

1240

dower, homestead, curtesy, and all other interests in the mortgaged premises. WITNESS our hands and seals this 6th day of March 1937.

Signed in the presence of —) Alice E. Nairn (—)
) Alexander Nairn (—)

Commonwealth of Massachusetts Plymouth ss. Brockton, March 6, 1937 Then personally appeared the above named Alexander Nairn and acknowledged the foregoing instrument to be his free act and deed, before me Helen Megathlin Justice of the Peace My commission expires 9/16/38
Rec'd & entered for record Mar. 8, 1937 at 9h.A.M.

COMMONWEALTH OF MASSACHUSETTS Norfolk ss.

At a meeting of the County Commissioners for the County of Norfolk held at Dedham, within County of Norfolk and for said County, on the second day of March, 1937 by adjournment of their December meeting next preceding; The petition of Harry H. Bousquet and others, of Braintree, 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 Braintree in said County, that common convenience and necessity require that the way known as West Street, a public way in said town, be relocated between Oak Street and Granite Street together with making suitable connections with all intersecting ways 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 Sept. 29, 1936

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| Harry H. Bousquet | 307 Hancock, Braintree |
| Albert E. Roberts | 119 Monaquot Ave |
| William F. Rogers | 50 Pleasant St, Braintree |
| Joseph S. Drinkwater | 68 School St, Braintree |
| Fred Austerberry | 152 Tremont St, So. Braintree |
| John H. Cahill | 11 Jersey Ave. Braintree |
| Richard A. Hunt | 19 Spruce St, Braintree |

This petition was presented to the Commissioners and duly entered at a meeting of said Commissioners, held at Dedham, aforesaid, on the twenty ninth day of September, 1936 by adjournment of their September meeting next preceding; and the twenty seventh day of October 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 Braintree 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 Braintree Observer, 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 twenty seventh day of October 1936 the Commissioners Edward W. Hunt, Frederick A. Leavitt and Russell T. Bates, met at the time and place specified in said order, and no one representing the town

Plan Book 121, Plans 123 & 124 - 1937

having appeared said hearing was continued and adjourned to a meeting of said Commissioners held at the Court House in said Dedham on the tenth day of November 1936 when and where the petitioners appeared, and the Town of Braintree 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 laid out 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 Braintree on Wednesday, the third day of February 1937 by adjournment of the 1 December meeting next preceding, 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 and distances metes and bounds do relocate said West Street as prayed for in said petition. And the lines of said relocation of said West Street are as follows; The northerly line begins at a stone bound in the present easterly line of Granite Street as laid out by the Department of Public Works, December 18, 1934 said bound being 22.80 ft. distant from the northwesterly corner and 12.84 ft. from the southwesterly corner of the store on the northeasterly corner of West and Granite Streets belonging to Luella A. Doane; thence southerly and easterly by a 97.00 ft. radius curve 150.31 ft. to a stone bound; thence N-59-47-30 E. 530.00 ft. to a stone bound; thence N.57-19-40-E 310.62 ft. to a stone bound; thence by a 4000.00 ft. radius curve to the left 337.43 ft. to a stone bound; thence N.52-29-40-E 404.75 ft. to a stone bound; thence by a 500.00 ft. radius curve to the right 346.98 ft. to a stone bound; thence S.87-44-40-E 234.65 ft. to a stone bound; thence by a 25.00 ft. radius curve to the left 42.39 ft. to a stone bound in the westerly line of Walnut St; thence S. 84-50-20-E. 40.63 ft. across said Walnut Street to a stone bound in the easterly line of said Walnut Street; thence southerly and easterly by a 30.00 ft. radius curve 42.94 ft. to a stone bound; thence continuing by an 1850.00 ft. radius curve to the right 336.07 ft. to a stone bound; thence S.76-30-10-E. 375.25 ft. to a stone bound; thence by a 30.00 ft. radius curve to the left 56.74 ft. to the stone bound at the northerly end of the present curve at the westerly corner of West and Oak Streets. The southerly line begins at the point of beginning of the northerly line as above described; thence S. 31-25-30-E 13.04 ft. in the easterly line of Granite Street as laid out by the Department of Public Works on December 18, 1934 to a Massachusetts Highway Bound; thence S-40-52-40 E. 44.98 ft. in the easterly line of Granite and Franklin Streets as laid out by the Department of Public Works December 15, 1925 to an unmarked point; thence by a 565.85 ft. radius curve to the left 145.15 ft. to the Massachusetts Highway Bound at the southerly end of the curve at the southerly corner of West and Franklin Streets as laid out by said Department on December 15, 1925; thence northerly and easterly by a 35.00 ft. radius curve 70.47 ft. to a stone bound; thence N.-59-47-30-E. 542.90 ft. to a stone bound; thence by a 50.00 ft. radius curve to the right 48.73 ft. to a stone bound in the westerly line of Ellsmore Terrace; thence N. 65-53-E. 52.90 ft. across

