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BOARD OF SELECTMEN

Middlesex, ss.

March 8, 2004

ORDER OF STREET LAYOUT

WHEREAS, the Board of Selectmen has referred the proposed layout to the Planning Board of the Town of Acton in accordance with Chapter 41, Section 81-I of the General Laws, and said Planning Board has approved the laying out as hereinafter described; and

WHEREAS, the Board of Selectmen has determined and adjudged that common convenience and necessity require that Town ways be laid out in the locations hereinafter described; and

WHEREAS, notice of the intention of this Board to lay out said ways has been duly given in accordance with the applicable provisions of the General Laws, and other provisions of the law have been complied with; and

WHEREAS, the Board of Selectmen met at the time and place appointed for the hearing.

NOW THEREFORE, it is ordered and adjudged that Town ways for the use of the Town be and are hereby laid out as follows:

In the BELLOWS FARM SUBDIVISION

DAVIS ROAD – a loop road, from the previous limit of acceptance at Station 23 + 00 (1300 feet from Great Road) a distance of 6047 feet, more or less, in a generally easterly, southerly, westerly, then northerly direction to the southerly sideline of Davis Road, this being the entire road.

BRIAR HILL ROAD – from the easterly sideline of Davis Road a distance of 1259 feet, more or less, in a generally easterly direction to the easterly sideline of a 70 foot radius cul-de-sac, including the cul-de-sac, this being the entire road.

BELLOWS FARM ROAD – from the easterly sideline of Davis Road a distance of 1640 feet, more or less, in a generally northerly direction to the southerly sideline of Briar Hill Road, including Parcel C and the 20-foot wide Emergency Access Only Easement to Strawberry Hill Road, this being the entire road.

The description, bounds, and location of Davis Road are shown on a plan entitled, "Definitive Plan of Bellows Farm in Acton, Mass. Scale 1" = 80 feet" dated April 4, 1986 (modified March 31, 1987 and June 2, 1987) prepared by Acton Survey and Engineering, Inc. and recorded at the Middlesex South District Registry of Deeds (the "Registry") as Plan No. 1532 of 1987 in Book 18670 Page 482 (the "1987 Plan"). Davis Road is also shown on two As-Built Plans; the first entitled "Plan & Profile, Sta. 20+25 to Sta. 42+00, Davis Road, Acton MA" by Howe Surveying Associates, Inc., dated December 3, 1992 (Latest Revision: January 18, 1995), and the second entitled "Davis Road As-Built, Acton, Massachusetts, Sheets 1 of 9 through 9 of 9" by Acton Survey & Engineering, Inc., dated October 2001, both plans are on file with the Town of Acton Engineering Department. Davis Road is more particularly described as follows:

DAVIS ROAD

Beginning at a point on the easterly sideline of Davis Road 147.17 feet from a railroad spike and punch mark at a point of tangency of a curve with a radius of 695.00 feet;

Thence N 03° 35' 30" E a distance of 160.00 feet to a stone bound;

Thence along a curved line to the right with a radius of 300.00 feet, a distance of 508.66 feet to a stone bound;

Thence along a curved line to the left with a radius of 1025.00 feet, a distance of 234.62 feet to a stone bound;

Thence along a curved line to the left with a radius of 1025.00 feet, a distance of 106.98 feet by the end of Davis Road to a stone bound;

Thence along a curved line to the left with a radius of 1025.00 feet, a distance of 29.55 feet to a stone bound;

Thence along a curved line to the right with a radius of 500.00 feet, a distance of 860.48 feet to a stone bound;

Thence S 01° 24' 15" E a distance of 270.82 feet to a stone bound;

Thence along a curved line to the left with a radius of 1425.00 feet, a distance of 558.03 feet to a stone bound;

Thence S 23° 50' 28" E a distance of 212.55 feet to a stone bound;

Thence along a curved line to the right with a radius of 360.00 feet, a distance of 1269.41 feet to a stone bound;

Thence N 01° 48' 30" W a distance of 211.01 feet to a stone bound;

Thence along a curved line to the left with a radius of 355.00 feet a distance of 169.45 feet to a stone bound;

Thence N 29° 09' 26" W a distance of 198.25 feet to a stone bound;

Thence along a curved line to the right with a radius of 425.00 feet, a distance of 284.64 feet to a stone bound;

Thence N 09° 13' 00" E a distance of 231.85 feet to a stone bound;

Thence along a curved line to the left with a radius of 1555.00 feet, a distance of 451.03 feet to a stone bound;

