

542

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 sixteenth day of May, 1967, by adjournment of their April meeting next preceding, a notice of said meeting having been posted as required by law.

The petition of the BOARD OF SELECTMEN of the Town of RANDOLPH, in said County, represents as follows:-

Commonwealth of Massachusetts

Norfolk, ss.

To the Honorable the County Commissioners of the County of Norfolk:

Under the provisions of Chapter 160, Section 104 of the General Laws, as amended, the Board of Selectmen of the Town of RANDOLPH, deem that public necessity and convenience require that Teed Drive be laid out as a public way across the tracks, at grade, of the New York, New Haven and Hartford Railroad Company and herewith respectfully petition your Board to lay out said way in accordance with the above mentioned statute.

John R. O'Riley
Joseph J. Semensi
Norman B. Silk
George F. Cullen
Patrick T. McDonnell

Board of Selectmen of the
TOWN OF RANDOLPH

November 15, 1966

This petition was presented to the Commissioners and duly entered at a meeting of said Commissioners, held at Dedham, aforesaid on the fifteenth day of November, 1966, by adjournment of their September meeting next preceding, a notice of said meeting having been posted as required by law; and the twentieth day of December, 1966, and two-thirty o'clock in the afternoon at the Court House in said 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 RANDOLPH, being the town within which such layout of crossing was prayed for, fifteen days, and upon Richard J. Smith and William J. Kirk, Trustees of the Property of the New York

Refer to 1977 545-1967 PL BK 223

New Haven & Hartford Railroad Company, fourteen 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 RANDOLPH HERALD, 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 twentieth day of December, 1966, the Commissioners John Francis Murphy, James J. Collins and Russell T. Bates met at the time and place specified in said order, when and where the petitioners appeared and the Selectmen of Randolph was represented by William J. Carr, Town Counsel; Henry Loud, Executive Secretary of the Selectmen and Thomas Flatley; and the New York, New Haven and Hartford Railroad Company was represented by Edmund M. Sweeney, General Counsel; and Bert K. Heald, Engineer and the said Commissioners heard all persons and corporation interested; and no party interested objected; and thence the same was continued and adjourned from time to time to a meeting of the Commissioners held at Dedham on the thirty-first day of January, 1967, whereupon the Commissioners having examined the premises and having heard all parties interested; did adjudge that public convenience and necessity require the laying out of said TEED DRIVE as a public way across the tracks of the New York, New Haven and Hartford Railroad Company at grade, 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 on fourteenth day of March, 1967 at which time the said Commissioners issued a partial decree adjudicating that public convenience and necessity required the laying out of TEED DRIVE as a public way across the tracks of the New York, New Haven and Hartford Railroad Company, at grade, as prayed for in said petition.

And on the fourteenth day of March, 1967, the County Commissioners requested the Department of Public Utilities to give their consent, in writing, to layout this crossing as a public way, at grade, in accordance with the provisions of G.L. Chapter 160, Section 104.

And on the twenty-fifth day of April, 1967 the Department of Public Utilities gave their consent, in writing, to the laying out and construction of a new public way, known as TEED DRIVE across the tracks of the Randolph Branch of the New York, New Haven and Hartford Railroad at the same level therewith in the Town of RANDOLPH, in accordance with the petition and plan on file in the office of the Department of Public Utilities; PROVIDED, that the movement of any train over the crossing shall be protected by a member of the train crew displaying a red flag by day and a lighted red light at night.

And the Commissioners do hereby proceed by authorization of the Trustees of the New York, New Haven and Hartford Railroad in accordance with their agreement with the Town of Randolph dated December 12, 1966, and on file in the office of the County Commissioners.

And now the Commissioners, in accordance with the provisions of G. L. Chapter 160, Section 104, by courses and distances, metes and bounds, do lay out said TEED DRIVE as a public way as prayed for in said petition.

And the lines of said location of said TEED DRIVE are as follows:

The northeasterly line begins at a stone bound which is on the northeasterly line of Teed Drive and the northwesterly line of location of the New York, New Haven and Hartford Railroad; thence S-48-41-43-E a distance of 89.35 ft. to a stone bound which is on the southeasterly line of location of the New York, New Haven and Hartford Railroad.

The southwesterly line begins at a stone bound which is

And the Commissioners determine that proper measures (589) shall be taken for the protection of the public which will meet with the approval of the Department of Public Utilities.

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.

<u>Parcel Number</u>	<u>Owner</u>	<u>Approximate Sq.Ft. Taken</u>	<u>Award</u>
1.	Trustees of the Property of The New York, New Haven and Hartford Railroad Company	4457	\$1.00

JOHN FRANCIS MURPHY

RUSSELL T. BATES

JAMES J. COLLINS

COUNTY COMMISSIONERS

4430

COMMONWEALTH OF MASSACHUSETTS

690

NORFOLK, SS.

At a meeting of the County Commissioners, held at Dedham, on Tuesday, May 16, 1967, 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 be filed, accepted and recorded, and that attested copies thereof be transmitted to the Clerk of the Town of RANDOLPH, the Department of Public Utilities and the New York, New Haven and Hartford Railroad.

JOHN FRANCIS MURPHY

RUSSELL T. BATES

JAMES J. COLLINS

COUNTY COMMISSIONERS

A true Copy,

Attest *M. J. Connolly* CLERK

Recorded May 31, 1967 at 3h.57m.P.M.