWEALTH OF MASSACHUSETTS

Norfolk, ss.

On this ____ day of March, 2023, before me, the undersigned notary public, personally appeared **RICHARD SIDNEY** proved to me through satisfactory evidence of identification, which were: ☐ Massachusetts driver's license; ☐ personal knowledge; ☐ United States Passport, to be the person whose name is signed on the preceding or attached document, and acknowledged to me that he signed it voluntarily for its stated purpose, aforesaid, as the Select Board of the Town of Natick and not individually.

Notary Public _____
My Commission Expires: _____

COMMONWEALTH OF MASSACHUSETTS

Norfolk, ss.

On this ____ day of March, 2023, before me, the undersigned notary public, personally appeared **KATHRYN M. COUGHLIN** proved to me through satisfactory evidence of identification, which were: ☐ Massachusetts driver's license; ☐ personal knowledge; ☐ United States Passport, to be the person whose name is signed on the preceding or attached document, and acknowledged to me that he signed it voluntarily for its stated purpose, aforesaid, as the Select Board of the Town of Natick and not individually.

Notary Public _____
My Commission Expires: _____

SCHEDULE A

PERMANENT TAKING

OWNER	PROPERTY ADDRESS	BOOK AND PAGE	PLAN PARCEL NUMBER	APPROX. AREA TAKEN SQUARE FEET	AWARD
ESTATE OF MARIE F. SCOLA NANCY JONES, PERSONAL REPRESENTATIVE	60 Rear Harwood Road, Natick, Massachusetts	Book 70389, Page 558	N/A	242,629 sf	\$0.00*

***See Certificate of Donation recorded herewith.**