Thence N 07° 24' 08" W a distance of 106.68 feet to a stone bound;

Thence along a curved line to the right with a radius of 30.00 feet, a distance of 46.62 feet to a stone bound;

Thence westerly along a curved line to the right with a radius of 1025.00 feet, a distance of 106.98 feet by the southerly sideline of Davis Road to a stone bound;

Thence southerly along a curved line to the right with a radius of 30.00 feet, a distance of 44.49 feet to a stone bound;

Thence S 07° 24' 08" E a distance of 110.59 feet to a stone bound;

Thence along a curved line to the right with a radius of 1505.00 feet, a distance of 436.53 feet to a stone bound;

Thence S 09° 13' 00" W a distance of 231.85 feet to a stone bound;

Thence along a curved line to the left with a radius of 475.00 feet, a distance of 318.13 feet to a railroad spike;

Thence S 29° 09' 26" E a distance of 198.25 feet to a railroad spike;

Thence along a curve line to the right with a radius of 305.00 feet, a distance of 145.59 feet to a stone bound;

Thence S 01° 48' 30" E a distance of 211.01 feet to a stone bound;

Thence along a curved line to the left with a radius of 410.00 feet, a distance of 1445.72 feet to a stone bound;

Thence N 23° 50' 28" W a distance of 212.55 feet to a stone bound;

Thence along a curved line to the right with a radius of 1375.00 feet, a distance of 538.45 feet to a stone bound;

Thence N 01° 24' 15" W a distance of 270.82 feet to a stone bound;

Thence along a curved line to the left with a radius of 550.00 feet, a distance of 946.53 feet to a stone bound;

Thence along a curved line to the right with a radius of 975.00 feet, a distance of 353.05 feet to a stone bound;

Thence along a curved line to the left with a radius of 350.00 feet, a distance of 593.44 feet to a stone bound;

Thence S 03° 35' 30" W a distance of 160.00 feet to a stone bound;

Thence S 86° 24' 30" E a distance of 50.00 feet to the point of beginning.

Meaning and intending to layout Davis Road as shown on the 1987 Plan, however otherwise bounded, measured or described. Being a portion of the premises conveyed to Keystone Associates a Massachusetts Limited Partnership by a deed dated October 8, 1975 and recorded at the Registry in Book 12874, Page 555 and confirmatory deed recorded with said Deeds in Book 18678, Page 89. A portion of Davis Road herein described is also shown as "Parcel F, Right-of-Way and Utility Easement" on a plan entitled "Easement Plan, Briarbrook Village Condominiums, in Acton, Mass." dated December 16, 1986 (revised 4/30/87) by BSC-Robinson & Fox, a division of Boston Survey Consultants, Inc., and recorded at the Registry as Plan No. 1119 (2-2) of 1987 and described in a deed to Davis Condominium Corporation dated November 6, 1987 and recorded at the Registry in Book 18678, Page 119. See also the Master Deed of the Briarbrook Village Condominium dated November 6, 1987, recorded at the Registry in Book 18678 Page 152.

The descriptions, bounds, and locations of Briar Hill Road, Bellows Farm Road, and Parcel C are shown on a plan entitled, "Bellows Farm Phase IV Revised, Acton, Massachusetts Definitive Subdivision Plan, Planned Conservation Residential Community" (Record Plan Sheets 1 of 5 through 5 of 5), Prepared for: Bellows Farm, LLC, Prepared by: Lancewood Engineering, Inc., dated April 1997, last revised June 1998, recorded with the Middlesex South District Registry of Deeds as Plan No. 763 of 1998 (the "1998 Plan"). Briar Hill Road, Bellows Farm Road, and Parcel C are more particularly described as follows:

BRIAR HILL ROAD

Beginning at a point in the easterly sideline of Davis Road;

Thence Southeasterly by a curve to the left having a radius of thirty (30.00) feet, an arc length of forty eight and 84/100 (48.84) feet to a stone bound at a point of tangency;

Thence N 74°21'21" E one hundred thirty three and 15/100 (133.15) feet to a stone bound at a point of curvature;

