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COMMONWEALTH OF MASSACHUSETTS

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NORFOLK, SS.

At a meeting of the County Commissioners for the County of Norfolk, held at Dedham, within and for said County, on the twenty-third day of December, 1963, by adjournment of their September meeting next preceding: a notice of said meeting having been posted as required by law:

the petition of WILLIAM P. BROWNE and others of DEDHAM 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 DEDHAM in said County, that common convenience and necessity require that the way known as NEEDHAM STREET, a public way in said town, be relocated between Pine Street and Route #128 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 April 8, 1963.

William P. Browne	Selectman
Jeremiah F. Bullock	Selectman
Francis W. O'Brien	Selectman
Charles Bartlett Cox	Planning Board
Joseph J. Balliro	Planning Board
Paul Hayward	Planning Board
Herbert E. Fuller	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, on the eleventh day of June, 1963, by adjournment of their April meeting next preceding, a notice of said meeting having been posted as required by law: and the sixteenth day of July, 1963 and three-thirty 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

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the Town of DEDHAM, 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 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 sixteenth day of July, 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 DEDHAM was represented by its Selectmen; and the said Commissioners they 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 Court House in said Dedham on the third day of December, 1963, 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 relocate said NEEDHAM STREET as prayed for in said petition.

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

The northerly line begins at a stone bound which is on the Needham-Town Line; thence N-86-56-46-E a distance of 64.97 ft. to a stone bound; thence N-78-34-49-E a distance of 102.74 ft. to a stone bound; thence N-73-17-20-E a distance of 587.98 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 right with a radius of 600.00 ft. a distance of 399.51 ft. to a stone bound; thence S-68-33-40-E a distance of 106.53 ft. to a stone bound; thence by a curve to the right with a radius of 855.00 ft. a distance of 350.68 ft. to a stone bound; thence S-45-03-40-E a distance of 297.02 ft. to a stone bound; thence by a curve to the left with a radius of 1820.78 ft. a distance of 273.03 ft. to a stone bound which is on the northerly line of Needham Street as laid out by the Norfolk County Commissioners by Return dated October 9, 1923.

The southerly line begins at a stone bound which is on the Needham-Dedham Town Line, said bound being S-28-05-49 -W a distance of 268.05 ft. from the first bound on the northerly line as above described; thence in an easterly direction by the northerly line of Charles River to a sharp bend in said river; thence S-51-25-03-E a distance of about 35.00 ft. to a stone bound; thence continuing on the same course a distance of 308.78 ft. to a stone bound; thence S-54-42-56-E a distance of 116.23 ft. to a stone bound; thence S-53-39-10-E a distance of 254.31 ft. to a stone bound which is on the southerly line of Needham Street as laid out by the Norfolk County Commissioners by Return dated October 9, 1923; said bound being S-36-20-50-W a distance of 50.00 from the last bound on the northerly line as above described.

The northerly line of Needham Street is established contingent to a transfer of Parcels #1 and #2 from the Commonwealth of Massachusetts, Metropolitan District Commission, in accordance with the provisions of General Laws, Chapter 30, Section 44-a.

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 Needham Street, Dedham between the Needham Town Line and Rosemary Road as made by the Norfolk County Commissioners by Return dated December 23, 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 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, 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 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 DEDHAM, 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 DEDHAM.

And it is determined by the Commissioners that all the expense 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 DEDHAM.

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 DEDHAM when the lands hereby taken and over which said way is hereby located have been en-

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tered upon and possession taken for the purpose of constructing said way.

<u>Pcl. No.</u>	<u>Owner</u>	<u>Approximate Sq. Ft. Taken</u>	<u>Tax Al- lowance</u>	<u>Award</u>
1.	Commonwealth of Massachusetts (Metropolitan District Com- mission)	43000 Slope easement	-	-
2.	Commonwealth of Massachusetts (Metropolitan District Com- mission)	24600 Slope easement	-	-
3.	Carl E. Shepherd et ux Ld. Ct. Cert. #66190, Bk. 331, P. 190 Mtg: Dedham Institution for Savings	86	.01	1.00
4.	James R. Amos et ux Mtg: Dedham Institution for Savings	Slope easement	-	1.00
5.	Therese C. Homsy Mtg: Merchants Cooperative Bank Mtg: Louise Nicoletta	Slope easement	-	1.00
TOTAL				\$ 3.00

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

JOHN FRANCIS MURPHY

COUNTY COMMISSIONERS

COMMONWEALTH OF MASSACHUSETTS

NORFOLK, SS.

At a meeting of the County Commissioners, held at Dedham, on Monday, December 23, 1963, 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 be filed,

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accepted and recorded, and that an attested copy thereof be transmitted to the Clerk of the Town of DEDHAM 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: *W. H. Vetrone* CLERK

Recorded Jan. 13, 1964 at 12h. 21m. P.M.

Know all men by these presents

that WE, Leo J. Rubino and Eleanor L. Rubino, husband and wife, as tenants by the entirety,

both of Quincy, Norfolk County, Massachusetts hereinafter called the Mortgagor being unmarried, for consideration paid, grant to Ida Solomon of Milton, Norfolk County, Massachusetts,

hereinafter called the Mortgagee with mortgage covenants, to secure the payment of the principal sum of FOUR THOUSAND, ONE HUNDRED DOLLARS (\$4,100.00) with interest at the rate of one percent per month, in installments of \$80 on the 14th day of each month, the first installment to be paid February 14, 1964, and subsequent installments to be paid on the 14th day of each month thereafter until the full sum is paid. Each payment of \$80 shall be applied first in payment of interest then due and the balance applied on the principal sum. We reserve the right to pay all or any part of the principal sum at any time after July 13, 1964. This note is due and payable in full on or before January 13, 1969.

as provided in our note of even date, executed by us as a sealed instrument, and also to secure the performance of all agreements and conditions herein contained.

~~THE~~ A certain parcel of land with the buildings thereon now known as and numbered 41 Cranch Street, situated in Quincy, Norfolk County, Massachusetts, shown as Lot 72 on a plan dated September, 1897, by H.T. Whitman, recorded with Norfolk Deeds Book 848, Page 506, bounded and described as follows:

- NORTHEASTERLY by Cranch Street, fifty-five (55) feet;
- SOUTHEASTERLY by Lot 71 on said plan, two hundred sixteen (216) feet;
- SOUTHERLY by land of owners unknown, fifty-five and seventy-three hundredths (55.73) feet;
- NORTH\*ESTERLY by Lot 73 on said plan, two hundred twenty-five (225) feet;

Containing twelve thousand one hundred twenty seven (12,127) square feet of land.

For our title see deed from Rudolph Fornell to us dated May 31, 1955, recorded with Norfolk Registry of Deeds in Book 3371, Page 520.

Subject to a prior mortgage from us to Home Savings Bank dated May 31, 1955, and recorded with Norfolk Registry of Deeds in Book 3371, Page 521, in the present approximate amount of \$10,700.

*Deed Book 5094 R. 89*