

#73

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at the Norfolk Registry of Deeds. Harry Cohen, Mortgagee and present holder of said mortgage. Pursuant to said notice at the time and place therein appointed, I sold the mortgaged premises at public auction by Joseph Gutten-tag, an auctioneer, to said Harry Cohen, above named, for four thousand (4000) dollars bid by said Harry Cohen, being the highest bid made therefor at said auction.

) Harry Cohen
before me

Signed and sworn to by the said Harry Cohen, July 27, 1927, Nellie L. Coughlin, Special Commissioner. My commission expires Feb. 7, 1930.

Rec'd & entered for record July 28, 1927 at 11h. 30m. A.M.

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 nineteenth day of July, 1927, by adjournment of their June meeting next preceding; The petition of Jonathan W. French and others, of Braintree 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 Braintree] in said County, that common convenience and necessity require that the way known as [Columbian Street], a public way in said Town, be relocated between Grove Street and the Weymouth town line 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 may be relocated within the limits above specified. Dated March 15, 1926.

Jonathan W. French
Fred Austerberry
Shelley A. Neal
M. Magdalene Vining
Francis D. Bond
Edward Avery.

This petition was presented to the Commissioners and duly entered at a meeting of said Commissioners, held at Dedham, aforesaid, on the thirteenth day of April, 1926, by adjournment of their December meeting next preceding; and the first day of June, then next and 2:30 O'clock in the afternoon, at the Selectmen's Room in Braintree, 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 Braintree, 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

Plan Book 107, Plan # 640 (1927)

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 Braintree Observer, 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 first day of June, 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 Braintree was represented by its selectmen; and the said Commissioners then viewed the route and premises, and heard all persons and corporations interested; and no party interested objected; and said hearing was then continued and adjourned to a meeting of the Commissioners held at Braintree aforesaid, on the third day of August, by adjournment of their June meeting next preceding; when and where the said Commissioners proceeded to consider and adjudicate upon the prayer of said petition, 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 upon the adjudication aforesaid, the Commissioners appointed Tuesday, the twenty-eighth day of June, 1927, and 11:30 o'clock in the forenoon, at the Court House in said Dedham as the time and place when and where they would proceed to hear all parties interested 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 said Commissioners met at the time and place appointed and then and there heard all persons and corporations interested, and said hearing was thence adjourned and continued from time to time to this meeting. And now the said Commissioners, by courses and distances, metes and bounds, do relocate said Columbian Street as prayed for in said petition. And the lines of said relocation of said Columbian Street are as follows: The easterly line of Columbian Street begins at a stone bound in the southerly or westerly line of Grove Street as laid out by the Norfolk County Commissioners on even date herewith, said bound being about 50 ft., easterly from the present easterly corner of said Grove and Columbian Streets; thence westerly and southerly by a 29.2 ft. radius curve 57.14 ft. to a stone bound; thence S.17-10-30 E., 527 ft., to a stone bound; thence by the same course 427 ft., to a stone bound in the Braintree-Weymouth town line; thence S.21-18-50 W., 96.4 ft., in said town line to a stone bound at the southerly end of the westerly line as hereinafter described. The westerly line begins at a stone bound in the aforesaid

southerly or westerly line of Grove Street, at a point distant in said street line 408.39 ft., westerly from the point of beginning of the easterly line; thence easterly and southerly by a 945.57 ft., radius curve 335.56 ft., to a stone bound; thence by the same curve 335.57 ft., to a stone bound; thence S.17-10-30 E.676.55 ft., to a stone bound in the Braintree-Weymouth Town line, said bound being the last bound in the easterly line as above described. Said lines are shown upon a plan entitled "Plan showing the Relocation and Widening of Columbian St., Braintree, from Grove St., to the Weymouth town line as made by the Norfolk County Commissioners by decree dated July 19, 1927. Hartley L. White, County Engineer, Scale 1 inch - 40 ft." and marked "Evan F. Richardson, Chairman" which plan is filed herewith and made a part of this return. And 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 Braintree, do within two 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. 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 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 and order including the expenses of constructing said way, and all land and other damages and expenses incident thereto be paid by the Inhabitants of the Town of Braintree; and that the County of Norfolk, shall pay to the Inhabitants of the Town of Braintree the sum of thirty-eight dollars (\$38) payment thereof to be made at such time as the commissioners may determine, having regard to the amount of the work done and the proportion of the expense to be paid by the County. 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 prem-

ises, 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 Braintree when the lands hereby taken and over which said way is hereby located, have been entered upon and possession taken for the purpose of constructing the said way.

James M. Cutting	\$25.
John E. Bruch et ux	3.
John F. Stackpole, Tr.	3.
Margaret A. Pierce	2.
Emma F. May	5.
	\$38.

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 when said lands have been entered upon or possession thereof taken for the purpose of constructing said way.

Evan F. Richardson	}	County	
Edward W. Hunt		}	Commissioners
Frederick A. Leavitt			

Commonwealth of Massachusetts, Norfolk, ss. At a meeting of the County Commissioners held at Dedham, on Tuesday, the nineteenth day of July by adjournment of their June 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 Braintree, 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	
Edward W. Hunt		}	Commissioners
Frederick A. Leavitt			

A true copy of County Commissioners' Return and Order. Attest; R.B. Worthington, Clerk.

Rec'd & entered for record July 29, 1927 at 11h.23m.A.M.