

#42

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COMMONWEALTH OF MASSACHUSETTS

Norfolk County
Taking

Norfolk ss. At a meeting of the County Commissioners for the County of Norfolk, held at Dedham, within and for said County, on the thirteenth day of April 1926, by adjournment of their December ^{meeting} next preceding: the petition of Charles H. Chubbuck and others, of Weymouth 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 Weymouth, in said County, that common convenience and necessity require that the way known as Commercial Street, a public way in said town, be relocated between the Braintree town line and a point at or near Washington Square, for the purpose of making alterations in the course or width of said way and repairing the same. Wherefore your petitioners pray that said way may be so relocated within the limits above specified. Dated December 2, 1925.

- Charles H. Chubbuck, Savings Bank Bldg., Weymouth
 - Clara F. Smith, 63 Washington St., Weymouth
 - Harold F. Creed, 151 Webb St., Weymouth
 - Fred E. Waite, 2 Oakland St., S. Weymouth
 - H. Franklin Perry, 104 Front St., Weymouth,
- and 22 others.

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 December, 1925, by adjournment of their September meeting next preceding; and the second day of February then next, and 3.30 o'clock in the afternoon, at the Selectmen's Room in said Weymouth 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 this order thereon, to be served upon the Clerk of the Town of Weymouth being the town within which ^{such} relocation of way was prayed for, thirty days at least before the time appointed for said view; and also caused copies of said petition and order to be posted in two public places in said town; and also gave notice to all persons interested, by causing a like copy to be published three weeks successively in the Weymouth Gazette, a newspaper published in said County, said posting and the last publication of said copy having been fourteen 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 second day of February, the Commissioners, Evan F. Richardson, and Frederick A. Leavitt, (Edward W. Hunt not acting ~~in~~ in these proceedings because of disqualification by reason of residence) met at the time and place specified in said order,

Plan Book 106, Plan # 279 - (1926)

when and where the petitioners appeared, and the town of Weymouth was re-
 presented by its selectmen; and the said Commissioners then viewed the
 lots and premises, and heard all persons and corporations interested; and
 no party interested objected; and said hearing was then continued and ad-
 journed to a meeting of the Commissioners held at Dedham aforesaid, on the
 fifth day of February, 1926, by adjournment of their December meeting next
 preceding, when and where the said Commissioners proceeded to consider and
 adjudicate upon the prayer of said petition, and thereupon the said Com-
 missioners 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 Commercial Street in Weymouth as prayed for in said petition. And the
 lines of said relocation of said way are as follows: The northerly line
 begins at the intersection of the town line between Braintree and Weymouth
 with the present northerly line of said Commercial Street; thence N 73-00-30
 E 2.25 ft. to an unmarked point; thence N 64-34-35 E. 21.15 ft. to a bound;
 thence S 50-04-35 E 168.7 ft. to a stone bound; thence by a 129.81 ft.
 radius curve to the left 16.91 ft. to a stone bound in the division line
 between land of Clarence M. Price and Joseph Ludden; thence S 42-31-29 W
 1.34 ft. in said division line to a bolt; thence S 51-28-39 E 31.53 ft. to
 a bolt; thence by a 89.75 ft. radius curve to the left 87.99 ft. to a bolt.
 The southerly line begins at the point of beginning of the northerly line;
 thence S 75-00-30 W 23.9 ft. in the aforesaid town line to an unmarked
 point; thence S 19-19-15 W 64.58 ft. in said town line to a county street
 bound in the present southerly line of Commercial Street in the town of
 Braintree as laid out by the County Commissioners in July 1898; thence
 S 73-25-45 E 9.34 ft. to a bolt; thence S 31-30-55 E 90.84 ft. to a bolt in
 the present southerly line of Commercial Street in the town of Weymouth as
 laid out by the County Commissioners in August 1882; thence S 33-31-55 E
 154.58 ft. in said street line to a bolt in the westerly line of Front
 Street, said bolt bearing S 55-29-48 W 148.85 ft. from the last bound in the
 northerly line as above described. Said lines are shown upon a plan entitled
 "Plan showing the relocation and widening of Commercial Street in the Towns
 of Braintree and Weymouth between Quincy Ave., Braintree and Washington Square,
 Weymouth, as made by the Norfolk County Commissioners, Evan F. Richardson,
 Chairman, April 1926. From surveys made by Russell H. Whiting, C.E., Scale 1
 inch = 40 feet. Hartley L. White, County Engineer". And the said commissioners
 do hereby take for the purposes of a highway all the lands included within
 the lines of relocation hereinbefore described and as shown on the plan

