

#303

COMMONWEALTH OF MASSACHUSETTS

NORFOLK, SS.

At a meeting of the County Commissioners for the County of Norfolk, held at Dedham, within and for said county, on the twenty-seventh day of July, 1943, by adjournment of their June meeting next preceding:-

The petition of W. HAROLD SIMPSON and others of MILLIS 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 MILLIS in said County, that common convenience and necessity require that the way known as GROVE STREET, a public way in said town, be relocated between Orchard Street and Causeway Street for the purpose of establishing the boundary lines of said way 40 feet in width, making alterations in the course or width of said way and making repairs on said way.

Wherefore your petitioners pray that said way may be relocated within the limits above specified.

Dated April 13, 1943.

- W. Harold Simpson
- Michael E. Collins
- Winthrop P. Mandell
- Walter W. Hoar
- Harold E. Olson
- William F. Cunningham

* * * * *

This petition was presented to the Commissioners and duly entered at a meeting of said Commissioners, held at Dedham, aforesaid, on the thirteenth day of April, 1943, by adjournment of their December meeting next preceding: and the eleventh day of May then next and two-thirty o'clock in the afternoon 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 order of notice thereon, to be served upon the Clerk of the town of MILLIS being the town within which such relocation of

See Plans 250 to 253 incl. of 1943 P.S. Bk. 13a

way was prayed for, fifteen days at least before the time appointed for said view: and also caused copies of an abstract of said petition and of said order of notice to be posted in two public places in said town: and to be published in the FRANKLIN SENTINEL, a newspaper published in said County, said posting and publication having been seven 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 eleventh day of May, 1943, the Commissioners, FREDERICK A. LEAVITT, EDWARD W. HUNT, and RUSSELL T. BATES met at the time and place specified in said order, when and where the petitioners appeared, and the town of MILLIS was represented by its Selectmen; and the said Commissioners viewed the route and premises and heard all persons and corporations interested; and no party interested objected: 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 thence the same was continued and adjourned from time to time to this meeting.

And now the said Commissioners, by courses and distances, metes and bounds, do relocate said GROVE STREET, as prayed for in said petition.

And the lines of said relocation of said GROVE STREET are as follows:-

The westerly line begins at a point on the northerly line of Causeway Street; thence N-21-15-20-W a distance of 8.50 ft. to a stone bound; thence N-48-14-40-E a distance of 603.03 ft. to a stone bound; thence by a curve to the left with a radius of 400.00 ft. a distance of 89.15 ft. to a stone bound; thence N-35-28-30-E a distance of

316.28 ft. to a stone bound; thence by a curve to the left with a radius of 400.00 ft. a distance of 123.49 ft. to a stone bound; thence N-17-47-10-E a distance of 665.12 ft. to a stone bound; thence by a curve to the right with a radius of 280.00 ft. a distance of 135.16 ft. to a stone bound; thence N-55-40-30-E a distance of 592.49 ft. to a stone bound; thence by a curve to the left with a radius of 160.00 ft. a distance of 152.55 ft. to a bolt in a stump; thence N-1-02-50-E a distance of 96.39 ft. to a stone bound; thence by a curve to the right with a radius of 440.00 ft. a distance of 91.45 ft. to a stone bound; thence N-12-57-20-E a distance of 85.16 ft. to a stone bound; thence by a curve to the left with a radius of 800.00 ft. a distance of 97.23 ft. to a stone bound; thence N-5-59-30-E a distance of 414.11 ft. to a stone bound; thence by a curve to the left with a radius of 30.00 ft. a distance of 62.61 ft. to a stone bound; thence N-23-34-50-W a distance of 17.00 ft. to a point on the southerly side of Orchard Street.

The easterly line begins at a point on the northerly line of Causeway Street, said point being N-68-44-40-E a distance of 197.17 ft. from the first point on the westerly line as above described; thence N-21-15-20-W a distance of 2.50 ft. to a stone bound; thence by a curve with a radius of 15.00 ft. a distance of 41.76 ft. to a stone bound; thence N-48-14-40-E a distance of 413.10 ft. to a stone bound; thence by a curve to the left with a radius of 440.00 ft. a distance of 98.06 ft. to a stone bound; thence N-35-28-30-E a distance of 316.28 ft. to a stone bound; thence by a curve to the left with a radius of 440.00 ft. a distance of 135.84 ft. to a stone bound; thence N-17-47-10-E a distance of 665.12 ft. to a stone bound; thence by a curve to the right with a radius of 240.00 ft. a distance of 153.71 ft. to a stone bound; thence N-55-40-30-E a distance

