

#202

COMMONWEALTH OF MASSACHUSETTS Norfolk, SS

County of  
Norfolk  
Taking

At a meeting of the County Commissioners for the County of Norfolk, held at Dedham, within and for said County, on the twelfth day of September 1933 by adjournment of their June meeting next preceding: The petition of Daniel A. Cody and others, of Franklin 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 Franklin in said County, that common convenience and necessity require that the way known as Washington Street, a public way in said town, be relocated between King Street and Union Street together with suitable connections with all intersecting streets for the purpose of making alterations in the course or width of said way, establishing the boundary lines thereof and making repairs on said way. Wherefore your petitioners pray that said way may be relocated within the limits above specified. Dated July 7, 1932

Daniel A. Cody	Lewis J. Cataldo
Harry J. Geb	Carl H. Carlson
Matthew J. Van Leeuwen	Fred E. Mason
Herbert C. Stewart	Edward S. Cook

This petition was presented to the Commissioners and duly entered at a meeting of said Commissioners, held at Dedham, aforesaid, on the nineteenth day of July 1932, by adjournment of their June meeting next preceding; and the thirteenth day of September then next and eleven fifteen 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 Franklin being the town within which such relocation of way was prayed for, fifteen 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 Franklin Sentinel, a newspaper published 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 thirteenth day of September 1932 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 Franklin was represented by its selectmen; and the said Commissioners then viewed the route and premises, and heard all persons and corporations interested; 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 a meeting of said Commissioners held at Franklin on the twenty ninth day of November 1932, when and where the Commissioners further heard the petitioners and owners of property to be taken or affected by said proceedings and thence the same was continued and adjourned to a meeting of said Commissioners held at Dedham aforesaid on the thirteenth day of June 1933, when

Plan Book 117, Plans 288, 289-290 - 1933

and where upon the adjudication aforesaid, the said Commissioners appointed Wednesday, the fifth day of July 1933 and eleven 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, (except by publishing an abstract of said petition instead of a copy thereof) 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 Washington Street as prayed for in said petition. And the lines of said relocation of said Washington Street are as follows: The northerly line begins at the stone bound at the westerly end of the 724.25 ft. radius curve in the northerly line of Washington Street at its junction with King Street as laid out by the Norfolk County Commissioners by Return dated March 8, 1927; thence easterly and northeasterly by said curve 829.66 ft. to the stone bound at the easterly end of said curve; thence continuing by a 2000.00 ft. radius curve to the left 106.66 ft. to a stone bound; thence N-28-24-25-E 287.65 ft. to a stone bound; thence by a 1000.00 ft. radius curve to the left 401.96 ft. to a stone bound; thence N-5-22-55-E 120.93 ft. to a stone bound; thence by a 1450.00 ft. radius curve to the right 816.84 ft. to a stone bound; thence N-13-55-35-E 76.28 ft. to a stone bound in the easterly line of location of the New York, New Haven and Hartford Railroad; then beginning at a stone bound in the westerly line of location of said railroad, said bound bearing N-13-55-35-E 194.00 ft. from the last described bound; thence N-13-55-35-E 106.41 ft. to a stone bound; thence by a 1554.30 ft. radius curve to the right 333.22 ft. to a stone bound; thence N-36-12-35-E 293.34 ft. to a stone bound; thence by a 1400.00 ft. radius curve to the left 276.93 ft. to a stone bound; thence N-14-52-35-E 91.00 ft. to a stone bound; thence by a 1450.00 ft. radius curve to the right 306.64 ft. to a stone bound; thence N-26-59-35-E 494.18 ft. to a stone bound in the westerly line of location of said New York, New Haven and Hartford Railroad; then beginning at a stone bound in the easterly line of location of said railroad, said bound bearing N-26-59-35-E 253.47 ft. from the last described bound; thence N-29-14-15-E 462.28 ft. to a stone bound; thence by a 2850.00 ft. radius curve to the right 346.64 ft. to a stone bound; thence N-36-38-55-E 340.78 ft. to a stone bound; thence by a 2550.00 ft. radius curve to the right 475.47 ft. to a stone bound; thence N-47-19-55-E 418.23 ft. to a stone bound; thence by a 80.00 ft. radius curve to the left 29.85 ft. to a stone bound in the approximate westerly line of "A" Street; thence N-44-29-15-E 50.32 ft. across said "A" Street and a portion of Laundre Street to a stone bound in the approximate easterly line of said Laundre Street; thence southeasterly, easterly and northeasterly by a 15.00 ft. radius curve 29.66 ft. to a stone bound; thence N-47-19-55-E 81.00 ft. to a stone bound; thence N-45-47-15-E 271.50 ft. to a stone bound; thence by a 80.00 ft. radius curve to the left 24.63 ft. to a stone bound

