

CITY OF NEW BEDFORD

IN CITY COUNCIL

December 17, 2015

Resolved, that the common necessity and convenience of the inhabitants of the City of New Bedford require that **BISMARK STREET**, 40 feet wide, from the south line of Manila Street 555 feet northerly to end be laid out and accepted.

The area taken for this layout of **BISMARK STREET**, 40 feet wide, from the south line of Manila Street 555 feet northerly to end is bounded and described as follows:

Beginning at a stone bound point on the southeast corner of Manila Street that is 181.83 feet on a bearing of N 77°-32'-18" E from a stone bound at the southeasterly corner of Acushnet Avenue and Manila Street;

Thence, on a bearing of N 13°-20'-45" W for a distance of 555.00 feet to a point;

Thence, on a bearing of N 76°-39'-15" E for a distance of 40.00 feet to a point;

Thence, on a bearing of S 13°-20'-45" E for a distance of 555.00 feet to a point;

Thence, on a bearing of S 76°-39'-15" W for a distance of 40.00 feet to a stone bound point and point of beginning.

Said road being the same right-of-way for Bismark Street as shown on the definitive subdivision plans of Bismark Meadows.

The above-described road contains an area of approximately 22,200 square feet and is more particularly shown on a plan entitled: "PLAN AND PROFILE OF THE LAYOUT OF BISMARK STREET 40' WIDE FROM THE SOUTH LINE OF MANILA STREET 555' NORTHERLY TO END" at a scale of 1"=40' Horizontal and 1"=4' Vertical," dated September 16, 2013, prepared by Edwin H. Gless, P.L.S. and approved by David J. Fredette, City Engineer.

No trees on the land taken and no structures affixed thereto are included in the taking, and the owners of property are allowed sixty (60) days from and after the recording of this instrument in the Registry of Deeds by the City in which to remove and take away from the land any trees or structures.

The damages sustained by the owners of property aforesaid is hereby estimated and awarded as compensation in full to them as follows: To all persons: No damages.

IT IS FURTHER EXPRESSED AND STIPULATED that the order of taking and the award of damages does not relieve the owners of land taken from liability for taxes now uncollected for the fiscal year 2016 or any prior year.

WHEREAS, due notice has been given of the intention of the City to take said parcel of land for highway purposes, it is therefore

ORDERED, that the parcels of land heretofore described be and hereby are taken, interest being an easement in said land for highway purposes, under the provisions of General Laws Chapter 79, and accepted under the provisions of General Laws Chapter 82 as a public street or way of the City of New Bedford, said street to be known as **BISMARCK STREET**, and the grade therefor is established according to a plan heretofore referred to in this order, on file in the office of the City Clerk.

AND BE IT FURTHER ORDERED, that the City Clerk cause a copy of this order, certified by him, to be recorded on behalf of the City of New Bedford in the Registry of Deeds for the Southern District of Bristol County, and to give such other notices as are required by General Laws.