

#106

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 twenty-third day of April 1929 by adjournment of their April meeting next preceding: The petition of Frank M. Noyes and others, of Avon 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 Avon in said County, that common convenience and necessity require that the way known as Pond Street, a public way in said town, be relocated from the present construction of said Pond Street to Central Street, and that the way known as Central Street, a public way in said town be relocated between Pond Street and Stoughton town line, for the purpose of establishing the boundary lines of said ways, making alterations in the course or width of said ways, and making repairs on said ways. Wherefore your petitioners pray that said way may be relocated within the limits above specified. Dated Dec. 15, 1928.

County of Norfolk
Taking

Plan B 109 Plan 387 (1929)

- Frank M. Noyes, 9 Robbins St., Avon
- George M. Thayer, Pond St., Avon
- George H. Wood, West High St., Avon
- Norman L. Heal, Main St., Avon
- William W. Littlefield West Main St., Avon
- Orlando L. Graham, East Main St., Avon
- Elinor M. Shaw, Page St., Avon
- Everett C. Crane, 18 High St., Avon
- Benjamin F. Hunt, Pond St., Avon

This petition was presented to the Commissioners and duly entered at a meeting of said Commissioners, held at Dedham, aforesaid, on the eighteenth day of December 1928 by adjournment of their September meeting next preceding; and the twenty-ninth day of January then next, and 10:45 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 Avon, 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 Randolph Sentinel-News, 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 twenty-ninth day of January, the Commissioners, Edward W. Hunt, Frederick A. Leavitt, and Russell T. Bates, met at the time and place specified in said order, when and where the petitioners appeared and the town of Avon was represented by its selectmen. And the said Commissioners 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 sid 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 Central Street as prayed for in said petition. And the lines of said relocation of said Central Street are as follows: The northerly line begins at a stone bound in the Avon-Stoughton town line, said bound being about 4 ft. northerly of the present northerly line of said Central Street; thence S. 39-58-45 E. 141.56 ft. to a stone bound; thence by a 4698.56 ft. radius curve to the right 328.71 ft. to a stone bound; thence continuing by the same curve 328.70 ft. to a stone bound; thence continuing by a 1350 ft. radius curve to the right 418.62 ft. to a stone bound; thence S 14-11-45 E 457.30 ft. to a stone bound; thence by a 198.18 ft. radius curve to the left 116.12 ft. to a stone bound in the present northerly line of Pond St., said bound being at the middle point of the curve at the northerly corner of said Central and Pond Streets as laid out by the Norfolk County Commissioners by return dated November 10, 1925, The southerly line begins at the point of beginning of the northerly line as above described; thence S. 2-51-40 E. 82.86 ft., in the said Avon Stoughton town line to a stone bound; thence S. 39-58-45 E. 75.50 ft. to a stone bound; thence by a 4648.56 ft. radius curve to the right 325.21 ft. to a stone bound; thence continuing by the same curve 325.20 ft. to a stone bound; thence continuing by a 1300 ft. radius curve to the right 403.11 ft. to a stone bound; thence S 14-11-45 E 368.30 ft. to a stone bound, said bound bearing N 32-45-10 W 157.11 ft. and N 47-46 W 59.78 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 Central Street, Avon, from the Stoughton Town Line to Pond St. as made by the Norfolk County Commissioners by Return dated April 23, 1929 Hartley L. White, County Engineer, Scale 1 inch 40 feet" and marked "Edward W. Hunt, Chairman" which plan is filed herewith and made a part of this return. 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 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

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 Avon 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 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 the removal of all buildings, structures, hedges, walls and fences from the lands taken, and all land an other damages and expenses incident thereto, be paid by the Inhabitants of the Town of Avon; and that the County of Norfolk shall pay to the Inhabitants of the Town of Avon the sum of nine thousand dollars (\$9000) 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 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 Avon 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 said way.

Mary O'Connell	\$1.00
James Mullen	1.00
Benjamin G. Hamman	1.00
Heirs of James M. Kiely	<u>1.00</u>
	\$4.00

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

Edward W. Hunt)
Frederick A. Leavitt) County
Russell T. Bates) Commissioners

Commonwealth of Massachusetts Norfolk ss. At a meeting of the County Commissioners, held at Dedham on Tuesday the twenty-third day of April, by adjournment of their April 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 Avon, 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.

Edward W. Hunt)
Frederick A. Leavitt) County
Russell T. Bates) Commissioners

A true copy of County Commissioners' Return and Order.

Attest R.B. Worthington Clerk

Rec'd & entered for record May 7, 1929 at 9h, 10m. A.M.

Shepherd & ux to U.S. Bond & Mtg. Corp. Mass. We, Thomas H. Shepherd and Katherine G. Shepherd, his wife as tenants by the entirety, both of Dedham, Norfolk County, Massachusetts, for consideration paid, grant to United States Bond & Mortgage Corporation of Massachusetts, a corporation duly organized under the laws of the Commonwealth of Massachusetts with MORTGAGE COVENANTS to secure the payment of five hundred fifty five dollars in 20 mos. payable on December, in 1930 with six per centum interest per annum payable as provided in a note of even date, and also to secure the performance of all covenants and agreements herein contained A certain parcel of land with the buildings thereon situated in said DEDHAM and being lots 4 and 5 in Block 7 as shown on a "Plan of a Portion of Fairbanks Park, Dedham, Mass., made by E. Worthington, dated May 11, 1895 and recorded with Norfolk Deeds Plan #775, bounded and described as follows: Southerly by Jersey Street, by a straight line, one hundred ten (110) feet as shown on said plan; Westerly by Virginia Street as shown on said plan, one hundred (100) feet; Northerly by lots 2 and 6 as shown on said plan by a straight line, one hundred and ten (110) feet; Easterly by lot #3 on said plan, one hundred (100) feet; Containing 11,000

Discharged 11.2.05 P. 5.69