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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 eleventh day of September, 1956 by adjournment of their June meeting next preceding:-

The petition of the BOARD OF SELECTMEN of the Town of NEEDHAM in said County represents as follows:-

Commonwealth of Massachusetts

Norfolk, ss.
To the Honorable the County Commissioners of the County of Norfolk:

Under the provisions of Chapter 160, Section 104 of the General Laws, as amended, the Board of Selectmen of the Town of NEEDHAM, deem that public necessity and convenience require that MAY STREET be laid out as a public way across the tracks, at grade, of the New York, New Haven and Hartford Railroad Company (Woonsocket Branch) and herewith respectfully petition your Board to lay out said way in accordance with the above mentioned statute.

Edward J. Stewart
Philip F. Foss
Everett C. Cross

BOARD OF SELECTMEN OF
THE TOWN OF NEEDHAM

October 4, 1955

* * * * *

This petition was presented to the Commissioners and duly entered at a meeting of said Commissioners, held at Dedham, aforesaid, on the eleventh day of October, 1955, by adjournment of their September meeting next preceding: and the eighth day of November then next and three 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 NEEDHAM, being the town within which such layout of crossing was prayed for, fifteen days; and upon the New York, New Haven, and Hartford Railroad; fourteen 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 Needham Chronicle, 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 in-

Refer to Green book 12.46-1956 G.L. Part 202.

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And on the eighth day of November, 1955, the Commissioners, Russell T. Bates, Clayton W. Nash and Everett M. Bowker met at the time and place specified in said order, when and where the petitioners appeared and the Selectmen of the Town of NEEDHAM was represented by Lester W. Hollis, Superintendent of Streets; and the New York, New Haven and Hartford Railroad Company was represented by George Elliott, District Engineer; and the said Commissioners heard all persons and corporations interested; and no party interested objected; and thereupon the said Commissioners, having examined the premises and having heard all parties interested did adjudge that public convenience and necessity require the laying out of said May Street as a public way across the tracks of the New York, New Haven and Hartford Railroad Company (Woonsocket Branch) at grade, 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 on the eighth day of May, 1956, at which time the said Commissioners issued a partial decree adjudicating that public convenience and necessity required the laying out of said May Street as a public way across the tracks of the New York, New Haven and Hartford Railroad Company (Woonsocket Branch) at grade, as prayed for in said petition.

And on the ninth day of May, 1956, the County Commissioners requested the Department of Public Utilities to give their consent, in writing, to lay out this crossing as a public way, at grade, in accordance with the provisions of G. L. Chapter 160, Section 104.

And on the eleventh day of July, 1956, the Department of Public Utilities gave their consent, in writing, to the construction of a public way in the Town of NEEDHAM, known as May Street, across the tracks of the New York, New Haven and Hartford Railroad Company (Woonsocket Branch) at a level therewith in accordance with the petition of the County Commissioners: provided however, that their consent is conditional upon and shall not become effective until flashing light signals have been installed and are in operation in a manner approved by the Department of Public Utilities.

And now the Commissioners, in accordance with the provisions of G. L. Chapter 160, Section 104, by courses and distances, metes and bounds, do lay out said MAY STREET as a public

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And the lines of said location of said MAY STREET are as follows:-

The northerly line begins at a stone bound on the northerly line of May Street as laid out by the Town of Needham on September 23, 1924; said bound being on the westerly side line of location of the New York, New Haven and Hartford Railroad; thence N-88-45-45-E a distance of 84.28 ft. to a stone bound which is on the easterly side line of location of the New York, New Haven and Hartford Railroad Company.

The southerly line begins at a stone bound on the southerly line of May Street as laid out by the Town of Needham on September 23, 1924; said bound being on the westerly side line of location of the New York, New Haven and Hartford Railroad Company and S-10-32-45-W a distance of 51.08 ft. from the first bound on the northerly line as above described; thence N-88-45-45-E a distance of 84.28 ft. to a stone bound which is on the easterly side line of location of the New York, New Haven and Hartford Railroad Company, said bound being S-10-32-45-W a distance of 51.08 ft. from the last bound on the northerly line as above described.

The southerly line heretofore described, in general, is fifty (50) feet southerly from and parallel to the northerly line.

And the said Commissioners do hereby take for the purpose 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, all as shown upon a plan entitled "Plan and Profile of May Street, Needham, Laid out as a Public Way across The New York, New Haven and Hartford Railroad Company as made by the Norfolk County Commissioners by Return dated Sept. 11, 1956. Horizontal Scale: 1 inch = 20 feet. Vertical Scale: 1 inch = 4 feet. Wallace S. Carson, County Engineer" and signed by "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 permanent stone bounds will be erected at the termini and angles of said way located as aforesaid.

And the Commissioners determine that proper measures

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 benefit, 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.

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<u>Parcel Number</u>	<u>Owner</u>	<u>Approximate Sq. Ft. Taken</u>	<u>Award</u>
1.	The New York, New Haven, and Hartford Railroad Company	4214	-

RUSSELL T. BATES

CLAYTON W. NASH

EVERETT M. BOWKER

COUNTY COMMISSIONERS

COMMONWEALTH OF MASSACHUSETTS

NORFOLK, SS.

At a meeting of the County Commissioners, held at Dedham, on Tuesday, the eleventh day of September, 1956, by adjournment of their June meeting next preceding:-

ORDERED, that the Foregoing Return be filed, accepted and recorded, and that an attested copy thereof be transmitted to the Clerk of the Town of NEEDHAM, the Department of Public Utilities, and the New York, New Haven and Hartford Railroad Company.

RUSSELL T. BATES

CLAYTON W. NASH

EVERETT M. BOWKER

COUNTY COMMISSIONERS

A true copy,

ATTEST: Willis A. Wood CLERK