

**Property Address:
East Side of North Farms Road
Northampton, MA**

ORDER OF TAKING

The undersigned, being the duly elected and sitting members of the City Council of the City of Northampton, in the Commonwealth of Massachusetts, acting under the authority of and in accordance with the provisions of General Laws of the Commonwealth, as from time to time amended, and more particularly Chapter 79, and pursuant to the Order of the Northampton City Council, a true copy of which is attached hereto as Exhibit A, does hereby take a permanent easement for and on behalf of the Inhabitants of the City of Northampton on and over the parcel described below. The purpose for the taking hereunder is to permit the grantee to access, install, realign, maintain, repair, and replace one or more drainage pipes and lines, stone pipe end, and associated infrastructure, and to enter and remain upon the easement area by foot and with vehicles and equipment for said purposes.

The easement taken herein is on, over and under the land of Robert J. Vollinger, shown as “Drain Line Easement” on the plan entitled, “Plan of Drain Line Easement” by City of Northampton, Department of Public Works, Engineering Division, which is attached hereto as Exhibit B. As damages for this taking the City awards \$22,500.00 given that there is, and has been for decades, an existing drain line within the easement herein taken. This taking is subject to the requirement that, prior to entry, the City shall notify Owner of any proposed activity on Owner’s land no less than 48 hours of commencing such activities. Such notice requirement shall not apply to entry in an emergency. If grantee excavates any soil within the easement area, grantee shall restore subsurface layers and topsoil in the same order and condition that existed prior to any work being done, and shall replant or reseed any surface vegetation that existed prior to any work being done.

For title see deed of Grace Vollinger to Robert J. Vollinger, dated April 17, 2016, and recorded in the Hampshire Registry of Deeds Book 12252, Page 344.

[SIGNATURE PAGES FOLLOW]

IN WITNESS WHEREOF, We, the City Council of the City of Northampton, have executed this Order of Taking this _____ day of _____, 2020.

WITNESS TO ALL:

CITY COUNCIL, CITY OF NORTHAMPTON, MA

Gina-Louise Sciarra
AT-LARGE COUNCILOR

William H. Dwight
AT-LARGE COUNCILOR

Michael Quinlan, Jr.
WARD 1 COUNCILOR

Karen Foster
WARD 2 COUNCILOR

James Nash
WARD 3 COUNCILOR

John Thorpe
WARD 4 COUNCILOR

Alex Jarrett
WARD 5 COUNCILOR

Marianne L. LaBarge
WARD 6 COUNCILOR

Rachel Maiore
WARD 7 COUNCILOR

CERTIFICATE OF THE CLERK
CITY COUNCIL, CITY OF NORTHAMPTON, MA

I, Laura Krutzler, the Clerk of the City Council of the City of Northampton, MA, hereby certify that the attached Order of Taking of certain easements located in Northampton, Hampshire County, Massachusetts, was executed on _____, 2020, by Gina-Louise Sciarra, William H. Dwight, Michael Quinlan, Jr., Karen Foster, James Nash, John Thorpe, Alex Jarrett, Marianne L. LaBarge, and Rachel Maoire, who as of that day, were and are the duly elected members of the City Council of the City of Northampton, MA.

Signed this _____ day of _____, 2020.

Laura Krutzler
Clerk to City Council
City of Northampton, Massachusetts

EXHIBIT A
CITY COUNCIL ORDER

EXHIBIT B
PLAN OF EASEMENT