

NORFOLK, SS

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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 January, 1955, by adjournment of their December meeting next preceding:-

The petition of JOSEPH L. MARCIONETTE and others of MEDFIELD, 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 MEDFIELD in said County, that common convenience and necessity require that the way known as HIGH STREET, a public way in said town, be relocated between Granite Street and the Walpole 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 re-located within the limits above specified.

Dated Dec. 2, 1953

Joseph L. Marcionette  
William E. McCarthy  
W. F. Mittendorf  
Claire H. Smith  
R. Rowland Stebbins  
Charles C. Cain

Malcolm R. Haskell  
John D. Williams  
Joseph S. Kennedy  
William L. Conrick  
John H. Henderson  
Ozery E. Wilkins

\* \* \* \* \*

This petition was presented to the Commissioners and duly entered at a meeting of said Commissioners, held at Dedham, aforesaid on the eighth day of December, 1953, by adjournment of their September meeting next preceding: and the twelfth day of January, 1954, and two-thirty o'clock in the afternoon at the Court House in Dedham were appointed by the said 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 MEDFIELD 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 said 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 Vol. 3 345 @ 463. C.F.

Entry rec. 2/15/53

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And on the twelfth day of January, 1954, 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 MEDFIELD 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 thence the same was continued and adjourned from time to time to a meeting of the Commissioners held at the Town Hall in MEDFIELD on the first day of June, 1954, at four 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 a meeting of said Commissioners held at Dedham on the nineteenth day of October, 1954 when and where upon the adjudication aforesaid, the Commissioners appointed the thirtieth day of November, 1954 and two-thirty o'clock in the afternoon at the Court House in said Dedham as the time and place when they would proceed to and 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, and the said Commissioners met at the time and place appointed and then and there heard all persons and corporations interested, and said hearing was continued and adjourned from time to time to this meeting.

And now the Commissioners, Russell T. Bates, Clayton W. Nash and Everett M. Bowker, by courses and distances, metes and bounds do relocate said HIGH STREET as prayed for in said petition.

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

The northerly line begins at a stone bound which is on the northerly line of High Street, as laid out by the Norfolk County Commissioners by Return dated May 17, 1949; thence easterly by a curve with a radius of 1000.00 ft. a distance of

179.92 ft. to a stone bound; thence by a curve to the left with a radius of 4800.00 ft. a distance of 450.37 ft. to a stone bound; thence continuing on the same curve a distance of 450.37 ft. to a stone bound; thence continuing on the same curve a distance of 450.37 ft. to a stone bound; thence continuing on the same curve a distance of 304.37 ft. to a stone bound; thence by a curve to the left with a radius of 897.37 ft. a distance of 244.08 ft. to a stone bound; thence S-86-01-30-E a distance of 286.12 ft. to a stone bound; thence by a curve to the right with a radius of 426.22 ft. a distance of 272.27 ft. to a stone bound; thence S-49-25-30-E a distance of 94.09 ft. to a stone bound; thence by a curve to the left with a radius of 741.30 ft. a distance of 217.25 ft. to a stone bound; thence S-66-13-E a distance of 645.69 ft. to a stone bound; thence by a curve to the right with a radius of 2225.00 ft. a distance of 461.63 ft. to a stone bound; thence continuing on the same curve a distance of 461.64 ft. to a stone bound; thence S-42-26-30-E a distance of 105.67 ft. to a stone bound; thence by a curve to the left with a radius of 800.00 ft. a distance of 158.05 ft. to a stone bound; thence S-53-45-40-E a distance of 336.92 ft. to a stone bound; thence by a curve to the right with a radius of 2060.00 ft. a distance of 440.03 ft. to a stone bound; thence S-41-31-20-E a distance of 450.00 ft. to a stone bound; thence continuing on the same course a distance of 455.64 ft. to a stone bound which is on the Medfield-Walpole Town Line.