- Thence Northeasterly by a curve to the left having a radius of four hundred fifty (450.00) feet, an arc length of four hundred fifty six and 68/100 (456.68) feet to a stone bound at a point of tangency;
- Thence N 16°12'34" E one hundred and 73/100 (100.73) feet to a point of curvature;
- Thence Northeasterly by a curve to the right having a radius of two hundred eighty (280.00) feet, an arc length of two hundred fifteen and 59/100 (215.59) feet to a stone bound at a point of tangency;
- Thence N 60°19'34" E one hundred forty five and 96/100 (145.96) feet to a stone bound at a point of curvature;
- Thence Northerly by a curve to the left having a radius of thirty (30.00) feet, an arc length of forty seven and 12/100 (47.12) feet to a stone bound at a point of reverse curvature;
- Thence Northeasterly by a curve to the right having a radius of seventy (70.00) feet, an arc length of two hundred nineteen and 91/100 (219.91) feet to a drill hole in a stone wall at land of the Town of Acton;
- Thence S 29°40'26" E seventy (70.00) feet by a stone wall and land of the Town of Acton to a drill hole;
- Thence S 60°19'34" W three hundred fifteen and 96/100 (315.96) feet to a spike in pavement at a point of curvature;
- Thence Southwesterly by a curve to the left having a radius of two hundred forty (240.00) feet, an arc length of one hundred eighty four and 80/100 (184.80) feet to a stone bound at a point of tangency;
- Thence S 16°12'34" W one hundred and 73/100 (100.73) feet to a stone bound at Bellows Farm Road;
- Thence Southwesterly by a curve to the right having a radius of four hundred ninety (490.00) feet, an arc length of ninety eight and 94/100 (98.94) feet by the end of Bellows Farm Road to a spike in pavement;
- Thence Continuing southwesterly by a curve to the right having a radius four hundred ninety (490.00) feet, an arc length of three hundred ninety eight and 16/100(398.16) feet to a stone bound at a point of tangency;
- Thence S 74°21'21" W one hundred thirty five and 16/100(135.16) feet to a stone bound at a point of curvature;
- Thence Southerly by a curve to the left having a radius of thirty (30.00) feet, an arc length of forty seven and 64/100 (47.64) feet to a stone bound on the easterly sideline of Davis Road;

Thence Northerly by a curve to the right having a radius of one thousand three hundred seventy five (1375.00) feet, an arc length of one hundred two and 27/100 (102.27) feet by the easterly sideline of Davis Road to the point of beginning.

Briar Hill Road is also shown on a plan entitled "As-Built Plan, Bellows Farm Road & Briar Hill Road, Acton, Massachusetts", prepared by Acton Survey & Engineering, Inc., Dated October 2002, and on file with the Town of Acton Engineering Department.

BELLOWS FARM ROAD

Beginning at a stone bound on the easterly sideline of Davis Road;

Thence Easterly by a curve to the left having a radius of thirty (30.00) feet, an arc length of forty five and 07/100 (45.07) feet to a stone bound at a point of tangency;

Thence S 75°33'18" E one hundred sixty one and 70/100 (161.70) feet to a stone bound at an angle point;

Thence S 14°26'42" W five (5.00) feet to a spike in pavement at a point with a tangent bearing equal to the previous course;

Thence Northeasterly by a curve to the left having a radius of two hundred fifty five (255.00) feet, an arc length of three hundred fifty one (351.00) feet to a spike in pavement at a point of tangency;

Thence N 25°34'47" E sixteen and 22/100 (16.22) feet to a spike in pavement at a point of curvature;

Thence Northerly by a curve to the left having a radius of nine hundred seventy nine and 91/100 (979.91) feet, an arc length of six hundred seventy nine and 3/100 (679.03) feet to a spike in pavement at a point of compound curvature;

Thence Northwesterly by a curve to the left having a radius of two hundred thirty (230.00) feet, an arc length of two hundred fifteen and 15/100 (215.15) feet to a stone bound at a point of tangency;

Thence N 67°43'09" W ninety nine and 83/100 (99.83) feet to a spike in pavement at a point of curvature;

Thence Southwesterly by a curve to the left having a radius of thirty (30.00) feet, an arc length of forty four and 23/100 (44.23) feet to a spike in pavement on the easterly sideline of Briar Hill Road;

Thence Northerly by a curve to the left having a radius of four hundred ninety (490.00) feet, an arc length of ninety eight and 94/100 (98.94) feet, by the line of Briar Hill Road to a stone bound;

