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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 ninth day of September, 1941, by adjournment of their June Meeting next preceding:-

The petition of W. HAROLD SIMPSON and others, of MILLIS for the relocation of PLAIN STREET, 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 MILLIS in said County, that common convenience and necessity require that the way known as PLAIN STREET, a public way in said town, be relocated between Exchange St. and Main St. for the purpose of establishing the boundary lines of said way and 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 April 1, 1941

W. Harold Simpson
Michael E. Collins
J. Francis Sheehan
Frank Lawrence McDonough
Daniel L. Murphy
Edward LaCroix, Jr.
Edward LaCroix, Sr.

This petition was presented to the Commissioners and duly entered at a meeting of said Commissioners, held at Dedham, aforesaid, on the fifteenth day of April, 1941: and the thirteenth day of May then next and two o'clock in the afternoon, at the Court House in said Dedham were appointed 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 Millis 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:

1461-821 and 728-1941

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 May, 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 Millis 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 this meeting.

And now the said Commissioners, by courses and distances, metes and bounds, do relocate said PLAIN STREET as prayed for in said petition.

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

The northeasterly line begins at a stone bound which is at the end of a curve with a radius of 97.06 ft. on the layout of portions of Exchange, Curve and Union Streets, as made by the Norfolk County Commissioners by Return dated October 23, 1919; thence southerly by a curve with a radius of 200.00 ft. a distance of 83.20 ft. to a stone bound; thence S-44-46-20-E a distance of 552.79 ft. to a stone bound which is on the northerly line of Lavender Street; thence S-47-40-20-E a distance of 41.13 ft. to a stone bound which is on the southerly line of Lavender Street; thence S-45-01-20-E a distance of 122.10 ft. to a stone bound; thence by a curve to the right with a radius of 450.00 ft. a distance of 124.64 ft. to a stone bound; thence S-29-09-10-E

a distance of 41.47 ft. to a stone bound; thence by a curve to the left with a radius of 19.90 ft. a distance of 31.13 ft. to a stone bound which is on the northerly line of Main Street as laid out by the Norfolk County Commissioners by Return dated April 23, 1918.

The southwesterly line begins at a stone bound which is at the end of a curve with a radius of 28.96 ft. on the layout of portions of Exchange, Curve and Union Streets as made by the Norfolk County Commissioners by Return dated October 28, 1919, said bound being S-43-56-W a distance of 52.57 ft. from the first bound in the northeasterly line as above described; thence southerly by a curve with a radius of 250.00 ft. a distance of 85.88 ft. to a stone bound; thence S-44-46-20-E a distance of 511.12 ft. to a stone bound; thence by a curve to the right with a radius of 15.00 ft. a distance of 28.10 ft. to a stone bound which is on the northerly line of Lavender Street; thence S-53-58-10-E a distance of 55.88 ft. to a stone bound which is on the southerly line of Lavender Street; thence southeasterly by a curve with a radius of 15.00 ft. a distance of 19.02 ft. to a stone bound; thence S-44-46-20-E a distance of 24.02 ft. to a stone bound; thence by a curve to the right with a radius of 977.70 ft. a distance of 234.96 ft. to a stone bound; thence by a curve to the right with a radius of 28.32 ft. a distance of 46.13 ft. to a stone bound which is on the northerly line of Main Street as laid out by the Norfolk County Commissioners by Return dated April 23, 1918, said bound being S-62-19-50-W a distance of 107.30 ft. from the last bound on the northeasterly line as above described.

The southwesterly line heretofore described, in general, is 50.00 ft. southwesterly from and parallel to the northeasterly line, all as shown on a plan entitled "Plan and Profile showing the Relocation and Widening of a portion of Plain Street, Millis between Exchange Street, Curve Street and Main Street as made by the Norfolk County Commissioners by Return dated Sept. 9, 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 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 accordance with Chapter 79 of the General Laws and all acts and amendments thereof and in addition thereto, except the land owned by the N. Y. N. H. & H. R. R. which this layout crosses.

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 the way relocated as aforesaid.

And it is determined by the Commissioners that the Inhabitants of the town of MILLIS 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 Millis.

And it determined by the Commissioners that all portions of the existing highway lying outside the lines herein established are hereby discontinued.

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 Millis.

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 Millis 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>Approx. Sq. Ft. Taken</u>	<u>Award</u>
1.	Thomas J. Ferguson	2600	\$ 35.00
2.	Bessie T. Simpson	95	5.00
3.	Mary E. Murtaugh	385	15.00
4.	Willard D. Roach	570	15.00
5.	William R. Simpson	220	<u>10.00</u>
		TOTAL	\$ 80.00

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 ninth 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 Mills 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. Blodgett, CLERK