

#513

4111

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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 seventeenth day of September, 1963, by adjournment of their June meeting next preceding: a notice of said meeting having been posted as required by law:-

The petition of GILBERT W. ANDERSON and others of WALPOLE, 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 WALPOLE in said County, that common convenience and necessity require that the way known as FISHER STREET, a public way in said town, be relocated throughout its entire length for the purpose of re-constructing said way to modern engineering standards.

Wherefore your petitioners pray that said way may be relocated within the limits above specified.

Dated March 8, 1962.

Gilbert W. Anderson	Selectmen, Chairman
Janice Wilkins	Selectmen
Chester Varasco	Selectmen
Levi Salonen	Selectmen
Mina M. Crocker	Selectmen's Clerk
Robert B. Boyd, Jr.	Town Administrator
C. William Haggbloom	Chief of Police
John H. White	Town Clerk
Raymond G. Loring	Sr. Engineer

This petition was presented to the County Commissioners and duly entered at a meeting of said Commissioners, held at Dedham, 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 nineteenth day of March, 1963 and three o'clock in the afternoon at the Court House in Said 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 WALPOLE

Ref. to PR # 1076-1083-1963 R. 315

Case # 02R4115 R. 295 - 6/1/61

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 WALPOLE TIMES, 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 nineteenth 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; when and where the petitioners appeared and the town of WALPOLE 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 said Commissioners held at the Town Hall in WALPOLE on the twenty-fifth day of June, 1963 at three 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 this meeting.

And now the said Commissioners, by courses and distances, metes and bounds, do relocated said FISHER STREET as prayed for in said petition.

And the lines of said relocation of said FISHER STREET are as follows:

The easterly line begins at a stone bound on the easterly line of North Street as laid out by the Norfolk County Commissioners by Return dated December 21, 1937; thence southerly by a curve with a radius of 2000.00 ft. a distance of 7.76 ft. to a stone bound; thence S-17-23-10-E a distance of 473.73 ft. to a stone bound; thence S-17-07-00-E a distance of 658.11 ft. to a stone bound; thence S-18-05-30-E a distance of 577.24 ft. to a stone bound; thence S-17-02-50-E a distance of 581.94 ft. to a stone bound; thence by a curve to the right with a radius of 860.00 ft. a distance of 143.49 ft. to a stone bound; thence S-7-29-15-E a distance of 63.12 ft. to a stone bound; thence by a curve to the left with a radius of 30.00 ft. a distance of 48.40 ft. to a stone bound which is on the northerly line of Tetreault Drive; thence S-3-51-10-E a distance of 40.23 ft. to a stone bound which is on the southerly line of Tetreault Drive; thence southwesterly by a curve with a radius of 30.00 ft. a distance of 45.85 ft. to a stone bound; thence S-7-29-15-E a distance of 71.25 ft. to a stone bound; thence by a curve to the left with a radius of 1200.00 ft. a distance of 367.77 ft. to a stone bound; thence S-25-02-50-E a distance of 133.31 ft. to a stone bound; thence by a curve to the right with a radius of 2060.00 ft. a distance of 115.65 ft. to a stone bound; thence S-21-49-50-E a distance of 481.92 ft. to a stone bound; thence continuing on the same course a distance of 500.00 ft. to a stone bound; thence by a curve to the left with a radius of 800.00 ft. a distance of 237.17 ft. to a stone bound; thence S-38-49-00-E a distance of 57.27 ft. to a stone bound; thence by a curve to the left with a radius of 20.00 ft. a distance of 36.68 ft. to a stone bound which is on the northerly line of Woodruff Road; thence S-34-32-00-E a distance of 42.40 ft. to a stone bound which is on the southerly line of Woodruff Road; thence southwesterly by a curve with a radius of 20.00 ft. a distance of 29.71 ft. to a stone bound; thence by a curve to the left with a radius of 476.60 ft. a distance of 40.38 ft. to a