The southerly line begins at a stone bound which is on the northeasterly side of Granite Street, said bound being S-62-01-10-W a distance of 82.53 ft. and S-9-10-40-E a distance of 112.84 ft. from the first bound on the northerly line as above described; thence northeasterly by a curve with a radius of 42.75 ft. a distance of 103.34 ft. to a stone bound; thence S-50-40-47-E a distance of 97.95 ft. to a stone bound; thence by a curve to the left with a radius of 4860.00 ft. a distance of 456.00 ft. to a stone bound; thence continuing on the same curve a distance of 456.00 ft. to a stone bound; thence continuing on the same curve a distance of 173.53 ft. to a stone bound; thence S-56-49-30-E a distance of 238.49 ft. to a stone bound; thence by a curve to the left with a radius of 800.00 ft. a distance of 407.71 ft. to a stone bound; thence S-86-01-30-E a distance of 53.36 ft. to a stone bound; thence easterly by a



curve with a radius of 4860.00 ft. a distance of 50.59 ft. to a stone bound; thence S-72-11-E a distance of 585.56 ft. to a stone bound; thence by a curve to the right with a radius of 4000.00 ft. a distance of 211.96 ft. to a stone bound; thence by a curve to the right with a radius of 44.40 ft. a distance of 65.91 ft. to a stone bound which is on the westerly line of Forest Street; thence S-61-34-40-E a distance of 60.45 ft. to a stone bound which is on the easterly line of Forest Street; thence northeasterly by a curve with a radius of 50.00 ft. a distance of 76.91 ft. to a stone bound; thence S-66-13-E a distance of 622.85 ft. to a stone bound; thence by a curve to the right with a radius of 2165.00 ft. a distance of 449.18 ft. to a stone bound; thence continuing on the same curve a distance of 449.19 ft. to a stone bound; thence by a curve to the right with a radius of 298.41 ft. a distance of 179.11 ft. to a stone bound which is on the westerly line of Plain Street; thence S-43-13-50-E a distance of 69.43 ft. to a stone bound which is on the easterly side of Plain Street; thence northeasterly by a curve with a radius of 35.00 ft. a distance of 82.03 ft. to a stone bound; thence S-53-45-40-E a distance of 361.02 ft. to a stone bound; thence by a curve to the right with a radius of 2000.00 ft. a distance of 265.83 ft. to a stone bound; thence by a curve to the right with a radius of 1000.00 ft. a distance of 270.88 ft. to a stone bound; thence S-24-42-20-E a distance of 394.16 ft. to a stone bound; thence by a curve to the left with a radius of 396.46 ft. a distance of 245.37 ft. to a stone bound; thence S-60-10-E a distance of 316.39 ft. to a stone bound; thence by a curve to the right with a radius of 1105.73 ft. a distance of 15.07 ft. to a stone bound which is on the Walpole-Medfield Town Line, said bound being S-1-02-37-E a distance of 174.54 from the last bound on the northerly line as above described.

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

And the said Commissioners do hereby take for the purposes of a highway all the fee and rights incident to a public highway in the lands included within the lines of location hereinbefore described, and the grade thereof is established, all as shown upon a plan entitled "Plan and Profile showing the Relocation and Widening of a portion of High Street, Medfield, between--

Granite St. and the Walpole Town Line as made by the Norfolk County Commissioners by Return dated January 18, 1955.

Horizontal Scale: 1 inch = 40 feet. Vertical Scale: 1 inch = 8 feet. Wallace S. Carson, County Engineer." and signed by

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"Russell T. Bates, 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 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 MEDFIELD, do within five 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 thirty-two (32) 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 MEDFIELD.

And it is determined by the Commissioners that all the expense of making the relocation of way prescribed in this

Return and Order, including the expense of constructing said way, and all land and other damages and expenses incident thereto, be paid by the Inhabitants of the Town of MEDFIELD.

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 MEDFIELD 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 said way.