said Ellsmore Terrace to a stone bound in the easterly line of said Ellsmore Terrace; thence northerly and easterly by a 20.15 ft. radius curve 43.78 ft. to a stone bound; thence N. 57-19-40-E. 202.40 ft. to a stone bound; thence by a 4050.00 ft. radius curve to the left 262.72 ft. to a stone bound; thence N. 53-36-40-E. 81.00 ft. to a stone bound; thence by a 22.76 ft. radius curve to the right 52.27 ft. to a stone bound in the westerly line of Ellsmore Terrace at its easterly entrance to West Street; thence N. 67-56-20-E. 46.72 ft. across said Ellsmore Terrace to a stone bound; thence northeasterly and easterly by an 80.00 ft. radius curve 75.80 ft. to a stone bound; thence N. 50-32-30-E. 167.35 ft. to a stone bound; thence by a 720.00 ft. radius curve to the right 262.09 ft. to a stone bound; thence continuing by the same curve 262.10 ft. to a stone bound; thence S. 87-44-40-E. 189.50 ft. to a stone bound; thence by an 1800.00 ft. radius curve to the right 353.17 ft. to a bolt in a concrete walk; thence S. 76-30-10-E. 28.33 ft. to a stone bound; thence by a 25.00 ft. radius curve to the right 36.07 ft. to a stone bound in the westerly line of Hollingsworth Avenue; thence S. 67-02-20-E. 73.12 ft. across said Hollingsworth Avenue to a stone bound in the easterly line of said Hollingsworth Avenue; thence northerly and easterly by a 30.00 ft. radius curve 50.96 ft. to a stone bound; thence S. 76-30-10-E. 166.33 ft. to a stone bound; thence by a 35.00 ft. radius curve to the right 44.39 ft. to a stone bound on the westerly side of Tremont Street; thence S. 77-14-E. 51.83 ft. across said Tremont Street to the stone bound at the southerly end of the curve at the easterly corner of Tremont Street and West Street; thence N. 5-58-30-E. 74.56 ft. and N. 4-52-20-W. 41.57 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 West Street, Braintree, between Granite St. and Oak St., as made by the Norfolk County Commissioners by Return dated March 2, 1937 Hartley L. White County Engineer. Scale 1 inch = 40 feet." and marked "Frederick A. Leavitt, 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 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 Braintree, 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 Braintree. 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 Braintree 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.

Luella A. Doane	10.00
William E. Daily	50.00
Mabel E. Binley	1.00
Ann B. Crowe	40.00
Hargreaves Heap Jr., et ux Land Court Certificate 17,556, Bk. 89, P. 56	1.00
Helen H. Brooks	25.00
Grace M. Bates	50.00
Marguerite L. Sherlock (now Marguerite S. Key)	50.00
Evelyn W. Hallett	1.00
Grace M. Bryant et al, Trustees	25.00
Lucia E. Farrington	1.00
Etta I. Hollis	10.00
Total	<u>\$ 264.00</u>

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.

) Frederick A. Leavitt
)
) Russell T. Bates
)
 Commonwealth of Massachusetts) Ernest H. Gilbert
)
 Norfolk ss. At a meeting of the) County Commissioners

County Commissioners, held at Dedham, on Tuesday, the second day of March, 1937 by adjournment of their December 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 Braintree 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.

) Frederick A. Leavitt
)
) Russell T. Bates
)
) Ernest H. Gilbert
)
) County Commissioners

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

Rec'd & entered for record Mar. 3, 1937 at 10h. 51m. A.M.