

#229

COMMONWEALTH OF MASSACHUSETTS, Norfolk County of Norfolk

Taking

ss: At a meeting of the County Commissioners for the County of Norfolk, held at Dedham, within and for said County, on the seventh day of April 1936 by adjournment of their December meeting next preceding: The petition of Louis De Cota and others, of Randolph 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 Randolph in said County, that common convenience and necessity require that the way known as Oak Street, a public way in said town, be relocated between West corners at North Main Street, easterly to North Street, its entire length 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 November 25, 1935.

Louis De Cota	Wm. J. McLaughlin
James H. Hurley	Mary J. Mahoney
Richard F. Forrest	Harry B. Knights

Marion L. Bailey

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 November, 1935 by adjournment of their September meeting next preceding; and the seventeenth day of December then next and two o'clock in the afternoon, 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 Randolph 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 Randolph Sentinel-News, 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 seventeenth day of December 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 Randolph 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 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 Randolph on Tuesday the twenty-first day of January 1936 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 from time to time to this meeting. And now the said Commissioners, by courses

Plan Book 120, Plan No. 139 for 143 laid - 1936
 Amendment 18, 2105 P. 409

and distances, metes and bounds, do relocate said Oak Street as prayed for in said petition. And the lines of said relocation of said Oak Street are as follows: The northerly line begins at a stone bound in the easterly line of North Main Street as laid out by the Massachusetts Department of Public Works on Oct. 7, 1930, said bound bearing S-17-16-30-W 42.23 ft. from the northwesterly corner of the dwelling house at the northerly corner of North Main and Oak Streets; thence southerly and southeasterly by a 70.00 ft. radius curve 43.71 ft. to a stone bound; thence continuing by a 1600.00 ft. radius curve to the left 311.87 ft. to a stone bound; thence S-76-12-20-E 565.96 ft. to a stone bound; thence by a 10,500.00 ft. radius curve to the left 321.72 ft. to a stone bound; thence S-77-57-40-E 311.66 ft. to a stone bound; thence by a 1450.00 ft. radius curve to the right 340.45 ft. to a stone bound; thence S-64-30-30-E 558.00 ft. to a stone bound; thence by a 2050.00 ft. radius curve to the right 297.86 ft. to a stone bound, said bound being at the southerly end of Pond Lane, so called; thence S-56-11-00-E 253.93 ft. to a stone bound; thence by a 1200.00 ft. radius curve to the left 283.64 ft. to a stone bound; thence continuing by the same curve 283.64 ft. to a stone bound; thence continuing by a 5000.00 ft. radius curve to the left 408.24 ft. to a stone bound; thence continuing by the same curve 408.24 ft. to a stone bound; thence N-87-22-30-E 500.00 ft. to a stone bound; thence by the same course 411.76 ft. to a stone bound; thence by a 1400.00 ft. radius curve to the left 464.94 ft. to a stone bound; thence N-68-20-50-E 339.00 ft. to a stone bound; thence by an 800.00 ft. radius curve to the left 395.78 ft. to a stone bound; thence continuing by the same curve 395.78 ft. to a stone bound; thence N-11-39-20-E 163.50 ft. to a stone bound; thence by an 800.00 ft. radius curve to the right 430.13 ft. to a stone bound; thence N-42-27-40-E 190.00 ft. to a stone bound; thence by a 1600.00 ft. radius curve to the left 311.29 ft. to a stone bound; thence continuing by a 150.00 ft. radius curve to the left 127.76 ft. to the stone bound in the westerly line of North Street, said bound being at the northerly end of the curve at the northerly corner of Oak and North Streets as laid out by the Norfolk County Commissioners by Return dated May 29, 1934. The southerly line begins at the point of beginning of the northerly line as above described; thence S-29-15-30-E 178.40 ft. in the easterly line of North Main Street as laid out by the Massachusetts Department of Public Works on Oct. 7, 1930 to a stone bound; thence northerly, easterly and southeasterly by a 25.00 ft. radius curve 61.16 ft. to a stone bound; thence by a 1650.00 ft. radius curve to the left 204.87 ft. to a stone bound; thence S-76-12-20-E 305.09 ft. to a stone bound; thence by a 200.00 ft. radius curve to the right 100.55 ft. to a stone bound in the southerly line of a town way known as Orchard Street; thence S-74-01-30-E 89.25 ft. across said street to a stone bound; thence northwesterly, northerly and easterly by a 15.00 ft. radius curve 39.58 ft. to a stone bound; thence S-76-12-20-E 68.08 ft. to a stone bound; thence by a 10,550.00 ft. radius curve to the left 323.26 ft. to a stone bound; thence by a 12.30 ft. radius curve to the right 31.30 ft. to a stone bound on the northerly side of a town way on the northerly side of the Oakland Cemetery known as Oakland Street; thence S-84-01-40-E 117.46 ft. across said way to a drill hole in the northeasterly corner of the Cemetery wall; thence northeasterly and easterly by a 96.21 ft. radius curve