<u>Pcl. No.</u>	<u>Owner</u>	<u>Approximate Sq.Ft. Taken</u>	<u>Tax Allowance</u>	<u>Award</u>
1.	John D. Williams	10930 Slope easement	.62	1.00
1a.	Elsa P. Powel Mtg: Warren Institution for Savings	Slope easement	-	1.00
2.	Elizabeth Koch	11270 Slope easement	.67	10.00
2a.	Fritz Karle Mtg: Joseph Winiker	Slope easement	-	1.00
2b.	William H. Bowman et ux Mtg: Aghavni Vartigan Mtg: Dedham Institution for Savings	Slope easement	-	1.00
2c.	Paul Vartigian et ux, Trus- tees Mtg: Aghavni Vartigian	Slope easement	-	1.00
3.	J. Edward Flynn et ux Mtg: Dedham Cooperative Bank	25890 Slope easement	2.11	50.00
4.	Frederick L. Mongeau et ux Mtg: Union Savings Bank of Boston	67880 Slope easement	8.70	150.00
<u>Pcl. No.</u>	<u>Owner</u>	<u>Approximate Sq.Ft. Taken</u>	<u>Tax Allowance</u>	<u>Award</u>
5.	Marjorie S. Dutton Mtg: The First National Bank of Boston	24740	2.46	50.00
6.	Josephine V. Hovey	160 Slope easement	.01	1.00
7.	George P. Williams	1230	.08	10.00

8.	Josephine V. Hovey	2530	.09	20.00
		Slope easement		
9.	J. Edward Flynn et ux Mtg: Dedham Cooperative Bank	2450	.31	30.00
		Slope easement		
10.	Dennis H. Lucy et ux	2950	.12	50.00
		Slope easement		
11.	Merle C. Washburn et al Town of Medfield Tax Title	6300	.08	10.00
		Slope easement		
12.	Leo J. Tremblay	6300	.29	10.00
		Slope easement		
13.	Elizabeth Koch	23670	.29	25.00
		Slope easement		
14.	William H. Grosman et ux Mtg: Foxborough Savings Bank	7260	.71	5.00
		Slope easement		
15.	John H. Spender et ux	5220	.22	1.00
		Slope easement		
16.	John D. Williams et ux Ld. Ct. Cert. #38188, Bk. 191, Page 188	5792	.85	1.00
		Slope easement		
17.	John D. Williams et ux	3890	6.76	1.00
18.	John D. Williams et ux Ld. Ct. Cert. #38188, Bk. 191, Page 188	7537	1.10	1.00
		Slope easement		
19.	John D. Williams et ux	1840	.87	1.00
		Slope easement		
TOTAL			\$	431.00

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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.

RUSSELL T. BATES

CLAYTON W. NASH

EVERETT M. BOWKER

COUNTY COMMISSIONERS



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COMMONWEALTH OF MASSACHUSETTS

NORFOLK, SS.

At a meeting of the County Commissioners, held at Dedham, on Tuesday, the eighteenth day of January, 1955, 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 MEDFIELD within which the limits of 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.

RUSSELL T. BATES

CLAYTON W. NASH

EVERETT M. BOWKER

COUNTY COMMISSIONERS

A true copy,

ATTEST: A. C. Kellogg Asst. Clerk

Recorded Feb. 8, 1955 at 2h.32m.P.M.

CERTIFICATE OF APPROVAL OF PLANS

I, HAROLD C. WISWALL, Trustee of Curtis Trust under Declaration of Trust dated May 8, 1940, recorded with Norfolk Registry of Deeds in Book 2283, Page 554, hereby certify that I approve the plan submitted to me by Robert T. Jones and Margaret B. Jones for the erection of buildings on the land conveyed to them as husband and wife, tenants by the entirety, by deed dated June 6, 1951, recorded with said Deeds in Book 3009, Page 98, said land being the premises shown as Lot 27 on plan entitled "Subdivision Plan of Land in Wellesley, Mass., owned by Harold C. Wiswall, Trustee," dated April 20, 1940, and recorded with Norfolk Deeds as Plan No. 361 in Plan Book 126.

Signed as a sealed instrument.

Harold C. Wiswall  
Trustee