

#457

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 nineteenth day of December, 1961, by adjournment of their September meeting next preceding; a notice of said meeting having been posted as required by law:-

The petition of EARLE T. STEWART 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 HAWES STREET, a public way in said town, be relocated between Thurston Street and Washington Street (Route #1) 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 Mar. 29, 1955.

Earle T. Stewart	Selectman
Arthur H. Gleichauf, Jr.	Selectman
Earl G. Harris	Selectman
Walter E. Duffy	Supt. of Sts.
John Woodham	Planning Board
Angus Ronald McKinnon	Planning Board

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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-ninth day of March, 1955, by adjournment of their December meeting; and the third day of May, 1955, and three o'clock in the afternoon at the Court House in Dedham were appointed by 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 WRENTHAM being the town within which such relocation of way was prayed

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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 third day of May, 1955, the Commissioners adjourned said hearing to a meeting of said Commissioners to be held at the Court House in said Dedham on the seventeenth day of May, 1955 at two o'clock in the afternoon.

And on the said seventeenth day of May, 1955, the Commissioners, Russell T. Bates, Clayton W. Nash and Everett M. Bowker, met at the time and place specified; when and where the petitioners appeared and the Town of WRENTHAM 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 Dedham on the nineteenth day of August, 1958, by adjournment of their June meeting, when and where upon the adjudication aforesaid, the Commissioners appointed the twenty-third day of September, 1958 and three o'clock in the afternoon at the Town Hall in WRENTHAM 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, the said Commissioners met at the time and place appointed and then and there further heard all persons and corporations interested, and said hearing 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 HAWES STREET, as prayed for in said petition.

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

The westerly line begins at a stone bound on the westerly line of Blue Star Memorial Highway (Route #1) as laid out by the Massachusetts Department of Public Works on January 6, 1931; thence northwesterly by a curve with a radius of 50.00 ft. a distance of 78.54 ft. to a stone bound; thence by a curve to the right with a radius of 146.76 ft. a distance of 175.14 ft. to a stone bound; thence N-2-49-35-W a distance of 293.61 ft. to a stone bound; thence by a curve to the right with a radius of 2060.00 ft. a distance of 401.48 ft. to a stone bound; thence N-8-20-25-E a distance of 387.51 ft. to a stone bound; thence by a curve to the left with a radius of 800.00 ft. a distance of 376.80 ft. to a stone bound; thence N-18-38-45-W a distance of 329.15 ft. to a stone bound; thence N-31-16-00-W a distance of 93.31 ft. to a stone bound; thence N-2-01-00-W a distance of 160.35 ft. to a stone bound; thence N-17-18-00-E a distance of 160.92 ft. to a stone bound; thence N-9-10-05-E a distance of 632.26 ft. to a stone bound; thence continuing on the same course a distance of 600.00 ft. to a stone bound; thence by a curve to the left with a radius of 202.61 ft. a distance of 224.27 ft. to a stone bound which is on the southerly line of Thurston Street, as laid out by the Norfolk County Commissioners by Return dated August 9, 1932.

The easterly line begins at a stone bound on the westerly line of Blue Star Memorial Highway (Route #1) as laid out by the Massachusetts Department of Public Works on January 6, 1931; said bound being N-18-48-00-E a distance of 160.00 ft. from the first bound on the westerly line as above described; thence westerly by a curve with a radius of 50.00 ft. a distance of 78.54 ft. to a stone bound; thence by a curve to the right with a radius of 86.76 ft. a distance of 103.53 ft. to a stone bound; thence N-2-49-35-W a distance of 293.61 ft. to a stone bound; thence by a curve to the right with a radius of 2000.00 ft. a distance of 389.79 ft. to a stone bound; thence N-8-20-25-E a distance of 387.51 ft. to a stone bound; thence by a curve to the left with a radius of 860.00 ft. a distance of 405.06 ft. to a stone bound; thence N-18-38-45-W a distance of 263.85 ft. to a stone bound; thence by a curve to the right with a radius of 800.00 ft. a distance of 388.36 ft. to a stone bound; thence N-9-10-05-E a distance of 676.37 ft. to a stone bound; thence continuing on the same course a distance of 619.23 ft. to a stone bound; thence by a curve to the right with a radius of 64.75 ft. a distance of 121.96 ft. to a stone bound which is on the southerly line of Thurston Street as laid out by the Norfolk County Commissioners, by Return dated August 9, 1932, said bound being easterly by a curve with a radius of 1450.00 ft. a distance of 219.22 ft. and S-62-54-55-E a distance of 56.62 ft. from the last bound on the westerly line as above described.

The easterly line heretofore described, in general, is 60.00 feet easterly from and parallel to the westerly 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 Hawes Street, Wrentham between Blue Star Memorial Highway and Thurston Street as made by the Norfolk County Commissioners by Return dated December 19, 1961. Horizontal Scale: 1 inch = 40 feet. Vertical Scale: 1 inch = 8 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 the said Commissioners do likewise further take all the easements in lands adjoining the location of 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 WRENTHAM, 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 (30) 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 expense of making the relocation of way as 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 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 said way.

