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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 thirty-first day of October, 1967, by adjournment of their September meeting next preceding: a notice of said meeting having been posted as required by law:

The petition of PETER J. MC GARVEY and others of Stoughton, in said County of Norfolk; 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 Stoughton in said County, that common convenience and necessity require that the way known as PINE STREET, a public way in said town, be relocated between York Street and 300 feet Easterly for the purpose of establishing the boundary lines of said way; 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 relocated within the limits above specified.

Dated June 12, 1967

Peter J. McGarvey
Charles F. Yaitanes
Manuel J. Rodrigues
Earl D. McMann
William J. Downey

This petition was presented to the Commissioners and duly entered at a meeting of said Commissioners, held at Dedham, on the twentieth day of June, 1967, by adjournment of their April meeting next preceding; a notice of said meeting having been posted as required by law: and the eleventh day of July 1967, and three o'clock in the afternoon at the Court House in said Dedham was 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 order of notice thereon to be served upon the Clerk of the Town of Stoughton,

See R# 1002-1967 RI Rb 223

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 Stoughton Chronicle, 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 eleventh day of July, 1967, the Commissioners, James J. Collins, Russell T. Bates and Thomas K. McManus, met at the time and place specified in said order; when and where the petitioners appeared and the Town of Stoughton was represented by its Town Manager, Edward W. Hagar, and Town Engineer, Ralph Maloon; 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 PINE STREET as prayed for in said petition.

And the lines of relocation of said PINE STREET are as follows:-

Beginning at the stone bound in the present southerly line of Pine Street as laid out by the Norfolk County Commissioners by decree dated April 29, 1930, said bound being S 71-49-30-E a distance of 88.08 feet from the easterly end of the 301.47

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foot radius curve at the intersection of Pine and York Streets; thence S 71-49-30-E a distance of 48.00 feet to the stone bound in the present southerly line of Pine Street as laid out by the Norfolk County Commissioners by Decree dated April 29, 1930.

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 between the above-described line and the southerly line as laid out on April 29, 1930, all as shown upon a plan entitled "Plan showing the relocation and widening of a portion of the southerly line of Pine Street, Stoughton, between York Street and a point 300 feet easterly as made by the Norfolk County Commissioners by Return dated October 31, 1967. Scale: 1 inch = 20 feet. Charles C. Cain, County Engineer" and signed by "James J. Collins, 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 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 the Inhabitants of the Town of STOUGHTON, 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.

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 to be 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 Stoughton.

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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 Stoughton.

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 becoming effective upon the recording of this Return and Order of Taking in the Norfolk County Registry of Deeds.

<u>Pcl.</u> <u>No.</u>	<u>Owner</u>	<u>Sq.Ft.</u> <u>Taken</u>	<u>Tax al-</u> <u>lowance</u>	<u>Award</u>
1.	Frank E. Jr. & Gertrude Gillespie Mtg: Brookline Federal Savings and Loan Association	226	.07	\$40.00
2.	Peter & Jennie Lochiatto	39	.01	<u>10.00</u>
			Tax allowance	<u>\$50.00</u>
				<u>.08</u>
			Total	\$50.08

And having heard the proprietors of land 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.

JAMES J. COLLINS

RUSSELL T. BATES

THOMAS K. MC MANUS
COUNTY COMMISSIONERS

COMMONWEALTH OF MASSACHUSETTS

NORFOLK, SS.

At a meeting of the County Commissioners, held at Dedham, on Tuesday, the thirty-first day of October, 1967, by adjournment of their September meeting next preceding, a notice of said meeting having been posted as required by law:

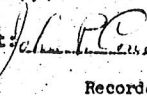
ORDERED: that the foregoing Return and Order be filed, accepted, and recorded, and that an attested copy thereof be transmitted to the Clerk of the Town of STOUGHTON within which the limits of said highway described therein lies, that the same may be recorded by said Clerk, within ten days, in the book of records kept in said town for that purpose.

JAMES J. COLLINS

RUSSELL T. BATES

THOMAS K. MC MANUS
COUNTY COMMISSIONERS

A true Copy,

Attest:  CLERK

Recorded Nov. 13, 1967 at 2h. 54m. P.M.