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COMMONWEALTH OF MASSACHUSETTS

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NORFOLK, SS.

At a meeting of the County Commissioners for the County of Norfolk, held at Dedham, within and for said County, on the thirteenth day of February, 1951 by adjournment of their December meeting next preceding:-

The petition of ROGER B. CONANT, JR. et al of DEDHAM 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 DEDHAM in said County, that common convenience and necessity require that the way known as COMMON STREET, a public way in said town, be relocated between about 300 feet southeasterly of Bemis Road and 500 feet northwesterly of Haven Street for the purpose of establishing the boundary lines of said way and making alterations in the course or width of said way.

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

Dated May 26, 1950

Roger B. Conant, Jr.
Edward J. Keelan
John T. Kiely
John T. Carey
Harry F. Stimpson, Jr.

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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 tenth day of October, 1950, by adjournment of their September meeting next preceding: and the thirty-first day of October 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 DEDHAM, being the town within which such relocation of 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 order of notice to be posted in two public places in said town: and to be published in the DEDHAM TRANSCRIPT 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.

See Plan No. 197 of 1951 in P. 2. 162

And on the said thirty-first day of October, 1950, 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 DEDHAM was represented by its Selectmen; and the said Commissioners 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 now the said Commissioners, by courses and distances, metes and bounds do relocate said COMMON STREET as prayed for in said petition.

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

The southerly line begins at a stone bound which is on the southerly line of Common Street as laid out by the Norfolk County Commissioners by Return dated August 9, 1938; thence N-59-40-40-W a distance of 88.86 ft. to a stone bound; thence by a curve to the left with a radius of 50.00 ft. a distance of 74.00 ft. to a stone bound which is on the extension of the easterly line of Bemis Road; thence S-35-31-35-W a distance of 13.74 ft. to a point on the easterly line of Bemis Road; thence N-54-28-25-W a distance of 40.00 ft. to a point on the westerly line of Bemis Road; thence N-35-31-35-E a distance of 25.12 ft. to a stone bound; thence by a curve to the left with a radius of 40.00 ft. a distance of 59.48 ft. to a stone bound; thence N-49-39-55-W a distance of 38.61 ft. to a stone bound; thence by a curve to the left with a radius of 50.00 ft. a distance of 79.61 ft. to a stone bound which is on the extension of the easterly line of Haven Street; thence S-39-06-45-W a distance of 22.96 ft. to a point on the easterly line of Haven Street; thence N-05-15-10-E a distance of 70.41 ft. to a stone bound which is on the westerly line of Haven Street; thence by a curve to the left with a radius of 22.74 ft. a distance of 27.88 ft. to a point; thence N-34-26-45-W a distance of 8.75 ft. to a stone bound which is on the southerly line of Common Street as laid out by the Norfolk County Commissioners by Return dated August 9, 1938, all as shown upon a plan en-

titled "Plan showing the Relocation of the southerly line of Common Street, Dedham from East of Bemis Road to West of Haven Street as made by the Norfolk County Commissioners by Return dated February 13, 1951. Scale 1 inch = 40 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 82 of the General Laws and all acts and amendments thereof and in addition thereto.

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 further determined by the Commissioners that the Boston Edison Company shall retain their easement for underground structures over the lands abandoned by this relocation.

Suitable sidewalks, gutters, culverts, retaining walls, fences and railings shall be constructed, wherever, in the opinion of the County Commissioners, they are needed, pro-

vided 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 DEDHAM.

And it is determined by the Commissioners that all the expense of making the location 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 DEDHAM.

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 are offset by the benefits.

FREDRICK 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 thirteenth day of February, 1951 by adjournment of their December 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 DEDHAM 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

RUSSELL T. BATES

CLAYTON W. NASH

COUNTY COMMISSIONERS

A true copy,

ATTEST: Willard Everett CLERK

Rec'd & entered for record Feb.21,1951 at 3h.29m.P.M.

Pilgrim Co-operative Bank
of Cohasset, Massachusetts, holder of a mortgage
from Garmen Cook and Eleanor Cook, husband and wife as tenants by
the entirety
to Pilgrim Co-operative Bank
dated Jan. 19, 1946
recorded with Norfolk County Registry of Deeds
Book 2581 Page 238 acknowledges satisfaction of the same