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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 second day of September, 1941, by adjournment of their June meeting next preceding:-

The petition of HAROLD C. WISWALL and others, of WELLESLEY for the relocation of Great Plain Avenue, 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 WELLESLEY in said County, that common convenience and necessity require that the way known as GREAT PLAIN AVENUE, a public way in said town, be relocated between Needham Town Line and Wellesley Avenue for the purpose of making alterations in the course or width of said way.

Wherefore your petitioners pray that said way may be relocated within the limits above specified.

Dated February 3, 1941.

Harold C. Wiswall)
Edward T. Kilman) Selectmen
Garrett S. Hoag)
Arthur L. Stevenson
Howard W. Wellwood, Jr.

* * * * *

This petition was presented to the Commissioners and duly entered at a meeting of said Commissioners, held at Dedham, aforesaid, on the eighteenth day of February, 1941, by adjournment of their December meeting next preceding: and the eighteenth day of March then next at 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 Wellesley being the town within which such relocation of way was prayed for, fifteen days at least before the time appointed for said view:

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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 WELLESLEY TOWNSMAN, 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 eighteenth day of March, the Commissioners, Frederick A. Leavitt, 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 town of Wellesley 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 Wellesley on the eighth day of April 1941 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 GREAT PLAIN AVENUE as prayed for in said petition.

And the lines of said relocation of said GREAT PLAIN AVENUE are as follows:-

The northeasterly line begins at a stone bound on the southerly line of Wellesley Avenue as laid out by the town of Wellesley in January 1913; thence S-75-33-40-W a distance of 86.92 ft. to a stone bound; thence by a curve to the left with a radius of 55.00 ft. a distance of 120.54 ft. to a stone bound; thence

S-50-00-20-E a distance of 321.34 ft. to a stone bound; thence continuing on the same course a distance of 399.73 ft. to a stone bound; thence continuing on the same course a distance of 400.06 ft. to a stone bound; thence by a curve to the right with a radius of 480.00 ft. a distance of 545.82 ft. to a stone bound; thence S-15-08-50-W a distance of 38.63 ft. to a stone bound; thence by a curve to the left with a radius of 170.00 ft. a distance of 183.56 ft. to a stone bound; thence S-46-43-10-E a distance of 432.65 ft. to a stone bound; thence by a curve to the left with a radius of 1200.00 ft. a distance of 316.95 ft. to a stone bound; thence S-61-51-10-E a distance of 65.13 ft. to a stone bound; thence by a curve to the right with a radius of 560.00 ft. a distance of 158.69 ft. to a stone bound; thence S-45-37-E a distance of 224.28 ft. to a stone bound; thence by a curve to the left with a radius of 1500.00 ft. a distance of 159.12 ft. to a bolt; thence S-51-41-40-E a distance of 219.77 ft. to a stone bound; thence by a curve to the right with a radius of 570.00 ft. a distance of 220.99 ft. to a stone bound; thence S-29-28-50-E a distance of 146.30 ft. to a stone bound; thence by a curve to the left with a radius of 400.00 ft. a distance of 76.80 ft. to a stone bound, which bound is on the town line between Wellesley and Needham.

The southwesterly line begins at a stone bound on the southerly line of Wellesley Avenue as laid out by the Town of Wellesley in January 1913, said bound being S-80-18-W a distance of 152.46 ft; S-84-48-50-W a distance of 165.45 ft; S-83-26-30-W a distance of 103.70 ft; and S-76-12-30-W a distance of 223.49 ft. from the point of beginning of the northeasterly line as above described; thence by a curve to the right with a radius of 600.00 ft. a distance of 130.13 ft. to a stone bound; thence by a curve to the right with a radius of 180.00 ft. a distance of 179.43 ft. to a stone bound; thence by a curve to the left with a radius of 115.00 ft. a distance of 149.53 ft. to a stone bound; thence by a curve to the right with a radius of 180.00 ft. a distance of 184.55

