

#101

inclusive. 15.If this instrument is at any time recorded in the Registry of Deeds for Norfolk County,Massachusetts,thereafter no resignation or appointment of a new trustee or amendment hereof shall be effective until recorded in said Registry.Unless and until this instrument is so recorded all such resignations,appointments,revocations and amendments shall become effective upon being annexed hereto or referred to in writing by notes at the end hereof;but no person shall be affected by any such resignation,appointment,revocation or amendment unless and until such person has actual notice thereof.

WITNESS our hands and seals this first day of May,1919

Commonwealth of Massachusetts) Charles F.Adams (seal)
) Robert Homans (seal)

Suffolk,ss.May 19th,1919.Then personally appeared the above named Robert Homans and acknowledged the foregoing instrument to be his free act and deed, before me,Robert S.Barlow,Notary Public (Notarial seal) My commission expires March 5,1926

Rec'd.& entered for record Dec.28,1928,at 3h.30m.P.M.

COMMONWEALTH OF MASSACHUSETTS

County of Norfolk
Taking

Norfolk,ss. At a meeting of the County Commissioners for the County of Norfolk,held at Dedham,within and for said County,on the eighteenth day of December,1928,by adjournment of their September meeting next preceding: The petition of Allston F.Hart and others,of Walpole in said County,represents as follows: Commonwealth of Massachusetts,Norfolk,ss. To the Honorable the County Commissioners of the County of Norfolk: Respectfully represent your petitioners,inhabitants of the town of Walpole in said County, that common convenience and necessity require that the way known as Summer Street,a public way in said town,be relocated between Neponset and Winter Sts.for the purpose of either to conform to the width of Winter St.as laid out by the County in 1927 or to change the curve north of the standpipe on Summer St. Wherefore your petitioners pray that said way may be relocated within the limits above specified. Dated April 5,1928.

- Allston F.Hart,Walpole,Mass.
Harry A.Whiting,Walpole,Mass.
Katherine J.Higgins,Walpole,Mass.
Caroline S.Wheeler,Walpole,Mass.
Francis Dalton,Walpole,Mass.
Daniel H.Hennessey,Walpole,Mass.

This petition was presented to the Commissioners and duly entered at a meeting of said Commissioners,held at Dedham,aforsaid,on the tenth day of April 1928,by adjournment of their December meeting next preceding;and the twenty-

Plan BR 109, Plans 1251 + 1252 - 1928

second day of May then next, and 11:00 o'clock in the forenoon, at the Court House in said Dedham, were appointed by the Commissioners as the time and place for commencing and proceeding to view the premises; and they thereupon caused a copy of said petition, and of this order thereon, to be served upon the Clerk of the Town of Walpole, being the town within which such relocation of way was prayed for, thirty days at least before the time appointed for said view; and also caused copies of said petition and order to be posted in two public places in said town; and also gave notice to all persons interested, by causing a like copy to be published three weeks successively in the Walpole Times, a newspaper published in said County, said posting and the last publication of said copy having been fourteen days at least before the time appointed for said view, that all persons and corporations interested for or against said petition, might then and there appear and be heard if they saw fit. And on the said twenty-second day of May, the Commissioners, Edward W. Hunt, Evan F. Richardson, and Frederick A. Leavitt, met at the time and place specified in said order, when and where the petitioners appeared, and the town of Walpole was represented by its selectmen; and the said Commissioners then viewed the route and premises, and heard all persons and corporations interested; and said hearing was then continued and adjourned to a meeting of the Commissioners held at Dedham aforesaid, on the sixth day of November by adjournment of their September meeting next preceding, when and where the said Commissioners proceeded to consider and adjudicate upon the prayer of said petition, and thereupon the said Commissioners did adjudge that common convenience and necessity require that said way be relocated as prayed for in said petition. And upon the adjudication aforesaid, the said Commissioners appointed Tuesday, the eleventh day of December and 11:00 o'clock forenoon, at the Court House in said Dedham, as the time and place when and where they would proceed to take such action in relation to said adjudication as by law they might be authorized to do. And having given notice of such adjudication, and of the time and place appointed, and for the purpose aforesaid in the same manner as the notice and publication were given and made before first proceeding to view, (except by publishing an abstract of said petition instead of a copy thereof) the said Commissioners met at the time and place appointed and then and there heard all persons and corporations interested, and said hearing was thence adjourned and continued from time to time to this meeting. And now the said Commissioners, by courses and distances, metes and bounds, do relocate said Summer Street as prayed for in said petition. And the lines of said relocation of said Summer Street are as follows: The northerly line begins at a stone bound in the northerly line of Winter Street as laid out by the Norfolk County Commissioners by return dated December 20,