stone bound; thence S-53-52-40-E a distance of 261.67 ft. to a stone bound; thence by a curve to the left with a radius of 20.00 ft. a distance of 31.08 ft. to a stone bound which is on the northerly line of Charlesgate Road; thence S-62-10-10-E a distance of 40.53 ft. to a stone bound which is on the southerly line of Charlesgate Road; thence southerly by a curve with a radius of 75.00 ft. a distance of 64.33 ft. to a stone bound; thence S-12-04-00-E a distance of 225.53 ft. to a stone bound; thence by a curve to the left with a radius of 15.00 ft. a distance of 23.56 ft. to a stone bound which is on the northerly line of Raymond Avenue; thence S-12-04-00-E a distance of 40.00 ft. to a stone bound which is on the southerly line of Raymond Avenue; thence southwesterly by a curve with a radius of 15.00 ft. a distance of 23.56 ft. to a stone bound; thence S-12-04-00-E a distance of 288.54 ft. to a stone bound; thence by a curve to the left with a radius of 16.00 ft. a distance of 25.50 ft. to a stone bound which is on the northerly line of Woodruff Road; thence S-12-04-30-E a distance of 40.01 ft. to a stone bound which is on the southerly line of Woodruff Road; thence southwesterly by a curve with a radius of 16.76 ft. a distance of 25.94 ft. to a stone bound; thence S-12-04-00-E a distance of 138.58 ft. to a stone bound; thence by a curve to the left with a radius of 1000.00 ft. a distance of 187.33 ft. to a stone bound; thence S-22-48-00-E a distance of 496.20 ft. to a stone bound; thence by a curve to the right with a radius of 1260.00 ft. a distance of 234.25 ft. to a stone bound; thence S-12-08-52-E a distance of 400.00 ft. to a stone bound; thence continuing on the same course a distance of 397.10 ft. to a stone bound; thence by a curve to the left with a radius of 40.00 ft. a distance of 86.32 ft. to a stone bound which is on the northerly line of Main Street as laid out by the Massachusetts Department of Public Works on December 26, 1923

The westerly line begins at a stone bound which is on the westerly line of North Street as laid out by the Norfolk County Commissioners by Return dated December 21, 1937; said bound being N-56-18-50-W a distance of 108.32 ft. from the first bound on the easterly line as above described; thence S-5-16-20-W a distance of 84.65 ft. to a stone bound which is on the easterly side of North Street; thence easterly by a curve with a radius of 25.00 ft. a distance of 56.18 ft. to a stone bound; thence S-17-23-10-E a distance of 467.98 ft. to a stone bound; thence S-17-07-00-E a distance of 658.48 ft. to a stone bound; thence S-18-05-30-E a distance of 577.21 ft. to a stone bound; thence S-17-02-50-E a distance of 581.40 ft. to a stone bound; thence by a curve to the right with a radius of 800.00 ft. a distance of 133.48 ft. to a stone bound; thence S-7-29-15-E a distance of 234.45 ft. to a stone bound; thence by a curve to the left with a radius of 1260.00 ft. a distance of 386.16 ft. to a stone bound; thence S-25-02-50-E a distance of 133.31 ft. to a stone bound; thence by a curve to the right with a radius of 2000.00 ft. a distance of 112.28 ft. to a stone bound; thence S-21-49-50-E a distance of 481.92 ft. to a stone bound; thence continuing on the same course a distance of 500.00 ft. to a stone bound; thence by a curve to the left with a radius of 860.00 ft. a distance of 254.96 ft. to a stone bound; thence S-38-49-00-E a distance of 57.27 ft. to a stone bound; thence by a curve to the left with a radius of 536.60 ft. a distance of 141.05 ft. to a stone bound; thence S-53-52-40-E a distance of 59.27 ft. to a stone bound; thence by a curve to the right with a radius of 600.00 ft. a distance of 437.84 ft. to a stone bound; thence S-12-04-00-E a distance of 590.78 ft. to a stone bound; thence by a curve to the left with a radius of 1060.00 ft. a distance of 198.57 ft. to a stone bound; thence S-22-48-00-E a distance of 496.20 ft. to a stone bound; thence by a curve to the right with a radius of 1200.00 ft. a distance of 223.10 ft. to a stone bound; thence S-12-08-52-E a distance of 400.00 ft. to a stone bound; thence continuing on the same

course a distance of 435.45 ft. to a stone bound; thence by a curve to the right with a radius of 120.00 ft. a distance of 134.36 ft. to a stone bound which is on the northerly line of Main Street as laid out by the Massachusetts Department of Public Works on December 26, 1923, said bound being S-44-12-10-W a distance of 56.23 ft. and by a curve with a radius of 1200.00 ft. a distance of 164.95 ft. from the last bound on the easterly 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 heretofore described and the grade thereof is established all as shown upon a plan entitled "Plan and Profile showing the Relocation and Widening of Fisher Street, Walpole between North Street and Main Street as made by the Norfolk County Commissioners by Return dated Sept. 17, 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.

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 WALPOLE, 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 WALPOLE.

And it is determined by the Commissioners that all the expenses 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 WALPOLE.

And the Commissioners have heard the proprietors of land 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 WALPOLE when the lands hereby taken and over which said way is hereby located have been entered upon and possession take for the purpose of constructing said way.