in the approximate westerly line of Worsted Street; thence N-37-20-10-E 45.26 ft. across said Worsted Street to a stone bound in the approximate easterly line of said Worsted Street; thence southeasterly, easterly and northeasterly by a 15.00 ft. radius curve 28.65 ft. to a stone bound; thence N-45-47-15-E 530.80 ft. to a stone bound; thence by a 20.00 ft. radius curve to the left 30.52 ft. to a stone bound in the westerly line of Saxon Street; thence N-19-35-45-E 45.63 ft. across said Saxon Street to a stone bound in the easterly line of said Saxon Street; thence southeasterly, easterly and northeasterly by a 10.00 ft. radius curve 19.98 ft. to a stone bound; thence N-23-53-48-E 36.73 ft. to a stone bound; thence by a 144.22 ft. radius curve to the left 64.10 ft. to a stone bound in the westerly line of Union Street as laid out by the Norfolk County Commissioners by Return dated December 26, 1888. The southerly line begins at the point of beginning of the northerly line as above described; thence N-49-37-50-E 115.80 ft. to an unmarked point; thence N-58-11-15-E 118.76 ft. to an unmarked point; thence N-73-32-15-E 94.68 ft. to a stone bound at the easterly end of the curve at the easterly corner of King and Washington Streets as laid out by the Norfolk County Commissioners by Return dated June 23, 1925; thence westerly, northerly and northeasterly by a 39.34 ft. radius curve 92.60 ft. to a stone bound; thence N-28-24-25-E 312.08 ft. to a stone bound; thence by a 1050.00 ft. radius curve to the left 421.96 ft. to a stone bound; thence N-5-22-55-E 120.93 ft. to a stone bound; thence by a 1400.00 ft. radius curve to the right 208.78 ft. to a stone bound; thence N-13-55-35-E 182.70 ft. to a stone bound in the easterly line of location of the New York, New Haven and Hartford Railroad; then beginning at a stone bound in the westerly line of location of said railroad said bound bearing N-13-55-35-E 194.00 ft. from the last described bound; thence northerly and northeasterly by a 1504.30 ft. radius curve 322.50 ft. to a stone bound; thence N-26-12-35-E 293.34 ft. to a stone bound; thence by a 1450.00 ft. radius curve to the left 286.82 ft. to a stone bound; thence N-14-52-35-E 91.00 ft. to a stone bound; thence by a 1400.00 ft. radius curve to the right 296.07 ft. to a stone bound; thence N-26-59-35-E 348.92 ft. to a stone bound in the westerly line of location of the New York, New Haven and Hartford Railroad; then beginning at a stone bound in the easterly line of location of said railroad, said bound bearing N-26-59-35-E 253.47 ft. from the last described bound; thence N-26-59-35-E 144.29 ft. to a stone bound; thence N-29-14-15-E 651.28 ft. to a stone bound; thence by a 2800.00 ft. radius curve to the right 368.17 ft. to a stone bound; thence N-36-38-55-E 340.78 ft. to a stone bound; thence by a 2500.00 ft. radius curve to the right 466.15 ft. to a stone bound; thence N-47-19-55-E 501.20 ft. to a stone bound; thence by a 20.00 ft. radius curve to the right 30.17 ft. to a stone bound in the westerly line of Cleveland Street; thence N-50-58-20-E 40.32 ft. across said Cleveland Street to a stone bound in the easterly line of said Cleveland Street; thence northwesterly, northerly and northeasterly by a 20.00 ft. radius curve 32.12 ft. to a stone bound; thence N-45-47-15-E 362.98 ft. to a stone bound; thence by the same course 562.84 ft. to a stone bound; thence by a 20.00 ft. radius curve to the right 45.11 ft. to a stone bound in the approximate westerly line of Union Street; thence N-4-58-05-W 42.16 ft. to an unmarked point; thence N-12-36-45-W 123.66 ft. to an un-

marked point; thence N-1-34-15-W 32.69 ft. to 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 Washington St., Franklin from King St. to Union St. as made by the Norfolk County Commissioners by Return dated Sept. 12, 1933. 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 defined. And the said commissioners do likewise further take all easements in lands adjoining the location of said way as hereby established, consisting of the right to have the lands of said location protected by having the surface of adjoining land slope from the lines of said location as indicated on said plan. 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 Franklin, 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 as 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 Franklin. 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 Franklin 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.