- Thence Southeasterly by a curve to the left having a radius of thirty five and 59/100 (35.59) feet, an arc length of fifty two and 14/100 (52.14) feet, to a stone bound at a point of tangency;
- Thence S 67°43'09"E ninety four and 77/100 (94.77) feet to a stone bound at a point of curvature;
- Thence Southeasterly by a curve to the right having a radius of two hundred seventy (270.00) feet, an arc length of two hundred fifty two and 56/100 (252.56) feet to a stone bound at a point of compound curvature;
- Thence Southerly by a curve to the right having a radius of one thousand nineteen and 91/100 (1019.91) feet, an arc length of seven hundred six and 75/100 (706.75) feet to a stone bound at a point of tangency;
- Thence S 25°34'47" W sixteen and 22/100 (16.22) feet to a spike in pavement at a point of curvature;
- Thence Southwesterly by a curve to the right having a radius of two hundred ninety five (295.00) feet, an arc length of four hundred six and 5/100 (406.05) feet to a stone bound;
- Thence S 14°26'42" W five (5.00) feet to a stone bound at an angle point;
- Thence N 75°33'18" W one hundred sixty eight (168.00) feet to a stone bound at a point of curvature;
- Thence Southwesterly by a curve to the left having a radius of thirty (30.00) feet, an arc length of forty one and 64/100 (41.64) feet to a stone bound at a point of reverse curvature;
- Thence Northerly by a curve to the left having a radius of four hundred ten (410.00) feet, an arc length of one hundred two and 94/100 (102.94) feet by the easterly sideline of Davis Road to the point of beginning.

Bellows Farm Road is also shown on two plans; the first entitled "As-Built Plan Bellows Farm Road & Briar Hill Road, Acton, Massachusetts", prepared by Acton Survey & Engineering, Inc., dated October 2002, and the second entitled "Bellows Farm Road, As-Built to Sta. 1+91.43, Acton, Massachusetts, Sheet 9 of 9" prepared by Acton Survey & Engineering, Inc., dated October 2001, both plans are on file with the Town of Acton Engineering Department.

PARCEL C

Also included in this layout is the fee in the following parcel of land:

That certain parcel of land shown as "Parcel C, 50' Street R.O.W., Area = 32,137 Sq. Ft." on the 1998 Plan. Parcel C is hereby laidout for all purposes for which streets and ways are used in the Town of Acton, including the installation of utilities and as an emergency access way. Parcel C is bounded and described as follows:

Beginning at a stone bound on the southerly sideline of Bellows Farm Road;

Thence Southerly by a curve to the right having a radius of thirty (30.00) feet, an arc length of thirty three and 07/100 (33.07) feet (incorrectly shown as 30.07 feet on the 1998 Plan) to a stone bound at a point of tangency;

Thence S 12°23'51"E two hundred seven and 20/100 (207.20) feet to a stone bound at a point of curvature;

Thence Southeasterly by a curve to the left having a radius of two hundred twenty-five (225.00) feet, an arc length of two hundred two and 82/100 (202.82) feet to a stone bound at a point of tangency;

Thence S 64°02'40"E two hundred forty and 18/100 (240.18) feet to a stone bound at an angle point;

Thence N 25°57'20"E fifty (50.00) feet to a stone bound at an angle point;

Thence N 64°02'40"W two hundred forty and 18/100 (240.18) feet to a stone bound at a point of curvature;

Thence Northwesterly by a curve to the right having a radius of one hundred seventy-five (175.00) feet, an arc length of one hundred fifty-seven and 75/100 (157.75) feet to a stone bound at a point of tangency;

Thence N 12°23'51"W one hundred fifty-eight and 57/00 (158.57) feet to a stone bound at a point of curvature;

Thence Northeasterly by a curve to the right having a radius of thirty (30.00) feet an arc length of fifty-eight and 52/100 (58.52) feet to a stone bound at a point of reverse curvature;

Thence Westerly by a curve to the right having a radius of two hundred ninety-five (295.00) feet an arc length of twenty-six and 13/100 (26.13) feet by the southerly sideline of Bellows Farm Road to a stone bound at an angle point;

Thence S 14°26'42"W five (5.00) feet by the southerly sideline of Bellows Farm Road to a stone bound at an angle point;

Thence N 75°33'18"W ninety one and 35/100 (91.35) feet by the southerly sideline of Bellows Farm Road to the point of beginning.

Parcel C is also shown on a plan entitled "Emergency Access Way, As-Built, Acton, Massachusetts, Sheet 6 of 9 and 7 of 9", prepared by Acton Survey & Engineering, Inc., Dated October 2001, and on file with the Town of Acton Engineering Department.

