

2426

400

# 285

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 first day of December, 1942, by adjournment of their September meeting next preceding:-

The petition of HARRY B. BUTTERS and others, of NORWOOD 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 NORWOOD in said County, that common convenience and necessity require that the way known as NAHATAN Street, a public way in said town, be laid out between Pleasant Street and Neponset Street for the purpose of establishing the boundary lines of said way.

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

Dated July 23, 1941.

Harry B. Butters  
Charles L. Donahue  
Charles F. Holman  
Walter A. Blasnak  
William C. Kendrick

\*\*\*\*\*

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 July, 1941, by adjournment of their June meeting next preceding: and the nineteenth day of August 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 NORWOOD being the town within which such location of way was prayed for, fifteen days at least before the time appointed for said view:

See Plans 597 to 605 incl. of 1942 Re. SR. 131

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 Norwood Daily Messenger 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 nineteenth day of August, 1941, 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 NORWOOD was represented by its Selectmen; and the said Commissioners then viewed the route and premises, and heard all persons and corporations interested; and no parties interested objected: and thereupon on the twenty-third day of September, 1941, the said Commissioners did adjudge that common convenience and necessity require that said way be located 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 the Town Hall, Norwood, on the twenty-eighth day of October, 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 a meeting of said Commissioners held at Dedham, aforesaid on the twenty-ninth day of September, 1942 when and where upon the adjudication aforesaid, the said Commissioners appointed Tuesday the twentieth day of October, 1942 and four o'clock in the afternoon, at the town Hall, Norwood, as the time and place when and where they would proceed to and take such action in relation to said adjudication as by law they might be au-

thorized to do.

And having given notice of such adjudication, and of the time and place appointed, and for the purpose aforesaid in the same manner as the notice and publication were given and made before first proceeding to view, the said Commissioners met at the time and place appointed and then and there heard all persons and corporations interested, and said hearing was thence continued and ajourned from time to time to this meeting.

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

And the lines of said lay out of said NAHATAN STREET are as follows:-

The northerly line begins at a stone bound on the easterly line of Pleasant Street as laid out by the Norfolk County Commissioners by Return dated December 5, 1905, said bound being S-11-52-40-W a distance of 85.73 ft. from a stone bound on said easterly line of Pleasant Street; thence southeasterly by a curve with a radius of 40.00 ft. a distance of 54.81 ft. to a stone bound; thence by a curve to the right with a radius of 1040.00 ft. a distance of 316.44 ft. to a stone bound; thence by a curve to the left with a radius of 30.00 ft. a distance of 46.67 ft. to a stone bound which is on the westerly line of Rock Street; thence S-48-30-30-E a distance of 40.00 ft. to a stone bound which is on the easterly line of Rock Street; thence southeasterly by a curve with a radius of 30.00 ft. a distance of 47.12 ft. to a stone bound; thence S-48-20-10-E a distance of 140.00 ft. to a stone bound; thence by a curve to the left with a radius of 30.00 ft. a distance of 47.12 ft. to a stone bound which is on the westerly line of Winfield Street; thence S-49-55-30-E a distance of 40.02 ft. to a stone bound which

is on the easterly line of Winfield Street; thence southeasterly by a curve with a radius of 30.00 ft. a distance of 48.25 ft. to a stone bound; thence by a curve to the left with a radius of 1600.00 ft. a distance of 263.35 ft. to a stone bound; thence S-59-55-10-E a distance of 500.00 ft. to a stone bound; thence continuing on the same course a distance of 594.61 ft. to a stone bound; thence N-58-36-E a distance of 282.81 ft. to a stone bound; thence by a curve to the left with a radius of 320.00 ft. a distance of 269.87 ft. to a stone bound which is on the westerly line of the Boston & Providence Turnpike (Route #1) as laid out by the Massachusetts Department of Public Works on October 27, 1931;

Then beginning again at a stone bound on the easterly line of said Boston & Providence Turnpike, said bound being S-9-03-35-E a distance of 241.56 ft. from the last described bound on the westerly line of said Boston & Providence Turnpike; thence S-42-43-10-E a distance of 234.00 ft. to a stone bound; thence S-27-13-10-E a distance of 113.00 ft. to a stone bound; thence S-11-01-E a distance of 288.83 ft. to a stone bound; thence southerly by a curve with a radius of 1290.00 ft. a distance of 331.00 ft. to a stone bound; thence N-83-55-E a distance of 108.42 ft. to a stone bound which is on the westerly line of Neponset Street as laid out by the Norfolk County Commissioners by Return dated August 29, 1922.

