

#56

Norfolk County
Taking

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 nineteenth day of October 1926 by adjournment of their September meeting next preceding: The petition of Frank H. Allen and others, of Foxborough 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 Foxborough, in said County, that common convenience and necessity require that the way known as Cocasset Street, a public way in said town, be relocated between Bird Street and Maple Place for the purpose of establishing the boundary lines of said way and making alterations in the course or width of said way and making repairs on said way. Wherefore your petitioners pray that said way may be so relocated within the limits above specified. Dated March 9, 1926.

Frank H. Alden

Clifford W. Lane

J. William Gove

Ernest A. White

Eugene E. Kirby

Harrison Dunham

This petition was presented to the Commissioners and duly entered at a meeting of the Commissioners held at Dedham, aforesaid, on the ninth day of March 1926, by adjournment of their December meeting next preceding; and the twentieth day of April then next, and 10:30 o'clock in the forenoon, 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 this order thereon, to be served upon the Clerk of the Town of Foxborough, 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 Foxborough Report, 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 said twentieth day of April, the Commissioners, Evan F. Richardson, Edward W. Hunt, and Frederick A. Leavitt, met at the time and place specified in said order, when and where the petitioners appeared, and the town of Foxborough was represented by its selectmen; and

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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 Cocasset Street in Foxborough as prayed for in said petition. And the lines of said relocation of said way are as follows: The northerly line begins at a stone bound in the easterly line of Bird Street at a point distant 48.55 ft. southwesterly from the westerly corner of House #9 Bird Street and 82.2 ft. southeasterly from the easterly corner of House #6 on said Bird Street and 63.49 ft. northeasterly from a stone bound at the present northeasterly corner of said Bird and Cocasset Streets; thence southerly and easterly by a 50 ft. radius curve 83.7 ft. to a stone bound; thence S 34-26-10 E 181.22 ft. to a stone bound; thence by a 50 ft. radius curve to the left 79.54 ft. to a stone bound in the approximate westerly line of Mechanic Street; thence S 30-48-30 E 66.03 ft. across said Mechanic Street to a stone bound in the approximate easterly line of said Mechanic Street; thence southerly and easterly by a 20 ft. radius curve 30.57 ft. to a stone bound; thence continuing by a 400 ft. radius curve to the left 119.83 ft. to a stone bound in the present northerly line of said Cocasset Street. The southerly line is altered only at the easterly corner of South and Cocasset Streets by a curve beginning at a stone bound in the approximate easterly line of said South Street, said bound being 19.03 ft. southwesterly from the present corner of said streets; thence northerly and easterly by a 25 ft. radius curve 32.53 ft. to a stone bound in the present southerly line of said Cocasset Street. Said lines are shown upon a plan entitled "Plan showing the relocation and widening of Cocasset Street, Foxborough, from Bird Street to about 150 ft. east of South Street, as made by the Norfolk County Commissioners October 1926. Hartley L. White, County Engineer, Scale 1 inch=40 ft." and marked "Evan F. Richardson, Chairman", which plan is filed herewith & made a part of this return. And the said commissioners do hereby take for the purposes of a highway all the lands included within the lines of relocation hereinbefore described & as shown on the plan hereinbefore referred to & 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 & angles of the way relocated as aforesaid, when practicable; & 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 Foxborough do within one year from the date of this return and order complete said way in a thorough and workmanlike manner & 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 & order. Suitable sidewalks, gutters, culverts, retaining walls, fences and railings, shall be constructed wherever needed. And it is determined by the Commissioners that all the expenses of making the relocation of way prescribed in this return & order including the expenses of constructing said way, & all land & other damages and expenses incident thereto, be paid by the inhabitants of the Town of Foxborough. And the Commissioners have heard the proprietors of lands & property, rights and interests, taken or affected by these proceedings, & 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, & having allowed, by way of set off, the benefits, if any, to the property of said parties in the premises, & 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 Foxborough when the lands, hereby taken & over which said way is hereby located, have been entered upon & possession taken, for the purpose of constructing said way.

Foxboro Co.	\$292.
W.A. Carpenter	330.
same	175.
Solomon Rubin et al	832.

And having heard the proprietors of lands and property, rights & 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 when said lands have been entered upon or possession thereof taken for the purpose of constructing said way.

Commonwealth of Massachusetts. }	Evan F. Richardson) County Commissioners
	Edward W. Hunt	
	Frederick A. Leavitt	

Norfolk, ss. At a meeting of the County Commissioners, held at Dedham, on Tuesday the nineteenth day of October by adjournment of their September meeting next preceding: Ordered That the foregoing Return and Order be filed, accepted & recorded, and that an attested copy thereof be transmitted to the Clerk of the Town of Foxborough 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 Commissioners
Edward W. Hunt	
Frederick A. Leavitt	

A true copy of County Commissioners' Return and Order.
Attest:

R. B. Worthington, Clerk.

Rec'd & entered for record Nov, 3, 1926 at 9h.07m. A.M.