1927, said bound bearing S 35-25 W 96.1 ft. from the southeast corner of the dwelling house of Minnie G. Boyden; thence easterly and northerly by a 91.9 ft. radius curve 79.66 ft. to a stone bound; thence N 33-26-20 E 340.67 ft. to a stone bound; thence N 40-57-20 E 369.49 ft. to a stone bound; thence by a 1200 ft. radius curve to the left 183.61 ft. to a stone bound; thence N 32-11-20 E 242.58 ft. to a stone bound; thence by a 1250 ft. radius curve to the right 182.65 ft. to a stone bound; thence continuing by a 250 ft. radius curve to the right 183.96 ft. to a stone bound; thence N 82-43-20 E 201.72 ft. to a stone bound; thence by a 4500 ft. radius curve to the left 242.16 ft. to a stone bound; thence N 79-38-20 E 213.02 ft. to a bolt in the westerly line of location of the N.Y.N.H. & H.R.R. Then beginning at a stone bound in the easterly line of location of said Railroad at a point bearing N 77-20 E 36.12 ft. from the last described bound; thence N 77-20 E 514.63 ft. to a stone bound; thence by a 47.34 ft. radius curve to the left 67.66 ft. to a stone bound in the westerly line of Neponset Street. The southerly line of this relocation begins at a town bound in the present easterly line of Summer Street, said bound being about 350 ft. northerly from Winter Street and in front of the residence of Edith Dennison; thence N 40-57-20 E 366.21 ft. to a stone bound; thence by a 1250 ft. radius curve to the left 191.26 ft. to a stone bound; thence N 32-11-20 E 242.58 ft. to a stone bound; thence by a 1200 ft. radius curve to the right 175.35 ft. to a stone bound; thence continuing by a 200 ft. radius curve to the right 147.17 ft. to a stone bound; thence N 82-43-20 E 201.72 ft. to a stone bound; thence by a 4550 ft. radius curve to the left 244.86 ft. to a stone bound; thence N 79-38-20 E 188.39 ft. to a stone bound in the westerly line of location of the N.Y.N.H. & H.R.R. Then beginning at a stone bound in the approximate easterly line of location of said N.Y.N.H. & H.R.R., said bound bearing N 77-53-30 E 105.6 ft. from the last described bound; thence N 77-20 E 454.10 ft. to a stone bound; thence by a 162.95 ft. radius curve to the right 33.16 ft. to a stone bound in the present southerly line of said Summer Street, said bound bearing S 5-53-40 W 99.18 ft. from the last bound in the northerly line as above described. Said lines are shown upon a plan entitled "Plan showing the Relocation and Widening of Summer St., Walpole, between Winter St. and Neponset St. as made by the Norfolk County Commissioners by Return dated Dec. 18, 1928. Hartley L. White, County Engineer. Scale 1 inch=40 feet" and marked "Edward W. Hunt, Chairman" which plan is filed herewith and made a part of this return. And the said commissioners do hereby take for the purposes of a highway all the easements and rights incident to a public highway in the lands included within the lines of relocation hereinbefore described and as shown on the plan hereinbefore referred to and made a part hereof in so far as such lands may

