

#188

1970

355

Commonwealth of Massachusetts Norfolk ss. September 2 1932 Then personally appeared the above-named Elizabeth S. Wyman and acknowledged the foregoing instrument to be her free act and deed, before me Walter R. Forbush Notary Public (Notarial seal) My commission expires Feb. 25, 1938.

Rec'd & entered for record Sep. 9, 1932 at 10h. 9m. A.M.

COMMONWEALTH OF MASSACHUSETTS

Norfolk, ss. At a meeting of the County Commissioners for the County of Norfolk, held at Dedham, within and for the said County, on the twenty-third day of August 1932, by adjournment of their June meeting next preceding: The petition of the Selectmen of the Town of Wellesley and others, represents as follows: Commonwealth of Massachusetts Norfolk, ss. To the Honorable County Commissioners of the County of Norfolk: Respectfully represents the Town of Wellesley that public convenience and necessity require that a new way be laid out in said Town of Wellesley by the extension of Cliff Road across the location of the Boston and Albany Railroad by an overhead bridge about half way between the present bridge at Worcester Street and the Wellesley Hills Station. WHEREFORE your petitioners pray that a new way be laid out as aforesaid. Dated at Wellesley this 18th day of April 1932.

John McIntosh

Arthur L. Stevenson

Patrick J. Fitzpatrick

Board of Selectmen of the town of Wellesley

This petition was presented to the Commissioners and duly entered at a meeting of said Commissioners, held at Dedham, aforesaid, on the twenty-sixth day of April 1932, by adjournment of their April meeting next preceding; and the twenty-fourth day of May then next and eleven 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 order of notice thereon, to be served upon the Clerk of the Town of Wellesley being the town within which such relocation of way was prayed for, fifteen days and upon the Boston and Albany Railroad fourteen 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 Townsman, a newspaper published in Wellesley 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 twenty-fourth day of May 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 Wellesley was represented by its selectmen, the Department of Public Works by Franklin C. Pillsbury, and the Boston & Albany Railroad by George H. Fernald Jr., Esquire, counsel; and the said Commissioners heard all persons and corporations interested; and no party objected; and said hearing was con-

Plan Book 115 Plan 423-1932

tinued and adjourned from time to time to this meeting. And now the said Commissioners do adjudge that public necessity and convenience require that a public way be laid out across the Boston & Albany Railroad as prayed for in said petition; and do hereby lay out said way over and above said railroad, and determine and specify the lines of said way so laid out as follows: Beginning at a point on the westerly location line of said railroad right of way, bearing north 51° 55' 03" west and 59.37 feet distant from the railroad base line station 709428.03 and extending thence, following said railroad location line, north 15° 57' 18" east for a distance of 79.02 feet, thence crossing said railroad right of way, south 25° 40' 42" east for a distance of 145.34 feet to a point on the easterly location line thereof, thence following said easterly location line south 18° 18' 48" west for a distance of 75.59 feet; thence again crossing said railroad right of way north 25° 40' 42" west for a distance of 140.66 feet to the point of beginning. Said lines are shown upon a plan entitled "The Commonwealth of Massachusetts, Plan of Road in the town of Wellesley Norfolk County laid out by the County Commissioners, Edward W. Hunt, Chairman, August 23, 1932. Scale: 40 feet to the inch" which plan is made a part of this return. And the said Commissioners do hereby take for the purpose of a highway all the easements and rights incident to a public highway in the lands included within the lines of location hereinbefore described as shown on the plan hereinbefore referred to and made a part hereof. Said way shall be constructed across said railroad by a bridge having an overhead clearance of at least 18 feet from the top of the highest rail of the railroad, and a side clearance from the centre of the nearest track of the railroad to the face of the abutment of fourteen (14) feet. Suitable sidewalks, gutters, culverts, retaining walls, fences and railings shall be constructed wherever needed.

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 August by adjournment of their June meeting next preceding; Ordered That the foregoing decision be filed, accepted and recorded and that attested copies thereof be transmitted to the Town Clerk of the Town of Wellesley, the Directors of the Boston & Albany R.R. Co., the Department of Public Works, and the Department of Public Utilities.

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

A true copy, Attest: R.B. Worthington Clerk

Rec'd & entered for record Sep. 9, 1932 at 10h. 45m. A.M.

KNOW ALL MEN BY THESE PRESENTS

that the Town of Dedham in consideration of Thirty six Dollars and forty nine Cents to 10

paid t
 does l
 title
 by W.
 August
 Norfo
 Town
 1510
 Plan
 all t
 heirs
 the
 pres
 its
 nine
 Sign
 Comm
 name
 ment
 Publ
 One
 mar
 Og
 Ma
 the
 of
 Su
 Su
 ar
 E
 or
 A
 K