



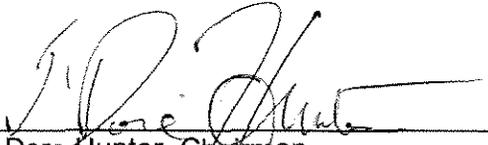
BOARD OF SELECTMEN
NOTICE OF PUBLIC HEARING

Middlesex, ss.

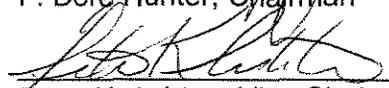
Town of Acton

In accordance with Section 22 of Chapter 82 of the General Laws, notice is hereby given by the Selectmen of the Town of Acton that they will meet at 7:15 PM in Room 204 of the Acton Town Hall, 472 Main Street, on Monday, March 14, 2005 for the purpose of laying out and relocating as a town way, for acceptance by the Town at the Annual Town Meeting, the way known as:

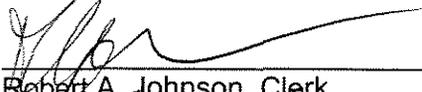
ELM STREET- from the easterly sideline of Central Street a distance of 158 feet, more or less, in a generally easterly direction, including the acceptance of Parcel 8B, containing 251 S.F. of land from Charlene Rose.



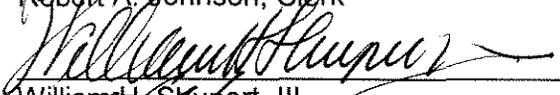
F. Dore Hunter, Chairman



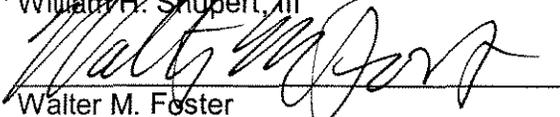
Peter K. Ashton, Vice Chairman



Robert A. Johnson, Clerk



William H. Shupert, III



Walter M. Foster

ACTON BOARD OF SELECTMEN



COPY
BOARD OF SELECTMEN

Middlesex, ss.

March 14, 2005

ORDER OF STREET LAYOUT AND RELOCATION

WHEREAS, the Board of Selectmen has referred the proposed layout and relocation 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 and relocation as hereinafter described; and

WHEREAS, the Board of Selectmen has determined and adjudged that common convenience and necessity require that a Town way be laid out and relocated in the location hereinafter described; and

WHEREAS, notice of the intention of this Board to lay out and relocate said way 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 a Town way for the use of the Town be and is hereby laid out and relocated as follows:

A portion of **ELM STREET**- from the easterly sideline of Central Street a distance of 158 feet, more or less, in a generally easterly direction, including the acceptance of Parcel 8B, containing 251 S.F. of land, from Charlene Rose.

The description, bounds and location of the portion of Elm Street hereby laid out and relocated are as shown on a plan entitled "Plan of the Relocation of a Portion of Elm Street in Acton, Massachusetts as Laid Out by Order of the Board of Selectmen, 2005" a copy is to be filed with the Town Clerk and the original is to be recorded at the Middlesex South District Registry of Deeds, Cambridge, Massachusetts. The portion of Elm Street hereby laid out and relocated is more particularly described as follows:

ELM STREET
(Incorporating Parcel 8B)

Beginning at a stone bound with drill hole on the easterly sideline of Central Street, said point being S 00° 07' 00" W a distance of 14.16 feet from the Lot 7 / Lot 8A lot line;

Thence, S 00° 07' 00" W a distance of 35.30 feet by Elm Street to an iron rebar found:

Thence, S 40° 56' 13" E a distance of 50.02 feet by Elm Street to an iron rebar found, this being the point of beginning of Parcel 8B;

Thence, S 53° 00' 35" E a distance of 46.96 feet by Elm Street to a magnetized survey nail found set in the Elm Street sidewalk;

Thence, N 85° 33' 47" E a distance of 29.68 feet by Elm Street to an iron rebar found;

Thence, N 80° 50' 52" W a distance of 28.09 feet by Lot 8A to stone bound with drill hole set;

Thence, N 61° 22' 08" W a distance of 44.85 feet by Lot 8A to the iron rebar found at the point of beginning of Parcel 8B.

Being shown as Parcel 8B on said plan and containing 251 square feet of land. Meaning and intending to hereby incorporate Parcel 8B into the public right-of-way for Elm Street and establish the sideline of Elm Street bounding on Lot 8A as herein described. For title reference to Parcel 8B see deed to Howard G. Smith and Charlene Rose recorded at the Middlesex South District Registry of Deeds, Cambridge, Massachusetts, in Book 29373, Pages 156.

Included in this layout are all trees, roadway improvements and all structures located thereon, including but not limited to the existing public sidewalk, 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 Parcel 8B.

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 Town for acceptance.

Witness our hands and seals this 14th day of March 2005.

BOARD OF SELECTMEN, TOWN OF ACTON

F. Dore Hunter, Chairman

Peter K. Ashton, Vice Chairman

Robert A. Johnson, Clerk

William H. Shupert, III

Walter M. Foster