Jacob F. Geb	\$5.00
Herbert L. Metcalfe	5.00
Stephen Maroney et al	50.00
Eugene F. Sullivan et al	60.00

Julia Robitaille	\$25.00
Amanda M. Landry et al	25.00
Louis Venditti	25.00
Rosalie Moore	25.00
Clara A. Frannette	25.00
Mary A. Martin	35.00
Eugene Houle	50.00
Alida Bracelet	40.00
Victor Monderville	75.00
Mary A. Thibodore et al	25.00
Dennis W. Coughlin	30.00
Antonio Di Lucia et ux (Town of Franklin, Tax Deed)	30.00
Maurice F. Savage et al	35.00
Biaggio Vignone	35.00
Vincent L. Maroney et ux	30.00
Virginia Belleville et al	35.00
Antonia Cataldo et al	50.00
Raymond F. Morell et ux	40.00
Michael Ristaino	30.00
Raymond Ristaino	1.00
Antonio De Napoli	1.00
Raphael Ristaino	1.00
Appleton Rubber Co.	1.00
Louis J. Marco et ux	50.00
Pasquale Bertone	10.00
Salvatore Margherita	75.00
Eda Toyian	75.00
Peter Wnukowaky et ux	25.00
George W. Greene	35.00
Raymond F. Morell et ux	5.00
John T. Sullivan	15.00
John W. Myllie et ux	1.00
Daniel E. Sullivan	<u>10.00</u>
Total	\$1000.00

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 three months from the date on which the work ordered by this return is begun.

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

Commonwealth of Massachusetts Norfolk, SS At a meeting of the County Commissioners held at Dedham, on Tuesday, the twelfth day of September 1933 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 Franklin 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  
 ) Russell T. Bates  
 ) County Commissioners

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

Rec'd. & entered for record Sept. 27, 1933 at 9h. 12m. A.M.

We, Frederick B. Spooner, and Anna Louise

Spooener  
 to  
 Wellesley  
 Co-op. Bk.

Spooener, his wife, in her right, both of Wellesley, Norfolk County, Massachusetts, for consideration paid, grant to the Wellesley Co-operative Bank, situated in Wellesley, Norfolk County, Massachusetts, with MORTGAGE COVENANTS to secure the payment of sixty-one hundred (6,100) Dollars, and interest and fines as provided in our note of even date the land in said WELLESLEY, with the buildings thereon, bounded and described as follows: Beginning at a cement bound on the Easterly line of Francis Road distant 211.78 feet Southerly from Worcester Street; thence running North 85° East, by land now or formerly of one Benson, one hundred thirty-eight and 51/100 (138.51) feet, to land now or formerly of Beatrice F. Gallagher; thence running South 20° 40' East, by land now or formerly of Beatrice F. Gallagher, and by land now or formerly of Susan Poole, eighty-eight and 24/100 (88.24) feet to land now or formerly of the Wellesley National Bank; thence running South 85° West, by said land now or formerly of the Wellesley National Bank, one hundred sixty-two and 27/100 (162.27) feet, to the Easterly line of said Francis Road; thence running North 5° West by the Easterly line of said Francis Road, eighty-five (85) feet, to the point of beginning. Containing 12,783 square feet of land, more or less. Subject to restrictions of record so far as the same are now in force and applicable. For reference to title see deed from John Benson, et ux, dated October 22, 1923, and recorded with Norfolk Deeds, Book 1578, page 221. Also two other parcels of land situated in said Wellesley, with the buildings thereon, being shown on a Plan of Land in Wellesley, Mass. owned by John & Albertina Benson, dated January, 1924, R. J. Farnham, C.E., recorded with Norfolk Deeds, Book 1648, page 414, together bounded and described as follows: Westerly by Francis Road, eighty-eight and 12/100 (88.12) feet; Northerly by other land of Hazel Marica Bobb, now or formerly, being the parcel of land hereinabove described, one hundred sixty-two and 27/100

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