Meaning and intending to layout Bellows Farm Road, Briar Hill Road, and Parcel C as shown on the 1998 Plan, however otherwise bounded, measured or described. Being a portion of the premises

conveyed to Keystone Associates a Massachusetts Limited Partnership by a deed dated October 8, 1975 and recorded at the Registry in Book 12874 Page 555 and confirmatory deed recorded with said Deeds in Book 18678, Page 89. See also a deed from Rosemary Nicholson to Keystone Associates Limited Partnership dated June 10, 1998 and recorded at the Registry in Book 28910 Page 320.

EASEMENTS

Davis Road is laidout together with certain easements as shown on the 1987 Plan and a plan entitled, "Bellows Farm, Acton, Massachusetts, Definitive Subdivision Planned Conservation Residential Community, Record Plan (Sheet 1 of 6 through Sheet 5 of 6), Scale: 1" = 40", Dated April, 1995", last amended September, 1996, prepared for Northwest Structures, Inc., P. O. Box 657, Acton, Massachusetts, prepared by Lancewood Engineering, Inc., recorded in the Middlesex South District Registry of Deeds as Plan Number 992 of 1996 (the "1996 Plan "). Said easements are more particularly described as follows:

Easement No. 1

The perpetual right and easement over, under and upon all those areas described and shown as "Utility Easement", and "20' Wide Utility Easement" on the 1987 Plan. Without limiting the generality thereof, said easements include the right to enter upon the easement areas to install, maintain, operate, repair, remove and replace drainage facilities of all types and kinds, including, but not limited to, pipes, culverts, manholes, catch basins, detention/retention basins, slopes, ditches and appurtenant structures for the surface and subsurface drainage of storm water, These easements also include the right to enter upon the easement areas to install, maintain, operate, repair, remove, and replace wires, cables, poles, pipes, manholes, and appurtenant structures for the provision of public and private utilities, including without limitation, sewer, water, gas, electric, telephone, fire protection, cable television, and the like.

Easement No. 2

A perpetual right and easement over, under and upon 10' wide strips of land running parallel to each side of Davis Road and being shown as "10' Utility, Construction & Slope Easement (Typical)", on the 1996 Plan, for the purpose of maintaining slopes, and depositing fill and other material necessary for the support of Davis Road. Without limiting the foregoing, said easement includes the right to enter upon the easement areas for the purposes of grading, regrading and depositing fill and maintaining slopes necessary for the construction, maintenance and support of Davis Road. Said easements also include the right to enter upon the easement areas to install, maintain, operate, repair, remove and replace wires, cables, poles, pipes, manholes, catchbasins, ditches and appurtenant structures for the provision of public and private utilities, including without limitation, sewer, water, gas, electric, telephone, fire protection, cable television, storm drainage and the like.

Easement No. 3

The perpetual right and easement over, under and upon all those areas described and shown as "Drainage Easement" and "20' Drainage Easement" on the 1996 Plan, without limiting the generality thereof, said easements include the right to enter upon the easement areas to install, maintain, operate, repair, remove and replace drainage facilities of all types and kinds, including, but not limited to, pipes,

culverts, manholes, catch basins, detention/retention basins, slopes, ditches and appurtenant structures for the surface and subsurface drainage of storm water.

Easement No. 4

The perpetual right and easement over, under and upon all those areas described and shown as "Drainage and Utility Easement" and "Utility Easement" on the 1996 Plan, without limiting the generality thereof, said easement includes the right to enter upon the easement areas to install, maintain, operate, repair, remove and replace drainage facilities of all types and kinds, including, but not limited to, pipes, culverts, manholes, catch basins, detention/retention basins, slopes, ditches and appurtenant structures for the surface and subsurface drainage of storm water. These easements also include the right to enter upon the easement areas to install, maintain, operate, repair, remove, and replace wires, cables, poles, pipes, manholes, and appurtenant structures for the provision of public and private utilities, including without limitation, sewer, water, gas, electric, telephone, fire protection, cable television, and the like.

Bellows Farm Road and Briar Hill Road are laidout together with certain easements as shown on the 1998 Plan. Said easements are more particularly described as follows:

Easement No. 5

A perpetual drainage easement over, under and upon all those areas described and shown as "20' Drainage Easement" and "Drainage Easement" on the 1998 Plan, (Record Plan Sheet 1 of 5, 2 of 5, 3 of 5, and 4 of 5), without limiting the generality thereof, said easement includes the right to enter upon the easement areas to install, maintain, operate, repair, remove and replace drainage facilities of all types and kinds, including, but not limited to, pipes, culverts, manholes, catch basins, detention/retention basins, slopes, ditches and appurtenant structures for the surface and subsurface drainage of storm water.

