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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-ninth day of December, 1970, by adjournment of their September meeting next preceding: a notice of said meeting having been posted as required by law:

The petition of GEORGE F. GEHMAN and others of NORFOLK 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 NORFOLK in said County, that common convenience and necessity require that the way known as MAPLE STREET, a public way in said town, be relocated between Park Street and King Street 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 be relocated within the limits above specified.

Dated May 2, 1966

Selectmen (George F. Gehman  
(George A. Carr  
(Helen P. Cleary

Alfred B. Wood  
Jean C. Ravinski  
Sidney E. Whitman  
Janet E. Barnes

Planning Board (H. J. Beauchemin  
(Gustaf E. Pearson  
(Elden D. Langley

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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 twenty-first day of March, 1967 by adjournment of their December meeting next preceding; a notice of said meeting having been posted as required by law; and the eighteenth day of April, 1967 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

See RPH # 49 return 45 and of 1971 RSR 228

thereupon caused a copy of said petition and of Order of Notice thereon to be served upon the Clerk of the Town of NORFOLK, 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 FRANKLIN SENTINEL, 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 eighteenth day of April, 1967, 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 Town of NORFOLK was represented by its Selectmen; and the said Commissioners then viewed the route and premises, and heard all persons and corporations interested, 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 the Commissioners held at Dedham on the twenty-third day of June, 1970, a notice of said meeting having been posted as required by law: when and where upon the adjudication aforesaid, the Commissioners appointed the fourth day of August, 1970 and two-thirty o'clock in the afternoon at the Court House in Dedham as the time and place when 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 such 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 Commissioners met at the time

and place appointed and then and there heard all persons and corporations interested, and no party interested objected, and said hearing was continued and adjourned from time to time to this meeting. 117

And now the Commissioners, James J. Collins, Thomas K. McManus and George B. McDonald, by courses and distances, metes and bounds, do relocate said MAPLE STREET as prayed for in said petition.

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

The northerly line begins at a stone bound which is on the easterly line of Park Street as laid out by the Norfolk County Commissioners by return dated July 27, 1943; said bound being 215.46 ft. southerly of a stone bound at the southerly end of a curve with a radius of 1950.00 ft; thence southerly and easterly by a curve with a radius of 50.00 ft. a distance of 86.18 ft. to a stone bound; thence N-75-24-00-E a distance of 550.83 ft. to a stone bound; thence continuing on the same course a distance of 550.00 ft. to a stone bound; thence by a curve to the left with a radius of 1000.00 ft. a distance of 399.63 ft. to a stone bound; thence N-52-30-10-E a distance of 41.66 ft. to a stone bound; thence N-44-03-55-E a distance of 545.22 ft. to a stone bound; thence N-85-21-00-E a distance of 207.10 ft. to a stone bound; thence N-65-30-40-E a distance of 457.06 ft. to a stone bound; thence by a curve to the right with a radius of 1060.00 ft. a distance of 507.22 ft. to a stone bound; thence continuing by the same curve a distance of 398.21 ft. to a stone bound; thence by a curve to the left with a radius of 200.00 ft. a distance of 151.62 ft. to a stone bound; thence S-61-19-46-E a distance of 67.65 ft. to a drill hole in wall; thence S-1-59-00-E by said wall a distance of 76.89 ft. to a stone bound; thence S-59-39-20-E a distance of 605.08 ft. to a stone bound; thence by a curve to the left with a radius of 1000.00 ft. a distance of 383.70 ft. to a stone bound;

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thence by a curve to the left with a radius of 26.25 ft. a distance of 67.80 ft. to a stone bound on the southerly side of King Street.

The southerly line begins at a stone bound which is on the easterly line of Park Street as laid out by the Norfolk County Commissioners by return dated July 27, 1943; said bound being S-5-50-40-E a distance of 170.47 ft. from the first bound on the northerly line as above described; thence northerly and easterly by a curve with a radius of 60.00 ft. a distance of 85.08 ft. to a stone bound; thence N-75-24-00-E a distance of 566.90 ft. to a stone bound; thence continuing by the same course a distance of 550.00 ft. to a stone bound; thence by a curve to the left with a radius of 1060.00 ft. a distance of 423.61 ft. to a stone bound; thence N-52-30-10-E a distance of 471.35 ft. to a stone bound; thence by a curve to the right with a radius of 1200.00 ft. a distance of 272.45 ft. to a stone bound; thence N-65-30-40-E a distance of 38.50 ft. to a stone bound; thence N-87-30-10-E a distance of 182.93 ft. to a stone bound; thence N-44-05-00-E a distance of 187.50 ft. to a stone bound; thence N-65-30-40-E a distance of 74.40 ft. to a stone bound; thence by a curve to the right with a radius of 1000.00 ft. a distance of 478.51 ft. to a stone bound; thence continuing by the same curve a distance of 478.51 ft. to a stone bound; thence S-59-39-20-E a distance of 736.18 ft. to a stone bound; thence by a curve to the left with a radius of 1060.00 ft. a distance of 406.73 ft. to a stone bound; thence continuing by the same curve a distance of 191.28 ft. to a point which is on the southerly line of King Street, said point being S-87-03-40-E a distance of 32.27 ft. and S-48-26-30-E a distance of 172.33 ft. from the last bound on the northerly line as above described.

