

#204

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 fifteenth day of August 1933 by adjournment of their June meeting next preceding: The petition of Arthur L. Crowley and others of Plainville and Foxborough in said county, represents as follows: County of Norfolk Taking

Commonwealth of Massachusetts Norfolk, ss: To the Honorable the County Commissioners of the County of Norfolk: Respectfully represent your petitioners, inhabitants of the towns of Plainville and Foxborough in said County, that common convenience and necessity require that the ways known as Messinger Street, Plainville and Cedar St., Foxborough, public ways in said towns be relocated between a point about 700 feet westerly on Messinger Street from the Plainville-Foxborough town line and a point about 1500 feet easterly on Cedar Street from the Plainville-Foxborough 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 ways may be relocated within the limits above specified. Dated July 10, 1933

Arthur L. Crowley
Millard M. Rines
Wm. H. Nash
Wallace H. Pecham
Leon E. Smith

Clarence E. Tucker
Earle D. Sullivan
Edward M. Caton
Elizabeth M. Sim
Almon L. Mason

This petition was presented to the Commissioners and duly entered at a meeting of said Commissioners, held at Dedham, aforesaid, on the eleventh day of July 1933, by adjournment of their June meeting next preceding; and the eighth day of August 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 clerks of the towns of Plainville and Foxborough being the towns 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 towns and to be published in the Franklin Sentinel and Foxborough Reporter, newspapers 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 eighth day of August, the Commissioners Edward W. Hunt, and Russell T. Bates met at the time and place specified in said order, when and where the petitioners appeared and the towns of Plainville and Foxborough were represented by their Selectmen; and 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 ways 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

See Plan No 355-1933 P. G. 117

relocate said Messinger Street in Plainville and Cedar Street in Foxborough. And the lines of said relocation of said ways are as follows: The northerly line begins at a stone bound in the present northerly line of Messinger Street in the town of Plainville as laid out by the Norfolk County Commissioners by Return dated June 2, 1931 at a point distant 456.84 ft. westerly from the Plainville-Foxborough town line measured along the present northerly line of said Messinger Street; thence easterly and northerly by a 2000.00 ft. radius curve 209.00 ft. to a stone bound; thence continuing by a 1000.00 ft. radius curve to the left 265.99 ft. to a stone bound in the Plainville-Foxborough Town Line; thence continuing by the same curve 113.45 ft. to a stone bound; thence N-44-34-35-E 172.65 ft. to a stone bound; thence by a 400.00 ft. radius curve to the right 249.87 ft. to a stone bound; thence N-80-22-05-E 448.00 ft. to a stone bound; thence by a 1400.00 ft. radius curve to the left 436.90 ft. to a stone bound in the present northerly line of Cedar Street in the town of Foxborough as laid out by the Norfolk County Commissioners by Return dated December 20, 1932, the last five courses and distances being in the town of Foxborough. The southerly line begins at a stone bound in the present southerly line of Messinger Street in the town of Plainville as laid out by the Norfolk County Commissioners by Return dated June 2, 1931, said bound bearing S-36-03-45-E 63.22 ft. from the point of beginning of the northerly line as above described; thence easterly and northerly by a 3887.28 ft. radius curve 414.05 ft. to a stone bound in the Plainville-Foxborough Town Line; thence N-66-12-05-E 1022.85 ft. to a stone bound; thence by a 6291.57 ft. radius curve to the left 407.82 ft. to a stone bound in the present southerly line of Cedar Street in the town of Foxborough as laid out by the Norfolk County Commissioners by Return dated December 20, 1932, said bound bearing S-27-30-45-E 60.00 ft. from the last bound in the northerly line as above described, the last two courses and distances being in the town of Foxborough. Said lines are shown upon a plan entitled "Plan showing the Relocation and Widening of Messinger St., Plainville and Cedar St., Foxborough from a point about 500 ft. west, to a point about $\frac{1}{4}$ mile east of the Plainville-Foxborough Town Line as made by the Norfolk County Commissioners by Return dated Aug. 15, 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 ways 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 ways 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 towns of Plainville and Foxborough, do within one year from the date of this return and order complete said ways 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 ways as prescribed in this return and order including the expenses of constructing said ways, and all land and other damages, and expenses incident thereto, be paid by the Inhabitants of the Towns of Plainville and Foxborough. 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 as follows:

by the Inhabitants of the town of Plainville	
Fred Taylor et al	\$1.00
by the Inhabitants of the town of Foxborough	
Fred Taylor et al	\$1.00
Arthur E. Drake	
City of Attleboro	1.00
Harriet M. Brown	<u>1.00</u>
	\$3.00

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 ten days from the date on which the work ordered by this return is begun.

	} Edward W. Hunt
	} Frederick A. Leavitt
Commonwealth of Massachusetts	} Russell T. Bates
Norfolk, ss. At a meeting of the) County Commissioners

County Commissioners, held at Dedham, on Tuesday, the fifteenth day of August 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 Clerks of the Towns of Plainville and Foxborough within the limits of which said highways described therein lie, that the same may be recorded by said Clerks, within ten days, in the book of records

kept in said towns for that purpose.

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

A true copy,

Attest: Willard E.Everett Assistant Clerk

Rec'd.& entered for record Aug.17,1933, at 10h.24m.A.M.

Lanigan & al.
to
Clough

We, Viola G.Lanigan of Stoughton in the County of Norfolk, and Mary N.McDonald of Easton in the County of Bristol, Commonwealth of Massachusetts, being married, for consideration paid, grant to Hattie B.Clough of said Stoughton with WARRANTY COVENANTS a certain lot or parcel of land with the buildings thereon, situated in said STOUGHTON on the southeasterly side of Seaver Street, bounded and described as follows, viz; Beginning on Seaver Street at the north easterly corner of the premises conveyed, at land formerly of Benjamin Capen now of one Legge, and running thence South 59°45' West by said Seaver Street five rods thirteen links to land formerly of Samuel Paul; thence South 37°30' East by land formerly of said Paul seven rods twenty two links to a corner; thence North 46° East to a corner of land formerly of Albert N.Clapp; thence South 30° East by land of said Clapp thirty eight feet to the homestead lot of the late Albert N.Clapp; thence north easterly by said Clapp's land about five rods thirteen links to said Benjamin Capen land; thence North 37° West by said Benjamin Capen land, now of one Legge, one hundred fifty two feet and twenty links to said point of beginning. For title see deed to us from Dennis W.Buckley dated September 15, 1928 and recorded with Norfolk County Deeds Book 1815 page 347. Subject to a mortgage of \$6400. to the North Easton Co-operative Bank, duly recorded with Norfolk County Deeds Book 1815 page 347. The consideration of this deed is less than \$100.

I, John F.Lanigan husband of said Viola G.Lanigan and Peter F.McDonald husband of said Mary W.McDonald release to said grantee all rights of tenancy by the curtesy and other interests therein. WITNESS our hands and seals this twenty seventh day of July 1933.

) John T.Lanigan (seal)
)
) Viola G.Lanigan (seal)
)
 Commonwealth of Massachusetts) Peter F.McDonald (seal)
 Bristol ss.Easton, July 27, 1933.) Mary W.McDonald (seal)

Then personally appeared the above named Viola G.Lanigan and acknowledged the foregoing instrument to be her free act and deed, before me, Harry C.Holmes Justice of the Peace. My commission expires Jan.18, 1940

Rec'd.& entered for record Aug.17,1933, at 10h.40m.A.M.

The following is endorsed on mortgage
Viola G.Lanigan & al, to The North Easton Co-operative Bank, dated September 15, 1928, recorded