of 592.49 ft. to a stone bound; thence by a curve to the left with a radius of 200.00 ft. a distance of 190.69 ft. to a stone bound; thence N-1-02-50-E a distance of 96.69 ft. to a stone bound; thence by a curve to the right with a radius of 400.00 ft. a distance of 83.14 ft. to a stone bound; thence N-12-57-20-E a distance of 83.16 ft. to a stone bound; thence by a curve to the left with a radius of 840.00 ft. a distance of 102.10 ft. to a stone bound; thence N-5-59-30-E a distance of 449.48 ft. to a stone bound; thence by a curve to the right with a radius of 45.00 ft. a distance of 56.16 ft. to a stone bound; thence N-12-30-30-W a distance of 22.00 ft. to a point on the southerly line of Orchard Street, said point being N-66-25-10-E a distance of 93.29 ft. and N-77-29-30-E a distance of 37.72 ft. from the last point on the westerly line as above described.

The easterly line heretofore described, in general, is 40.00 ft. easterly from and parallel to the westerly line, all as shown upon a plan entitled "Plan and Profile showing the Relocation and Widening of Grove Street, Millis from Causeway Street to Orchard Street, as made by the Norfolk County Commissioners by Return dated July 27, 1943. Horizontal Scale: 1 inch = 40 feet. Vertical Scale: 1 inch = 8 feet. Wallace S. Carson, County Engineer." and marked "Frederick A. Leavitt, 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 accordance with Chapter 79 of the General Laws and all acts and amendments thereof and in addition thereto.

And the said Commissioners do likewise further

take all the easements in lands adjoining the location of said way as hereby established, consisting of the right to have the lands of said location protected by having the surface of the adjoining land slope from the lines of said location as indicated on said plan.

And permanent stone bounds will be erected at the termini and angles of said way relocated as aforesaid.

And it is determined by the Commissioners that all portions of the existing highway lying outside the lines herein established are hereby discontinued.

And it is determined by the Commissioners that the Inhabitants of the town of MILLIS, 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.

The travelled part of said way shall be constructed not less than twenty (20) feet in width.

Suitable sidewalks, gutters, culverts, retaining walls, fences and railings shall be constructed wherever, in the opinion of the County Commissioners, they are needed, provided however, no trees more than one and one half inches in diameter one foot above the ground shall be removed in the course of work done under this paragraph until the County Commissioners have been given notice of the intention to remove such trees and their assent thereto in writing has been given to the Inhabitants of the town of MILLIS.

And it is determined by the Commissioners that all the expenses of making the relocation of way as prescribed in this Return and Order including the expenses of constructing said way, and all land and other damages and expenses incident thereto, be paid by the Inhabitants of the town of MILLIS.

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 MILLIS 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.

<u>Parcel Number</u>	<u>Owner</u>	<u>Approximate Sq.Ft. Taken</u>	<u>Award</u>
1.	William P. Kingsbury	2,700	\$ 1.00
2.	Joseph Bonanno et ux	3,500	1.00
3.	Joseph Bonanno et ux	5,250	1.00
4.	Minna Goodman	14,500	1.00
5.	Mary W. Crane	570	1.00
6.	Mary W. Crane	11,000	1.00
7.	Helen R. Gray, Ld.Ct. Cert. #15132, Bk. 76, P.132	1,800	1.00
8.	Helen R. Gray	540	1.00
9.	Helen R. Gray, Ld.Ct. Cert. #15132, Bk. 76, P.132	3,200	1.00
10.	Federal Land Bank of Springfield, (Town of Millis Tax Deed)	270	1.00
11.	Federal Land Bank of Springfield (Town of Millis Tax Deed)	140	1.00
12.	Federal Land Bank of Springfield (Town of Millis Tax Deed)	400	1.00
13.	Federal Land Bank of Springfield (Town of Millis Tax Deed)	3,500	1.00

14.	Federal Land Bank of Springfield (Town of Millis Tax Deed)	1,250	<u>1.00</u>
	TOTAL		\$ 14.00

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 two months from the date on which the work ordered by this Return is begun.

FREDERICK A. LEAVITT
EDWARD W. HUNT
RUSSELL T. BATES
COUNTY COMMISSIONERS

COMMONWEALTH OF MASSACHUSETTS

NORFOLK, SS.

At a meeting of the County Commissioners, held at Dedham, on Tuesday, the twenty-seventh day of July, 1943, by adjournment of their June meeting next preceding:-

ORDERED: that the foregoing Return and Order be filed, accepted and recorded, and that an attested copy be transmitted to the Clerk of the town of MILLIS 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 towns for that purpose.

FREDERICK A. LEAVITT
EDWARD W. HUNT
RUSSELL T. BATES
COUNTY COMMISSIONERS

A true copy,
ATTEST: Alinton Kellogg, Ass. CLERK