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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 twenty-second day of November, 1966, by adjournment of their September meeting next preceding, a notice of said meeting having been posted as required by law:

The petition of WILLIAM F. ROGERS, JR., and others 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 WEST MILL STREET, a public way in said town, be relocated between Grade crossing of NY NH & H Railroad and West Street for the purpose of relocation and Widening.

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

Dated June 22, 1960

William F. Rogers, Jr.	125 Spring Street
Harvey M. Hamilton	2 Clark Road
Joseph A. Roberts	15 Miller Street
Marion D. Henderson	443 Main Street
Austin C. Buchanan	63 Pleasant Street
William E. McCarty	87 North Street
Everett J. Willis	11 Pound Street
Ernest L. Spencer	8 Pleasant Street
Roger E. Hardy	Nebo Street.

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, a notice of said meeting having been posted as required by law; and the sixteenth day of July, 1963 and two-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 the Town of MEDFIELD, being the town within which such relocation of way was prayed for, fifteen days at least before the time appointed

See PA# 1198-1199 of 1966 R1 Bk 721

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. 531

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 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 a meeting of said Commissioners held at Dedham, on the nineteenth day of November 1963, by adjournment of their September meeting next preceding, a notice of said meeting having been posted as required by law; when and where upon the adjudication aforesaid, the Commissioners appointed the seventeenth day of December, 1963 and three-fifteen o'clock in the afternoon at the Town Hall in Medfield, as the time and place 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 the 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 at the time and place appointed and then and there heard all persons and corporations interested and said hearing was continued and adjourned from time to time to this meeting.

And now the Commissioners, John Francis Murphy, James J. Collins and Russell T. Bates, by courses and distances, metes and bounds, do relocate WEST MILL STREET as prayed for in said petition.

And the lines of said relocation of WEST MILL STREET are as follows:

The easterly line begins at a stone bound on the easterly line of Mill Street as laid out by the Norfolk County Commissioners by Return dated June 29, 1916; thence southeasterly by a curve with a radius of 100.00 ft. a distance of 190.92 ft. to a stone bound which is on the northerly line of Adams Street; thence S-10-57-00-W a distance of 50.01 ft. to a stone bound which is on the southerly line of Adams Street; thence southwesterly by a curve with a radius of 45.91 ft. a distance of 96.45 ft. to a stone bound; thence S-18-34-40-E a distance of 430.11 ft. to a stone bound; thence continuing on the same course a distance of 450.00 ft. to a stone bound; thence by a curve to the left with a radius of 1200.00 ft. a distance of 536.28 ft. to a stone bound; thence S-67-05-30-E a distance of 140.37 ft. to a stone bound which is on the northerly line of West Street as laid out by the Norfolk County Commissioners by Return dated November 22, 1966.

The westerly line begins at a stone bound which is on the westerly line of West Mill Street as laid out by the Norfolk County Commissioners by Return dated June 29, 1916, and on the northerly line of location of the New York, New Haven and Hartford Railroad Company, said bound being S-31-11-20-W a distance of 141.21 ft. and S-7-47-00-W a distance of 71.95 ft. from the first bound on the easterly line as above described; thence S-18-34-40-E a distance of 520.18 ft. to a stone bound; thence continuing on the same course a distance of 450.00 ft. to a stone bound; thence by a curve to the left with a radius of 1260.00 ft. a distance of 556.14 ft. to a stone bound; thence by a curve to the right with a radius of 140.00 ft. a distance of 225.97 to a stone bound which is on the northerly line of West Street as laid out by the Norfolk

County Commissioners by Return dated November 22, 1966, said bound being S-45-12-10-W a distance of 261.47 ft. from the last bound on the easterly line as above described.

The easterly line heretofore described, in general, is 60.00 ft. 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, except that portion of land belonging to the New York, New Haven and Hartford Railroad Company which is considered their right of way over which side lines are established, and the grade thereof is established all as shown upon a plan entitled "Plan and Profile showing the Relocation and Widening of West Mill Street, Medfield, between Adams Street and West Street as made by the Norfolk County Commissioners by Return dated November 22, 1966. Horizontal Scale: 1 inch = 40 feet. Vertical Scale: 1 inch = 8 feet. Wallace S. Carson, County Engineer." and signed by "John Francis Murphy, 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 there of 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 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 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 MEDFIELD.

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 expense incident thereto, be paid by the Inhabitants of the Town of MEDFIELD.

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 in accordance with the requirements of General Laws, Chapter 79, possession become effective upon the recording of this Return and order in the Norfolk Registry of Deeds.

<u>Pcl. No.</u>	<u>Owner</u>	<u>Sq.Ft. Taken</u>	<u>Tax Allowance</u>	<u>Award</u>
1.	Norman H. Carlson et ux Slope easement	640	.37	50.00
2.	Otto Warner Slope easement	14900	.66	600.00
3.	Herbert B. D. Slaney et ux Slope easement	3100	.22	75.00
4.	Herbert B. D. Slaney et ux Slope easement	220	.02	5.00
5.	Pearl M. Borman Trustee of Borman Realty Trust Mtg: Dedham Institution for Savings	8640	1.69	4000.00
6.	Pearl M. Borman Trustee of Borman Realty Trust Mtg: Dedham Institution for Savings	4350	.85	300.00
7.	Guy S. Langstroth Trustees of G.S.L. Realty Trust Mtg: Walter J. Young, Trustee of Walter J. Young Family Trust Mtg: Middlesex County National Bank	10500	.52	500.00
8.	New England Merchants Na- tional Bank Trustees under its Customer Trust #517	50	-	1.00
9.	Varney Bros. Sand & Gravel, Inc. Ld.Ct.Cert.#75369, Bk.377, P 169 Slope easement			1.00
TOTAL				\$ 5532.00

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 of possession for the purpose of constructing said way.

JOHN FRANCIS MURPHY

JAMES J. COLLINS

RUSSELL T. BATES

COUNTY COMMISSIONERS

COMMONWEALTH OF MASSACHUSETTS

NORFOLK, SS.

At a meeting of the County Commissioners, held at Dedham, on Tuesday, the twenty-second day of November, 1966, 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, accepted and recorded, and that an attested copy thereof be transmitted to the Clerk of the Town of MEDFIELD, 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.

JOHN FRANCIS MURPHY

JAMES J. COLLINS

RUSSELL T. BATES

COUNTY COMMISSIONERS

A true copy,

ATTEST: John P. Conca Clerk

Recorded Dec. 15, 1966 at 10h. 59m. A.M.