<u>Pol. No.</u>	<u>Owner</u>	<u>Approximate Sq.Ft. Taken</u>	<u>Tax Allowance</u>	<u>Award</u>
1.	Walter L. Fisher	2450 Slope easement	.26	75.00
2.	Edward Warticki Mtg: Mary Rosinski	2590 Slope easement	.85	150.00
3.	Theodore E. Gavin	270 Slope easement	.01	1.00
4.	Edward H. Ostrom et ux	2530 Slope easement	.72	150.00
5.	Joseph J. Sienkiewicz et ux	2240 Slope easement	.60	100.00
6.	Minnie T. Bruzga	2800 Slope easement	.46	100.00
7.	Harry J. Korslund (Tetreault Drive)	2100	.06	1.00
8.	Allen D. Gornall et ux Mtg: The Norwood Cooperative Bank	4600 Slope easement	.86	200.00
8A.	Allen D. Gornall et ux Mtg: Edith C. Devriendt	40 -	-	1.00
9.	Edith C. Devriendt	3300 Slope easement	.89	4300.00
9A.	Allen D. Gornall et ux Mtg: Edith C. Devriendt	240 Slope easement	.03	5.00
10.	Margaret H. Hildebrand Mtg: William Hildebrand et ux	900	.29	25.00
10A.	George A. Wilson, Jr. et ux Mtg: Walpole Cooperative Bank	Slope easement	-	1.00
10B.	Emilia E. Sundquist	Slope easement	-	1.00
10C.	Michael J. Sullivan et ux	Slope easement	-	1.00
10D.	Otto and Johanna Albrecht	Slope easement	-	1.00
10E.	Bernard M. Ryan Mtg: Telephone Workers Cooperative Bank	Slope easement	-	1.00
11.	Anthony Movsesian et ux Mtg: Home Savings Bank	140	.08	15.00
12.	John G. Whinnem et ux	90	.04	10.00
12A.	Carl Linder et ux Mtg: Dedham Institution for Savings	Slope easement	-	1.00
12B.	Antone Andrade et ux Mtg: Home Savings Bank	Slope easement	-	1.00
12C.	John G. Eppich et ux Mtg: The Norwood Cooperative Bank	Slope easement	-	1.00

<u>Pcl. No.</u>	<u>Owner</u>	<u>Approximate Sq. Ft. Taken</u>	<u>Tax Allowance</u>	<u>Award</u>
12D.	Martin T. Dooney et ux Mtg: Union Savings Bank of Boston	Slope easement	-	1.00
13.	Robert L. McLaughlin et ux Mtg: Norwood Cooperative Bank	170 Slope easement	.04	10.00
13A.	John W. Fulton et ux Mtg: Walpole Cooperative Bank	Slope easement	-	1.00
13B.	Irving T. Peckham et ux Mtg: The Norwood Coopera- tive Bank	Slope easement	-	1.00
13C.	Duncan J. MacLennan et ux	Slope easement	-	1.00
13D.	Arvo J. Heino et ux Mtg: The Norwood Coopera- tive Bank	Slope easement	-	1.00
13E.	George E. Wignot et ux Mtg: The Norwood Coopera- tive Bank	Slope easement	-	1.00
13F.	Holger R. Eklund et ux Ld. Ct. Cert. #44041, Bk. 221, P. 41 Mtg: The Norwood Coopera- tive Bank	Slope easement	-	1.00
13G.	John N. Pernokas et ux Ld. Ct. Cert. #73682, Bk. 369, P. 82 Mtg: Warren Institution for Savings Mtg: Dedham Institution for Savings Mtg: Nicholas E. Pernokas et ux	Slope easement	-	1.00
13H.	Emidio Ciannavei et ux Ld. Ct. Cert. #47453, Bk. 238, P. 53 Mtg: Walpole Cooperative Bank	Slope easement	-	1.00
13J.	Nicholas Noun and Eva Talabach Ld. Ct. Cert. #64255, Bk. 322, P. 55 Mtg: Walpole Cooperative Bank	Slope easement	-	1.00
13K.	Thomas J. Ballard Sr., et al Ld. Ct. Cert. #63482, Bk. 318, P. 82 Mtg: Home Savings Bank	Slope easement	-	1.00
14.	County of Norfolk Ld. Ct. Cert. #9373, Bk. 47, P. 173	19220 Slope easement	-	-
15.	Elvira Marinilli	7600 Slope easement	.52	25.00
16.	John L. Gillis, Jr. et ux Mtg: Home Savings Bank	2600	.75	150.00
17.	Sulo E. Salomaa et ux	4400 Slope easement	1.73	350.00