lie outside the limits of said way as heretofore defined. And permanent stone or concrete bounds, not less than three feet long, two feet of which at least shall be inserted in the earth, will be erected at the termini and angles of the way relocated as aforesaid, when practicable; and, when not so, a heap of stones, a living tree, a permanent rock, or the corner of an edifice will be a substitute; or said bounds may be permanent stone or concrete bounds not less than three feet long, with holes drilled therein, and filled with lead, placed a few inches below the travelled part of the street or way. And it is determined by the Commissioners that the Inhabitants of the Town of Walpole do within two years from the date of this return and order complete said way in a thorough and workmanlike manner and to the acceptance of the County Commissioners. Said way shall be constructed to the full width indicated on said plan, throughout the entire length of the portion relocated by this return and order. Suitable sidewalks, gutters, culverts, retaining walls, fences and railings shall be constructed wherever needed. And it is determined by the Commissioners that all the expenses of making the relocation of way prescribed in this return and order including the expenses of constructing said way, the removal of all buildings, structures, hedges, walls and fences from the lands taken, and all land and other damages and expenses incident thereto, be paid by the Inhabitants of the Town of Walpole. And the Commissioners have heard the proprietors of lands and property, rights and interests, taken or affected by these proceedings, and have considered and estimated the damages sustained in the premises, having had regard to all the damages done to the parties respectively, whether by taking their property or injuring it in any manner, and having allowed, by way of set off, the benefits, if any, to the property of said parties in the premises, and do estimate and determine the damages to be paid to said parties respectively, in the sums hereafter named; the same to be paid to said parties respectively by the Inhabitants of the town of Walpole, when the lands hereby taken and over which said way is hereby located, have been entered upon and possession taken, for the purpose of constructing the said way.

Minnie G. Boyden	\$ 60.00
Paul W. Trundy et ux	3.00
Roy T. Argood	25.00
same	25.00
William M. Morrissey	50.00
Alice F. Davis	50.00
Elizabeth L. Guild	10.00
Marion F. Ross	5.00
John J. & Gertrude Brooks	100.00

Louise R.FitzSimmons	\$ 5.00
William H.Clarke et al	10.00
Elizabeth L.Guild	103.00
Harry L.Guild	1.00
Fred L.Mowry	2.00
Art-Wood Co.	17.00
Carrie L.Hamilton	26.00
John J.&Jessie I.Easton	7.00
William H.Clarke et al	<u>16.00</u>
	\$515.00

And having heard the proprietors of lands and property, rights and interests, taken or affected by these proceedings, the Commissioners direct that all said proprietors shall have the right to take off their timber, wood, and trees and to remove their buildings, structures, hedges, walls, and fences from the lands so taken, at any time within six months from the date when said lands have been entered upon or possession thereof taken for the purpose of constructing said way.

) Edward W.Hunt)
)) County
) Evan F.Richardson)
)) Commissioners
) Frederick A.Leavitt)

Commonwealth of Massachusetts Norfolk, ss. At a meeting of the County Commissioners, held at Dedham, on Tuesday, the eighteenth day of December, 1928, by adjournment of their September meeting next preceding: ORDERED That the foregoing Return and Order be filed, accepted and recorded, and that an attested copy thereof be transmitted to the Clerk of the Town of Walpole within the limits of which said highway described therein lies, that the same may be recorded by said Clerk, within ten days, in the book of records kept in said Town for that purpose.

) Edward W.Hunt)
)) County
) Evan F.Richardson)
)) Commissioners
) Frederick A.Leavitt)

A true copy of County Commissioners' Return and Order.

Attest: R.B.Worthington Clerk

Rec'd. & entered for record Dec. 28, 1928, at 3h. 32m. P.M.

COMMONWEALTH OF MASSACHUSETTS

County of Norfolk Norfolk, ss. At a meeting of the County Commissioners for the County of Norfolk, held at Dedham, within and for said County, on the eighteenth day of December 1928 by adjournment of their September meeting next preceding: The petition of Theron I. Cain and others of Braintree in said County represents

Taking