Easement No. 6

A perpetual right and easement over, under and upon a strip of land running parallel to Bellows Farm Road, Briar Hill Road and Parcel C being shown as "10' Utility, Construction & Slope Easement", "15' Utility, Construction & Slope Easement", "20' Utility, Construction & Slope Easement", and "25' Utility, Construction & Slope Easement" on the 1998 Plan, for the purpose of maintaining slopes, and depositing fill and other material necessary for the support of Briar Hill Road, Bellows Farm Road and the paved emergency access way on Parcel C. Without limiting the foregoing, said easement includes the right to enter upon the easement areas for the purposes of grading, regrading and depositing fill and maintaining slopes necessary for the construction, maintenance and support of Briar Hill Road, Bellows Farm Road and Parcel C. Said easements also include the right to enter upon the easement areas to install, maintain, operate, repair, remove and replace wires, cables, poles, pipes, manholes, catchbasins, ditches and appurtenant structures for the provision of public and private utilities, including without limitation, sewer, water, gas, electric, telephone, fire protection, cable television, storm drainage and the like.

Easement No. 7

A perpetual right and easement over, under and upon a 20' wide strip of land from the easterly end of Parcel C to Strawberry Hill Road being shown as "Proposed 20' Emergency Access Only Easement" on the 1998 Plan, and as "Proposed 20' Access Easement" on a plan entitled "Easement Plan of Land, Acton, Mass., owned by Rosemary Nicholson, 76 Strawberry Hill Road, Acton, MA 01720, date October 23, 1997, Lancewood Engineering, Inc., 178 Great Road, Acton, MA 01720" recorded at the Registry as Plan No. 764 of 1998, for access and egress in the event of an emergency, but not as a public way easement. Said easement contains a 12-foot wide gravel emergency access way for use by emergency and maintenance vehicles only. Included is the right for the Town of Acton, or its authorized agents, to remove snow and ice and perform customary maintenance to insure year-around access for emergency vehicles. Easement No. 7 is also shown on a plan entitled "Emergency Access Way As-Built, Acton, Massachusetts", prepared by Acton Survey & Engineering, Inc., dated October 2001 and on file with the Town of Acton, Engineering Department. See Grant of Easement from Rosemary Nicholson, and Anthony M. Venier and Catherine B. Venier to the Town of Acton dated June 10, 1998 and recorded at the Registry in Book 28910 Page 323, for a more particular description of this easement.

All installation, maintenance, use, repair, replacement and removal hereby authorized shall be done in such a manner as not to interfere unreasonably with the surface or aerial uses of said easement areas. Whenever any surface is disturbed by authority of this instrument, it shall be restored with reasonable promptness to substantially its condition prior to such disturbance.

Without limiting the foregoing, the easements described herein include the right to enter upon said easement areas for the purpose of effectuating this layout, and to fully exercise any rights granted by said easements.

Included in this layout are all trees, roadway improvements and all structures located thereon, but not including wires, cables, poles, towers, pipes, conduits and other appurtenances for the conveyance of gas, electricity, cable television or telephone communication located in or upon Davis Road, Briar Hill Road, Bellows Farm Road, or any of the easements and parcels herein described. The pipes, manholes, pump stations, gates, valves and fittings and other facilities of whatever description for the collection and treatment of sanitary sewerage located on, in or under Davis Road, Briar Hill Road, Bellows Farm Road or any of the parcels or easements described herein are also excluded from this layout.

At the conclusion of the layout and acceptance of Davis Road, Briar Hill Road, Bellows Farm Road and the easements and parcels described herein, the Town of Acton's maintenance responsibilities will follow standard procedures for Town streets and ways and shall be limited to the improvements located within the street layouts and associated with their function as streets, and to any improvements associated with street drainage located within designated drainage or utility easements. All private utilities and services located within or outside the street layouts or easements described herein and any private drainage facilities feeding into drainage structures located within the street layouts or easements shall not be the responsibility of the Town of Acton.

No betterments are to be assessed and no damages are to be awarded.

This order and plan shall be filed forthwith in the Office of the Town Clerk and reported to the Annual Town Meeting for acceptance.

Witness our hands and seals this 8th day of March 2004.

BOARD OF SELECTMEN, TOWN OF ACTON

Walter M. Foster, Chairman

Peter K. Ashton, Vice Chairman

F. Dore Hunter, Clerk

William H. Shupert, III

Robert A. Johnson