ft. to a stone bound; thence S-50-00-20-E a distance of 195.33 ft. to a stone bound; thence continuing on the same course a distance of 399.73 ft. to a stone bound; thence by a curve to the right with a radius of 741.18 ft. a distance of 475.18 ft. to a stone bound; thence S-13-16-20-E a distance of 429.24 ft. to a stone bound; thence by a curve to the right with a radius of 114.45 ft. a distance of 113.15 ft. to a stone bound; which bound is on the northerly line of Brook Street; thence S-46-37-40-E a distance of 40.00 ft. to a stone bound, which bound is on the southerly line of Brook Street; thence easterly by a curve with a radius of 100.00 ft. a distance of 156.92 ft. to a stone bound; thence S-46-43-10-E a distance of 447.01 ft. to a stone bound; thence by a curve to the left with a radius of 1260.00 ft. a distance of 99.69 ft. to a stone bound; thence S-51-15-10-E a distance of 437.39 ft. to a stone bound; thence continuing on the same course 435.00 ft. to a stone bound; thence by a curve to the right with a radius of 1400.00 ft. a distance of 348.87 ft. to a stone bound; thence S-36-58-30-E a distance of 220.32 ft. to a stone bound; thence by a curve to the left with a radius of 460.00 ft. a distance of 31.25 ft. to a town bound, which bound is on the town line between Wellesley and Needham and being S-46-34-W a distance of 60.08 ft. from the last bound on the northeasterly line as above described.

The southwesterly line heretofore described, in general, is 60.00 ft. southwesterly from and parallel to the northeasterly line and is shown on a plan entitled "Plan and Profile showing the Relocation and Widening of Great Plain Avenue, Wellesley from Wellesley Avenue to the Needham Town Line as made by the Norfolk County Commissioners by Return dated Sept. 2, 1941. Horizontal Scale: 1 inch = 40 feet. Vertical Scale: 1 inch = 8 feet. Wallace S. Carson, County Engineer." 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 pur-

poses 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 accordance with Chapter 79 of the General and all acts and amendments thereof and in addition thereto.

And any easements over the premises of the Proprietors of Woodlawn Cemetery, have been taken with the permission of said Proprietors of Woodlawn Cemetery by letter dated August 14, 1941, signed by Richard Bancroft, Clerk of the Proprietors of Woodlawn Cemetery.

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 bounds will be erected at the termini and angles of said way relocated as aforesaid.

And it is determined by the Commissioners that the Inhabitants of the Town of Wellesley 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 thirty (30) feet in width.

Suitable sidewalks, gutters, culverts, retaining walls, fences and railings shall be constructed wherever, in the opinion of the County Commissioners, they are needed, provided however, no trees more than one and one half inches in diameter one foot above the ground shall be removed in the course of work done under this paragraph until the County Commissioners have been given notice of the intention to remove such trees and their assent thereto in writing has been given to the Inhabitants of the town of

Wellesley.

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 Wellesley.

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 Wellesley 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.

<u>Parcel Number</u>	<u>Owner</u>	<u>Approximate Sq. Ft. Taken</u>	<u>Award</u>
1.	Channing Sanitarium, Inc. Ld.Ct.Cert.#4211, Bk.22,P.11	3,584	\$ 75.00
2.	Alfred T. Jetter	40	1.00
3.	Barbara C. Gregg	27,100	200.00
4.	Barbara C. Gregg	2,050	20.00
5.	Proprietors of the Woodlawn Cemetery	17,200	150.00
6.	Charles E. Fuller	76,800	700.00
7.	Katharine Fuller	16,300	100.00
8.	Roger W. Babson	18,700	<u>100.00</u>
	TOTAL		\$ 1,346.00

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

FREDERICK A. LEAVITT

EDWARD W. HUNT

RUSSELL T. BATES

COUNTY COMMISSIONERS

COMMONWEALTH OF MASSACHUSETTS

NORFOLK, SS.

At a meeting of the County Commissioners, held at Dedham, on Tuesday, the second day of September, 1941, 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 Wellesley 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

EDWARD W. HUNT

RUSSELL T. BATES

COUNTY COMMISSIONERS

A true copy,

ATTEST: *R. B. Southington* CLERK

Rec'd & entered for record Sept.30,1941 at 10h.14m.A.M.