The southerly line heretofore described, in general, is 60.00 ft. southerly from and parallel to the northerly line, except between Station 16+42.32 and Station 27+33.93.

Suitable sidewalks, gutters, culverts, retaining walls, fences and railing 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 NORFOLK.

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 NORFOLK.

And the Commissioners have heard the proprietors of lands and property, rights and interest, 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 Registry of Deeds.

<u>Pcl. No.</u>		<u>Approx. Sq.Ft. Taken</u>	<u>Tax Allowance</u>	<u>Award</u>
1	John and Frances O. Harcovitz Mtg: Dean Co-operative Bank	2,470 Slope Easement	.06	240.00
2	John and Frances O. Harcovitz	2,140 Slope Easement	.03	200.00
3	Thomas A. and Dorothy J. Barow	2,010 Slope Easement	.02	140.00

Pcl. No.	Approx. Sq.Ft. Taken	Tax Allowance	Award
4 Harry C., Jr. and Jeannette P. Tominey Mtg: The Needham Co-operative Bank	1,630 Slope Easement	.02	115.00
5 Thomas H. and Lorraine A. McDonald Mtg: Foxborough Savings Bank	1,200 Slope Easement	.02	75.00
6 V. Richard and Louise M. Kelter Mtg: Benjamin Franklin Savings Bank	670 Slope Easement	.01	50.00
7 Ronald A. Hurd	70 Slope Easement	-	6.00
8 Virgil and Muriel C. Carloni and Richard B. and Lois W. Smith	9,390 Slope Easement	.01	120.00
9 Virgil and Muriel C. Carloni and Richard B. and Lois W. Smith	1,020 Slope Easement		
10 Virgil and Muriel C. Carloni and Richard B. and Lois W. Smith	250 Slope Easement		
11 Grace E. Good Lucy E. Robinson Mary E. Merrill Town of Norfolk Tax Taking	30,900 Slope Easement	-	325.00
12 Grace E. Good Lucy E. Robinson Mary E. Merrill Town of Norfolk Tax Taking	100 Slope Easement	-	
13 Donald F. and Priscilla Parkinson Mtg: Neponset Credit Union	71,450 Slope Easement	.10	None
14 Grace E. Good Lucy E. Robinson Mary E. Merrill	35,900 Slope Easement	-	420.00
15 Grace E. Good Lucy E. Robinson Mary E. Merrill	44,700 Slope Easement	-	
16 Now or formerly Job Wilbur Town of Norfolk Tax Taking	3,650 Slope Easement	-	50.00
17 A. Ruth Anderson	23,980 Slope Easement	.04	250.00
18 Irvin R. and Ruth A. Page Mtg: Dean Co-operative Bank	4,250 Slope Easement	.03	1,725.00
	Total	\$ .34	\$3,716.00

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 Maple Street, Norfolk between Park Street and King Street as made by the Norfolk County Commissioners by Return dated December 29, 1970. Horizontal Scale: 1 inch = 40 feet. Vertical Scale: 1 inch = 8 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 the said Commissioners do likewise take temporary 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. Said temporary easements to be in effect only until said way is constructed to the full width of the layout as above described and a certificate to that effect has been duly filed by the County Commissioners with their official records.

And permanent stone boundswill be erected at the termini and angles of said way relocated 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 NORFOLK 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-four (34) feet in width.

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And having heard the proprietors of lands and property, right 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.

JAMES J. COLLINS

THOMAS K. McMANUS

GEORGE B. McDONALD  
COUNTY COMMISSIONERS

COMMONWEALTH OF MASSACHUSETTS

NORFOLK, SS.

At a meeting of the County Commissioners, held at Dedham, on Tuesday, the twenty-ninth day of December, 1970, 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 NORFOLK 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

THOMAS K. McMANUS

GEORGE B. McDONALD  
COUNTY COMMISSIONERS

A true Copy.

Attest: C. G. O'Brien Deputy Clerk

Recorded Jan. 15, 1971 at 11h. 05m. A.M.