

#510

HOSPITAL ROAD MEDFIELD

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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 seventh day of May, 1963, by adjournment of their April meeting next preceding: a notice of said meeting having been posted as required by law:

The petition of JOSEPH A. ROBERTS and others of the Town 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 HOSPITAL ROAD, a public way in said town, be relocated between the grade crossing of the Framingham-Mansfield Branch, N.Y.N.H. & H.R.R. and the Sherborn Town Line for the purpose of making alterations in the course of 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 October 31, 1962

Joseph A. Roberts  
Joseph L. Marcionette  
Austin C. Buchanan  
Pauline M. Goucher  
William E. McCarthy

15 Miller Street  
Philip St.  
63 Pleasant Street  
18 Pine Street  
87 North St. Medfield

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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-sixth day of February, 1963, by adjournment of their December meeting next preceding, a notice of said meeting having been posted as required by law: and the twenty-sixth day of March, 1963 then next and four o'clock in the afternoon at the Town Hall in Medfield 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 MEDFIELD, being the town within which such relocation of way was prayed for, fifteen days at least before the

Ref: to Plan 542-544-1963 R Book 214

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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.

And on the said twenty-sixth day of March, 1963, the Commissioners, Russell T. Bates, Clayton W. Nash and John Francis Murphy, met at the time and place specified in said order, 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 this meeting.

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

And the lines of said relocation of said HOSPITAL ROAD are as follows:-

The northerly line begins at a point in the center of Charles River which is the Sherborn-Medfield Town Line; thence S-83-19-30-E a distance of about 82.00 ft. to a stone bound which is on the westerly line of that portion of Hospital Road to be laid out by the Massachusetts Department of Public Works.

Then beginning again at a stone bound which is on the easterly line of that portion of Hospital Road to be laid out by the Massachusetts Department of Public Works; thence S-83-19-30-E a distance of 580.00 ft. to a stone bound; thence continuing on the same course a distance of 600.00 ft. to a stone bound; thence

continuing on the same course a distance of 653.72 ft. to a stone bound; thence by a curve to the left with a radius of 3160.00 ft. a distance of 369.37 ft. to a stone bound; thence N-89-58-40-E a distance of 411.58 ft. to a stone bound; thence N-87-28-00-E a distance of 11.87 ft. to a stone bound which is on the northerly line of Hospital Road as laid out by the Norfolk County Commissioners by Decision dated October 28, 1947 and which is also the westerly line of the N. Y. N. H. & N. R. R. location.

The southerly line begins at a point in the center of Charles River which is the Sherborn-Medfield Town Line, said point being about 80.00 ft. from the first point on the northerly line as above described; thence S-83-19-30-E a distance of about 72.00 ft. to a stone bound which is on the westerly line of that portion of Hospital Road to be laid out by the Massachusetts Department of Public Works.

Then beginning again at a stone bound which is on the easterly line of that portion of Hospital Road to be laid out by the Massachusetts Department of Public Works; thence S-83-19-30-E a distance of 580.00 ft. to a stone bound; thence continuing on the same course a distance of 600.00 ft. to a stone bound; thence continuing on the same course a distance of 400.00 ft. to a stone bound; thence S-6-40-30-W a distance of 148.72 ft. to a stone bound which is on the northerly line of Hospital Road as laid out by the Norfolk County Commissioners by Return dated October 27, 1914; thence S-28-19-30-E a distance of 50.00 ft. to a stone bound which is on the southerly line of Hospital Road as laid out by the Norfolk County Commissioners by Return dated October 27, 1914; thence N-61-40-30-E a distance of 32.01 ft. to a stone bound; thence by a curve to the right with a radius of 980.60 ft. a distance of 382.36 ft. to a stone bound; thence N-84-01-00-E a distance of 141.31 ft. to a stone bound; thence N-86-05-30-E a distance of 255.67 ft. to a stone bound; thence N-87-28-00-E a distance of 187.42 ft. to a stone bound; thence by a curve to the

right with a radius of 775.00 ft. a distance of 112.55 ft. to a stone bound which is on the southerly line of Hospital Road as laid out by the Norfolk County Commissioners by Decision dated October 28, 1947, said bound being S-35-05-00-E a distance of 68.99 ft. from the last bound on the northerly line as above described.

The southerly line heretofore described, in general is 80.00 ft. southerly from and parallel to the northerly line.

The northerly and southerly lines are established contingent to a transfer of Parcels #1, #2 and #3 from the Commonwealth of Massachusetts, Department of Mental Health, in accordance with the provisions of General Laws, Chapter 30, Section 44A.

And the County Commissioners do hereby establish an easement for drainage beginning at the easterly line of that portion of Hospital Road to be laid out by the Massachusetts Department of Public Works and extending easterly a distance of 1180.00 ft. and being 30.00 ft. northerly and parallel to the northerly line as above described which is shown as Parcel #3 on the plan of relocation.

And the said Commissioners do hereby take for the purposes 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 showing the Relocation and Widening of a portion of Hospital Road, Medfield between the Sherborn Town Line and the New York, New Haven and Hartford Railroad as made by the Norfolk County Commissioners by Return dated May 7, 1963. 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, subject to the provisions of General Laws, Chapter 30, Section 44-A.

And the said Commissioners do likewise further take all the easement 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, subject to the provisions of General Laws, Chapter 30, Section 44-A.

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 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 forty (40) 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 expenses 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 MEDFIELD.

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

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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 the said way.

<u>Parcel Number</u>	<u>Owner</u>	<u>Approximate Area</u>	<u>Award</u>
1.	Commonwealth of Massachusetts	6,320 S.F.	No award
2.	Commonwealth of Massachusetts	186,000 S.F.	No award
3.	Commonwealth of Massachusetts	35,400 S.F.	No award

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

JOHN FRANCIS MURPHY

COUNTY COMMISSIONERS  
COMMONWEALTH OF MASSACHUSETTS

NORFOLK, SS

At a meeting of the County Commissioners, held at Dedham, on Tuesday, the seventh day of May, 1963, 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 be filed, accepted, and recorded, and that an attested copy thereof be transmitted to the Clerk of the Town of MEDFIELD 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.

RUSSELL T. BATES

CLAYTON W. NASH

JOHN FRANCIS MURPHY

COUNTY COMMISSIONERS

A true copy,

ATTEST: William A. Neal CLERK