

THE COMMONWEALTH OF MASSACHUSETTS

82

SUFFOLK, ss.

December 7., 1950

Then personally appeared the above named *Raymond A. Brown* Trustee as aforesaid, and acknowledged the foregoing instrument to be the free act and deed of Greenlodge Realty Trust, before me,

Samuel May Jr.
Notary Public

Rec'd & entered for record Dec.15,1950 at 11h.11m.A.M.

COMMONWEALTH OF MASSACHUSETTS

NORFOLK, S.S.

At a meeting of the County Commissioners for the County of Norfolk, held at Dedham, within and for said County, on the twenty-first day of November, 1950, by adjournment of their September meeting next preceding:-

The petition of J. AUSTIN PECKHAM and others of WELLESLEY, 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 WELLESLEY, in said County, that common convenience and necessity require that the way known as WASHINGTON STREET, a public way in said town, be relocated between River Street and 1000 feet westerly 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 re-located within the limits above specified.

Dated Jan. 17, 1950

J. Austin Peckham
Roderick H. Mackinnon
William R. Cook
John T. Griffin
John T. Ryan

This petition was presented to the Commissioners and duly entered at a meeting of said Commissioners, held at Dedham, aforesaid, on the second day of May, 1950, by adjournment of their April meeting next preceding; and the twenty-third day of May, 1950, 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

PLBK 160. PL1518-1519
Investigate Res. 3031 P. 54

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of order of notice thereon, to be served upon the Clerk of the Town of WELLESLEY, being the town within which such relocation of way was prayed for, fifteen days at least before the time

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appointed for said view: and also caused copies of an abstract of said petition and of order of notice to be posted in two public places in said town: and to be published in the WELLESLEY TOWNSMAN 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 May, 1950, the Commissioners, Frederick A. Leavitt, Russell T. Bates and Clayton W. Nash, met at the time and place specified in said order, when and where the petitioners appeared, and the town of WELLESLEY was represented by its Selectmen; and the said Commissiones then 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 a meeting of said Commissioners held at the Town Hall in WELLESLEY, on Tuesday, the thirteenth day of June, 1950 at three o'clock in the afternoon when and where the Commissioners further heard the petitioners and owners of property to be taken or affected by said proceedings 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 WASHINGTON STREET as prayed for in said petition.

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

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The northerly line begins at a stone bound which is on the northerly line of Washington Street as laid out by the Norfolk County Commissioners by Return dated June 26, 1900; thence easterly by a curve with a radius of 388.07 ft. a distance of 281.20 ft. to a stone bound; thence S-86-04-50-E a distance of 129.53 ft. to a stone bound; thence S-82-40-40-E a distance of 203.92 ft. to a stone bound which is on the northerly line of Washington Street as laid out by the Norfolk County Commissioners by Return dated June 26, 1900.

The southerly line begins at a stone bound which is on the southerly line of Washington Street as laid out by the Norfolk County Commissioners by Return dated June 26, 1900, said bound being S-10-06-20-W a distance of 81.74 ft. from the first bound on the northerly line as above described; thence easterly by a curve with a radius of 479.70 ft. a distance of 363.25 ft. to a stone bound; thence S-84-12-58-E a distance of 69.89 ft. to a stone bound; thence S-82-40-40-E a distance of 183.36 ft. to a stone bound; thence by a curve to the right with a radius of 25.00 ft. a distance of 34.50 ft. to a stone bound which is on the westerly line of River Street, said bound being S-3-36-40-E a distance of 81.74 ft. from the last bound on the northerly line as above described

The southerly line heretofore described, in general, is 60.00 ft. southerly from and parallel to the northerly line.

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 location hereinbefore described and the grade thereof is established, except that portion of land belonging to the Boston and Albany Railroad Company which is considered their right of way, over which side lines are established, all as shown upon a plan entitled "Plan and Profile showing the Relocation and Widening of

a portion of Washington Street, Wellesley between Columbia Street and River Street, as made by the Norfolk County Commissioners by Return dated November 21, 1950. Horizontal Scale: 1 inch = 20 feet Vertical Scale: 1 inch = 4 feet. Wallace S. Carson, County Engineer" and signed by "Frederick A. Leavitt, Chairman" which

plan is filed herewith and made a part of this Return in accordance with the provisions of 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 located 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 WELLESLEY, 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 forty (40) 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 WELLESLEY.

And it is determined by the Commissioners that all the expense 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 WELLESLEY.

And the said 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 WELLESLEY 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.	Town of Wellesley	2299	No award

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 entry is made or possession taken for the purpose of constructing said way.

FREDERICK A. LEAVITT

RUSSELL T. BATES

CLAYTON W. NASH

COUNTY COMMISSIONERS

COMMONWEALTH OF MASSACHUSETTS

NORFOLK, SS.

At a meeting of the County Commissioners, held at Dedham, on Tuesday, the twenty-first day of November, 1950 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 WELLESLEY, within the

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