hereinbefore referred to and made a part hereof in so far as such lands may lie outside the limits of said way as heretofore defined. And permanent stone or concrete bounds, not less than three feet long, two feet of which at least shall be inserted in the earth, will be erected at the termini and angles of the way relocated as aforesaid, when practicable; and, when not so, a heap of stones, a living tree, a permanent rock, or the corner of an edifice will be a substitute; or said bounds may be permanent stone or concrete bounds not less than three feet long, with holes drilled therein, and filled with lead, placed a few inches below the travelled part of the street or way. And it is determined by the Commissioners that the Inhabitants of the town of Weymouth, do within one year 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. Said way shall be constructed to the full width indicated on said plan, throughout the entire length of the portion relocated by this return and order. Suitable sidewalks, gutters, culverts, retaining walls, fences and railing shall be constructed wherever needed. And it is determined by the Commissioners that all the expenses of making the relocation of said ways as prescribed in this return and order including the expenses of constructing said ways, and all land and other damages and expenses incident thereto be paid by the Inhabitants of the town of Weymouth. And the Commissioners have heard the proprietors of lands ~~pre-~~ ~~rieters~~ ~~property~~ 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 Weymouth when the lands hereby taken and over which said ways are hereby located, have been entered upon and possession taken, for the purpose of constructing the said way.

Nellie E. Rogers	\$4805
Solomon H. Rubin et al.	8295
same	7000
Clarence M. Price	5355
same	9965

\$35420

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 six months from the date of this return and order.

Evan F. Richardson) County
Frederick A. Leavitt) Commissioners

Commonwealth of Massachusetts Norfolk ss. At a meeting of the County Commissioners, held at Dedham, on Tuesday, the thirteenth day of April 1926, by adjournment of their December meeting next preceding: 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 Weymouth within the limits of which 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.

Evan F. Richardson) County
Frederick A. Leavitt) Commissioners

A true copy of County Commissioners' Return and Order of Taking.

Attest: R. B. Worthington, Clerk

Rec'd. & entered for record Apr. 20, 1926 at 9h. 7m. A.M.

We, Sigurd J. Kristensen and Matzy

L. Kristensen, his wife, of Quincy, Norfolk County, Massachusetts, for consideration paid, grant to the Merchants Co-operative Bank, situated in Boston, Suffolk County, Massachusetts, with MORTGAGE COVENANTS to secure the payment of two thousand dollars, and interest and fines as provided in a note of even date, the land, with the buildings thereon, situated in that part of said QUINCY called Atlantic, being lot ten on a plan entitled "Plan of Building Lots situated in Atlantic in the City of Quincy owned by the Estate of L. S. Carter", H. T. Whitman and E. W. Branch, Civil Engineers, dated July, 1896, recorded with Norfolk Deeds, Book 766, Page 81, bounded and described as follows: Northerly by Webster Street, fifty feet; Easterly by lot eleven on said plan, eighty feet; Southerly by land of owners unknown, fifty feet; and Westerly by lot nine on said plan, eighty feet. Containing 4000 square feet of land. Said premises are hereby conveyed subject to a prior mortgage of \$3400 given to said Corporation, dated July 9, 1917, recorded with said deeds, Book 1376, Page 621. It is agreed that all furnaces, heaters, ranges, gas and electric light fixtures, and all other fixtures of whatever kind and nature at present contained or hereafter installed in said buildings are to be considered as annexed to and forming a part of the freehold. We hereby trans-

Kristensen & ux.
to
Merchants
Co-op. Bk.

Handwritten signature: Sigurd J. Kristensen