<u>Pol. No.</u>	<u>Owner</u>	<u>Approximate Sq. Ft. Taken</u>	<u>Tax Allowance</u>	<u>Award</u>
18.	James H. Shea et ux Mtg: The Norwood Cooperative Bank	3050 Slope easement	.72	150.00
19.	James H. Shea et ux Mtg: The Norwood Cooperative Bank	250 Slope easement	.06	5.00
20.	Robert E. Joyal et ux Mtg: Dedham Institution for Savings	920 Slope easement	.40	50.00
21.	W. K. Gilmore & Sons, Inc.	320 Slope easement	.01	5.00
22.	Kauko E. Kahila et ux Mtg: Dedham Cooperative Bank	610 Slope easement	.11	25.00
23.	John W. Siegmund	5840 Slope easement	.16	100.00
24.	Herbert W. Readell et ux	1100 Slope easement	.36	50.00
25.	Joseph Medvesky et ux	1120	.50	50.00
26.	Kurt ^R Groote et ux	1110	.46	50.00
27.	Klingbeil Road	420	-	-
28.	Thomas F. Finneran et ux Mtg: Home Savings Bank	1110 Slope easement	.36	50.00
29.	Robert P. Pinette et ux Mtg: Bay State Federal Savings and Loan Association Mtg: Jacqueline Norton	1160 Slope easement	.52	50.00
30.	John E. Buttner et al	600 Slope easement	.03	1.00
31.	Warren G. Sprague et ux Mtg: People's Savings Bank of Brockton	480 Slope easement	.15	25.00
32.	John M. Talkowski Jr. et ux Mtg: People's Savings Bank of Brockton	630 Slope easement	.20	25.00
33.	Robert C. Fraetsch et ux Mtg: The Boston Five Cents Savings Bank	2050 Slope easement	.64	100.00
34.	Addis W. Dempsey et ux Mtg: People's Savings Bank of Boston Mtg: Thomas J. Tierney	2900	.88	125.00

<u>Pel. No.</u>	<u>Owner</u>	<u>Approximate Sq. Ft. Taken</u>	<u>Tax Allowance</u>	<u>Award</u>
35.	George E. Ellis et ux	820	.17	50.00
36.	George E. Ellis et ux	40	-	1.00
37.	Kathrina Dorrwachter	2980	.61	300.00
38.	Everett F. Ellis	12550 Slope easement	.61	350.00
39.	Matilda F. Gavin et al	12300 Slope easement	.22	100.00
40.	William D. Rouhow et ux Mtg: Home Owners Federal Savings and Loan Association	8320 Slope easement	2.06	150.00
41.	Thomas H. Bateson et ux Mtg: Marshall Hertig	3200 Slope easement	.27	50.00
42.	Peter P. Breyemeier et ux	8250 Slope easement	1.63	100.00
			TOTAL	\$ 7649.00

And having heard the proprietors of lands and property, rights and interests, taken or affected by these proceedings, the Commissioner, 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

JOHN FRANCIS MURPHY

COUNTY COMMISSIONERS

4111

12

COMMONWEALTH OF MASSACHUSETTS

NORFOLK, SS

At a meeting of the County Commissioners, held at Dedham, on Tuesday, the seventeenth day of September, 1963, by adjournment of their June 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 recorced, and that an attested copy thereof be transmitted to the Clerk of the Town of WALPOLE 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

JOHN FRANCIS MURPHY

COUNTY COMMISSIONERS

A true copy

ATTEST: Willis A. Neal CLERK

Recorded Oct. 8, 1963 at 1h.P.M.

MILTON SAVINGS BANK

holder of a mortgage

from Richard Douglas and Blanche E. Douglas

to Milton Savings Bank

dated March 11, 1950

recorded with Norfolk County Registry of Deeds

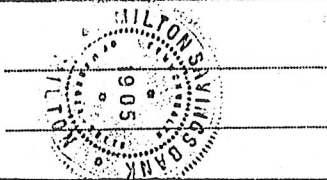
Book 2896, Page 350 acknowledge satisfaction of the same

In witness whereof, the said Milton Savings Bank

has caused its corporate seal to be hereto affixed and these presents to be signed in its name and behalf by

Richard H. Schmidt its ~~Treasurer~~ President this 4th day of

October A.D. 19 63



MILTON SAVINGS BANK

by Richard H. Schmidt Treasurer President

The Commonwealth of Massachusetts

Norfolk ss. Milton, Mass. October 4, 19 63

Then personally appeared the above-named Richard H. Schmidt

and acknowledged the foregoing instrument to be the free act and deed of Milton Savings Bank

before me,

George S. Drew

Notary Public - Justice of the Peace

My commission expires Jan. 26 19 68

Recorded Oct. 8, 1963 at 2h.22m.P.M.