Pol. No.	Owner	Approximate		Award
		Sq. Ft. Taken	Tax Allowance	
1.	Holiday Diner, Inc. Mtg. Rhode Island Hospital Trust Company	2140 Slope easement	.06	1.00
2.	Thomas Morrocco et al	14800 Slope easement	.12	75.00
3.	Lee E. Sproul Ld. Ct. Cert. #58289, Bk. 292 P. 89	23300 Slope easement	.07	50.00
4.	Lee E. Sproul Ld. Ct. Cert. #58289, Bk. 292, P. 89	19000 Slope easement	.06	75.00
5.	Preferred Homes Development, Inc. Ld. Ct. Cert. #69316, Bk. 347 P. 116	2304 Slope easement	.06	40.00
6.	Preferred Homes Development, Inc. Ld. Ct. Cert. #69522, Bk. 338 P. 122	2582 Slope easement	.06	45.00

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<u>Pol. No.</u>	<u>Owner</u>	<u>Sq. Ft. Taken</u>	<u>Tax Allowance</u>	<u>Award</u>
7.	Preferred Homes Development Inc. Ld. Ct. Cert. #67522, Bk. 338, P. 122 Mtg: Natick Federal Savings and Loan Association	1874 Slope easement	.04	35.00
8.	Preferred Homes Development, Inc. Ld. Ct. Cert. #67522, Bk. 338, P. 122 Mtg: Natick Federal Savings and Loan Association	939 Slope easement	.02	20.00
9.	Preferred Homes Development, Inc. Ld. Ct. Cert. #67522, Bk. 338, P. 122 Mtg: Natick Federal Savings and Loan Association	2 Slope easement	-	1.00
10.	Richard A. Walker et ux Mtg: Natick Federal Savings and Loan Association	2210 Slope easement	.01	50.00
11.	Preferred Homes Development, Inc. Mtg: Bernard G. Sykes	1580 Slope easement	-	30.00
12.	Mary K. McNaught Mtg: Bernard G. Sykes	1190 Slope easement	-	25.00
13.	Preferred Homes Development, Inc. Mtg: Bernard G. Sykes	650 Slope easement	-	15.00
14.	Mary K. McNaught Mtg: Bernard G. Sykes	200 Slope easement	-	1.00
14A.	Preferred Homes Development, Inc. Mtg: Bernard G. Sykes	Slope easement		1.00
14B.	Mary K. McNaught Mtg: Bernard G. Sykes	Slope easement		1.00
14C.	Preferred Homes Development, Inc. Mtg: Bernard G. Sykes	Slope easement		1.00
15.	Mary K. McNaught Mtg: Bernard G. Sykes	140 Slope easement	-	1.00
16.	Preferred Homes Development, Inc. Mtg: Bernard G. Sykes	1900 Slope easement	-	10.00
17.	Cleo L. Hubbard Ld. Ct. Cert. #67848, Bk. 340, P. 48 Mtg: Manufacturers National Bank	3569 Slope easement	.01	10.00
18.	Cleo L. Hubbard Ld. Ct. Cert. #67848, Bk. 340, P. 48 Mtg: Manufacturers National Bank	5254 Slope easement	.02	10.00
19.	Cleo L. Hubbard Ld. Ct. Cert. #67848, Bk. 340, P. 48 Mtg: Manufacturers National Bank	1644 Slope easement	.01	1.00

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<u>Pol. No.</u>	<u>Owner</u>	<u>Sq. Ft. Tax Al-Taken</u>	<u>lowance</u>	<u>Award</u>
20.	Lee E. Sproul Ld. Ct. Cert. #58289, Bk. 292, P. 89	826	-	1.00
		Slope easement		
21.	Lee E. Sproul Ld. Ct. Cert. #58289, Bk. 292, P. 89	44	-	1.00
		Slope easement		
22.	Thomas Morrocco et al Mtg: Industrial National Bank of Providence	1900	.14	25.00
		Slope easement		
23.	Jeremiah Meegan et ux Mtg: Manufacturers National Bank.	920	.07	15.00
		Slope easement		
24.	Jeremiah Meegan et ux The Texas Company, Kessee Mtg: Manufacturers National Bank	5200	.42	500.00
		Slope easement		
Total				\$ 1040.00

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 three 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

NORFOLK, SS.

At a meeting of the County Commissioners, held at Dedham, on Tuesday, the nineteenth day of December, 1961, by adjournment of their September meeting next preceding, a notice of said meeting having been posted as required by law:-

ORDERED: that the foregoing Return and Order of Taking be filed, accepted and recorded, and that an attested copy thereof be transmitted to the Clerk of the Town of WRENTHAM 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: Peter C. Hutchings CLERK

Recorded Jan.10,1962 at 3h.35m.P.M.