

#304

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 tenth day of August, 1945, by adjournment of their June meeting next preceding:-

The petition of HENRY R. PASSEY and others of WRENTHAM 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 WRENTHAM in said County, that common convenience and necessity require that the way known as TAUNTON STREET, a public way in said town, be relocated between 1000 feet north of George Street and Plainville Town Line for the purpose of establishing the boundary lines of said way, 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 January 20, 1945.

Henry R. Passey	Wrentham, Mass.
Warren R. Gilmore	Wrentham, Mass.
Raymond F. Hemenway	Wrentham, Mass.
Charles J. Bishop	Wrentham, Mass.
Walter E. Duffy	Wrentham, Mass.
Frederick E. Youngdahl	Wrentham, Mass.

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This petition was presented to the Commissioners and duly entered at a meeting of said Commissioners, held at Dedham, aforesaid, on the twenty-sixth day of January, 1945, by adjournment of their December meeting next preceding; and the twenty-third day of February 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 WRENTHAM being the town within which such relocation of way

See Plans 291 to 294 Incl. of 1943 Pl. Bk. 132

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 said twenty-third day of February, 1943, the Commissioners, FREDERICK A. LEAVITT, RUSSELL T. BATES and ALICE P. KENDALL (acting in place of Edward W. Hunt who was out of the Commonwealth) met at the time and place specified in said order, when and where the petitioners appeared, and the town of WRENTHAM 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 Commissioners, FREDERICK A. LEAVITT, EDWARD W. HUNT, and RUSSELL T. Bates, by courses and distances, metes and bounds do relocate said TAUNTON STREET, as prayed for in said petition.

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

The easterly line begins at a stone bound, said bound being S-3-02-45-W a distance of 229.89 ft. from a stone bound on the easterly line of Taunton Street as laid out by the Norfolk County Commissioners by Return dated August 7, 1895; thence southerly by a curve with a radius of

700.00 ft. a distance of 470.99 ft. to a stone bound; thence S-35-30-20-E a distance of 781.11 ft. to a stone bound; thence by a curve to the right with a radius of 2060.00 ft. a distance of 217.32 ft. to a stone bound; thence S-29-26-50-E a distance of 700.87 ft. to a stone bound; thence by a curve to the left with a radius of 500.00 ft. a distance of 323.32 ft. to a stone bound; thence S-52-57-40-E a distance of 199.42 ft. to a stone bound; thence by a curve to the right with a radius of 560.00 ft. a distance of 441.04 ft. to a stone bound; thence S-7-50-10-E a distance of 182.83 ft. to a stonebound, which bound is on the town line between the towns of Wrentham and Plainville.

The westerly line begins at a stone bound, which bound is N-86-57-15-W a distance of 60.00 ft. from the first bound on the easterly line as above described, said bound also being S-3-02-45-W a distance of 225.17 ft. from a stone bound on the westerly line of Taunton Street as laid out by the Norfolk County Commissioners by Return dated August 7, 1895; thence continuing on the same course a distance of 454.74 ft. to a stone bound; thence S-74-11-E a distance of 118.27 ft. to a stone bound; thence by a curve to the right with a radius of 200.00 ft. a distance of 135.01 ft. to a stone bound; thence S-35-30-20-E a distance of 681.30 ft. to a stone bound; thence by a curve to the right with a radius of 2000.00 ft. a distance of 211.48 ft. to a stone bound; thence S-29-26-50-E a distance of 700.87 ft. to a stone bound; thence by a curve to the left with a radius of 860.00 ft. a distance of 352.94 ft. to a stone bound; thence S-52-57-40-E a distance of 199.42 ft. to a stone bound; thence by a curve to the right with a radius of 500.00 ft. a distance of 393.79 ft. to a stone bound; thence S-7-50-10-E a distance of 196.75 ft. to a stone bound, which bound is on the town line between the towns of Wrentham and Plainville, and said

bound being S-69-06-40-W a distance of 61.59 ft. from the last bound on the easterly line as above described.

The easterly and westerly lines are established contingent to a transfer of Parcels #1, #2, #3 and #4 from the Commonwealth of Massachusetts, Department of Conservation, in accordance with the provisions of General Laws, Chapter 30, Section 44-A.

The westerly line heretofore described, in general, is 60.00 ft. westerly from and parallel to the easterly line, all as shown upon a plan entitled "Plan and Profile showing the Relocation and Widening of a portion of Taunton Street, Wrentham from North of George Street to the Wrentham-Plainville Town Line as made by the Norfolk County Commissioners by Return dated August 10, 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, subject to the provisions of General Laws, Chapter 30, Section 44-A.

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, subject to the provisions of General Laws, Chapter 30, Section 44-A.

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 WRENTHAM, 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-four (24) 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 WRENTHAM.

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 Wrentham.

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 WRENTHAM 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.</u>
1.	Commonwealth of Massachusetts (Department of Conservation)	27,500
2.	Commonwealth of Massachusetts (Department of Conservation)	13,900
3.	Commonwealth of Massachusetts (Department of Conservation)	9,800
4.	Commonwealth of Massachusetts (Department of Conservation)	27,700

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 tenth day of August, 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 WRENTHAM 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.

FREDERICK A. LEAVITT

EDWARD W. HUNT

RUSSELL T. BATES

COUNTY COMMISSIONERS

A true copy,

ATTEST: Willard Everett CLERK

Rec'd & entered for record Sept. 8, 1943 at 10h. 07m. A.M.

I, Ray C. Johnson, holder of a mortgage
from Miriam R. Gerstein
to me
dated June 8, 1937
recorded with Norfolk Deeds,
Book 2147, Page 379, ~~assign said mortgage and the note and~~
~~claim secured thereby to~~ acknowledge satisfaction of same

Witness my hand and seal this 8th day of June 1937

Ray C Johnson