

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 first day of May, 1962, by adjournment of their April meeting next preceding; a notice of said meeting having been posted as required by law:

The petition of GEORGE W. MCLAUGHLIN and others of COHASSET, 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 COHASSET in said County, that common convenience and necessity require that the way known as ATLANTIC AVENUE, a public way in said town, be relocated between Sta 54 + 47.89 and Hobart Avenue 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 December 27, 1961

George W. McLaughlin  
Helen E. Scripture  
Ira B. P. Stoughton

Cohasset Planning Board  
Albert Haberstroh, Chm.  
Burtram J. Pratt

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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 thirteenth day of February, 1962, by adjournment of their December meeting next preceding, a notice of said meeting having been posted as required by law; and the thirteenth day of March, 1962, then next and three-thirty o'clock in the afternoon at the Court House, in 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 COHASSET, 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

Refer to Route No 501-1962 R. Norfolk 212

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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 Cohasset Cottager 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 thirteenth day of March, 1962, 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 Town of COHASSET 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 this meeting.

And now the said Commissioners, by courses and distances, metes and bounds, do relocate said ATLANTIC AVENUE as prayed for in said petition.

And the lines of said relocation of said ATLANTIC AVENUE are as follows:-

The westerly line begins at a stone bound on the westerly side of Atlantic Avenue; thence northwesterly by a curve with a radius of 300.00 ft. a distance of 244.22 ft. to a stone bound which is on the southerly side of Beach Street; thence N-10-40-10-W a distance of 47.28 ft. to a stone bound which is on the northerly side of Beach Street; thence northeasterly by a curve with a radius of 120.00 ft. a distance of 167.06 ft. to a stone bound; thence N-32-38-40-W a distance of 120.00 ft. to a stone bound; thence by a curve to the right with a radius of 360.00 ft. a distance of 277.49 ft. to a stone bound;

thence N-11-31-10-E a distance of 143.04 ft. to a stone bound which is on the westerly line of Atlantic Avenue as laid out by the Norfolk County Commissioners by Return dated May 8, 1951.

The easterly line begins at a stone bound on the easterly side of Atlantic Avenue, said bound being N-36-44-40-E a distance of 71.53 ft. from the first bound on the westerly line as above described; thence northwesterly by a curve with a radius of 300.00 ft. a distance of 280.62 ft. to a stone bound; thence N-32-38-40-W a distance of 69.08 ft. to a stone bound; thence by a curve to the right with a radius of 300.00 ft. a distance of 231.24 ft. to a stone bound; thence N-11-31-10-E a distance of 143.04 ft. to a stone bound which is on the easterly line of Atlantic Avenue as laid out by the Norfolk County Commissioners by Return dated May 8, 1951, said bound being S-78-28-50-E a distance of 60.00 ft. from the last bound on the westerly line as above described.

The westerly line heretofore described, in general, is 60.00 ft. westerly from and parallel to the easterly 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 Atlantic Avenue, Cohasset from Station 54 + 47.89 at Little Harbor Outlet to Beach Street as made by the Norfolk County Commissioners by Return dated May 1, 1962. 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 General Laws, Chapter 79, and all acts in amendment 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 COHASSET 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 COHASSET.

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 COHASSET.

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 COHASSET 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>Pct. No.</u>	<u>Owner</u>	<u>Approximate Sq. Ft. Taken</u>	<u>Tax Allowance</u>	<u>Award</u>
1.	Leslie A. Blake	2640	3.30	100.00
2.	William T. Reid 3rd	1950	1.82	75.00
3.	Doris A. Eaton Mtg; Isabel S. Jahnle	75	.33	1.00
4.	Marita M. Railsback Mtg: Cohasset Savings Bank	3620 Slope easement	17.93	300.00
5.	Marita M. Railsback Mtg: Cohasset Savings Bank	1580 Slope easement	7.83	50.00
6.	Susan J. Williams	820 Slope easement	3.48	1.00
7.	Ruth Sears Chute	1050 Slope easement	4.39	1.00
8.	Frederick L. Good Jr. et ux	3700 Slope easement	15.18	150.00
9.	Frederick L. Good Jr. et ux	40 Slope easement	.16	1.00
10.	Jane U. Elliott Mtg: The Boston Five Cents Savings Bank	3530 Slope easement	17.04	350.00
11.	William H. DeVore et ux Mtg: Cohasset Savings Bank Mtg: Marguerite W. Wills	950 Slope easement	4.59	150.00
<b>Total</b>				<b>\$ 1179.00</b>



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 take for the purpose of constructing said way.

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 first day of May, 1962, by adjournment of their April 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 COHASSET 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. Jackson CLERK

Recorded May 14, 1962 at 12h.45m. P.M.