44.38 ft. to a stone bound; thence S-77-57-40-E 145.14 ft. to a stone bound; thence by a 1400.00 ft. radius curve to the right 328.71 ft. to a stone bound; thence S-64-30-30-E 558.00 ft. to a stone bound; thence by a 2000.00 ft. radius curve to the right 290.60 ft. to a stone bound; thence S-56-11-00-E 253.93 ft. to a stone bound; thence by a 1250.00 ft. radius curve to the left 295.46 ft. to a stone bound; thence continuing by the same curve 295.46 ft. to a stone bound; thence continuing by a 5050.00 ft. radius curve to the left 412.32 ft. to a stone bound; thence continuing by the same curve 412.32 ft. to a stone bound; thence N-87-22-30-E 500.00 ft. to a stone bound; thence by the same course 487.18 ft. to a stone bound; thence by a 1000.00 ft. radius curve to the left 332.10 ft. to a stone bound; thence N-68-20-50-E 684.65 ft. to a stone bound; thence by a 300.00 ft. radius curve to the left 254.25 ft. to a stone bound; thence continuing by a 2500.00 ft. radius curve to the left 354.88 ft. to a stone bound; thence N.-11-39-20-E 94.64 ft. to a stone bound; thence by a 1000.00 ft. radius curve to the right 537.66 ft. to a stone bound; thence N-42-27-40-E 121.12 ft. to a stone bound; thence by a 1650.00 ft. radius curve to the left 289.66 ft. to a stone bound; thence continuing by a 33.13 ft. radius curve to the right 71.77 ft. to a stone bound at the southerly end of the curve at the southerly corner of North and Oak Streets as laid out by the Norfolk County Commissioners by Return dated May 29, 1934; thence N-23-28-30-W 40.63 ft. to an unmarked point; thence by a 1460.00 ft. radius curve to the right 152.61 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 Oak St., Randolph from North Main St. to North St. as made by the Norfolk County Commissioners by Return dated Apr. 7, 1936, 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 the 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 the 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 Randolph, 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. The travelled part of said way shall be constructed not less than twenty-four (24) feet in width. 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 Randolph. 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 Randolph when the lands hereby taken and over which said highway is hereby located, have been entered upon and possession taken, for the purpose of constructing the said way.

Lewis W. Cushman	10.00
James E. Gaffey	25.00
Patricia Flynn et al	1.00
Annie E. Teed	10.00
Anna W. Hoxie	5.00
Hjalmar B. Ekstrom et ux	15.00
William P. Doyle, Land Court Cert. #17,668, Book 89, Page 68	1.00
Albert Mann	1.00
Gilbert P. Henderson	5.00
Emily C. Rapson	25.00
Charles W. Hunt et ux	15.00
Albert Mann	1.00
Herbert E. Mann et al	15.00
Thomas H. Driver	25.00
Frederick W. Marshall et ux	5.00
Martha E. Erickson	5.00
Mary E. Farrell	1.00
Robert H. Shirley et ux	15.00
W. Leon Mann	10.00
David R. Pitnof	5.00
John F. Stackpole, Trustee	1.00 (2108/1409)
Walter W. Bradley (Town of Randolph Tax Deed)	1.00
Thomas E. Fernald	10.00
William L. Knauber	1.00
Warren E. Mann	1.00
Mary A. Randolph (Town of Randolph Tax Deed)	1.00

Frederic W.Harrington(Town of Randolph Tax Deed)	1.00
Otto Schumm	1.00
Mary A.Cameron (Town of Randolph Tax Deed)	1.00
Chester H.Wright (Town of Randolph Tax Deed)	1.00
Orrin E.Reynolds	5.00
Harold Keith	1.00
Frederick C.Dow	5.00
Annie Horgan (Town of Randolph Tax Deed)	1.00
Lincoln Stetson	20.00
Hub Realty Company, Inc.	25.00
Gertrude C.McIntyre	5.00
John Benjamino	15.00
Orrin E.Reynolds	<u>50.00</u>
Total	\$341.00

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 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 seventh day of April by adjournment of their December meeting: 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 Randolph 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 Apr. 13, 1936 at 9h.30m.A.M.

KNOW ALL MEN BY THESE PRESENTS, that

Bartelson & ux

we, Floyd J. Bartelson and Ella L. Bartelson, husband and wife, of the Village of Endicott, Broome County, New York, formerly of Boston, Suffolk County, Massachusetts, in consideration of Johnson & al