The southerly line begins at a stone bound which is on the easterly line of Pleasant Street as laid out by the Norfolk County Commissioners by Return dated December 5, 1905, said bound being S-11-52-40-W a distance of 123.66 ft. and by a curve with a radius of 300.00 ft. a distance of 33.16 ft. from the first described bound on the northerly line; thence easterly by a curve with a radius of 31.53 ft. a distance of 60.13 ft. to a stone bound; thence by a curve to

the right with a radius of 960.00 ft. a distance of 264.96 ft. to a stone bound; thence by a curve to the right with a radius of 30.00 ft. a distance of 47.65 ft. to a stone bound, said bound being on the westerly line of Rock Street; thence S-48-32-10-E a distance of 40.00 ft. to a stone bound which is on the easterly line of Rock Street; thence easterly by a curve with a radius of 30.00 ft. a distance of 47.12 ft. to a stone bound; thence S-48-20-10-E a distance of 181.01 ft. to a stone bound; thence by a curve to the left with a radius of 1680.00 ft. a distance of 339.64 ft. to a stone bound; thence S-59-55-10-E a distance of 500.00 ft. to a stone bound; thence continuing on the same course a distance of 566.29 ft. to a stone bound; thence S-24-35-10-E a distance of 170.00 ft. to a stone bound; thence S-5-24-50-W a distance of 175.00 ft. to a stone bound; thence S-29-07-50-E a distance of 115.00 ft. to a stone bound; thence S-39-52-50-E a distance of 183.08 ft. to a stone bound which is on the westerly line of the Boston & Providence Turnpike (Route #1) as laid out by the Massachusetts Department of Public Works on October 27, 1931; said bound being S-10-16-50-W a distance of 489.90 ft. and by a curve with a radius of 2960.00 ft. a distance of 525.56 ft. on the westerly line of said Boston & Providence Turnpike from the stone bound as above described on the northerly line.

Then beginning again at a stone bound on the easterly line of said Boston & Providence Turnpike, said bound being S-69-32-47-E a distance of 80.00 ft. from the last described bound on the westerly line of said Turnpike; and also being S-10-16-50-W a distance of 261.97 ft. and by a curve with a radius of 3040.00 ft. a distance of 539.76 ft. on the easterly line of said Turnpike from the stone bound as above described on the northerly line; thence

N-75-15-15-E a distance of 219.78 ft. to a stone bound; thence N-71-13-20-E a distance of 235.00 ft. to a stone bound; thence southerly by a curve with a radius of 1210.00 ft. a distance of 431.29 ft. to a stone bound; thence by a curve to the right with a radius of 845.83 ft. a distance of 151.04 ft. to a stone bound; thence by a curve to the right with a radius of 20.00 ft. a distance of 32.65 ft. to a stone bound which is on the northerly line of North Plain Street; thence S-13-41-30-E a distance of 40.01 ft. to a stone bound which is on the southerly line of North Plain Street; thence easterly by a curve with a radius of 20.00 ft. a distance of 32.12 ft. to a stone bound; thence by a curve to the right with a radius of 845.83 ft. a distance of 131.56 ft. to a stone bound which is on the westerly line of Neponset Street as laid out by the Norfolk County Commissioners by Return dated August 29, 1922, said bound being S-9-44-W a distance of 49.00 ft. and by a curve with a radius of 525.00 ft. a distance of 100.69 ft., and S-1-15-20-E a distance of 402.48 ft. from the last bound on the northerly line as above described.

The southerly line heretofore described, in general, is 80.00 ft. southerly from and parallel to the northerly line, all as shown upon a plan entitled "Plan and Profile of a portion of Nahatan Street from Pleasant Street to Neponset Street, Norwood as Laid Out by the Norfolk County Commissioners by Return dated Dec. 1, 1942. 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 location 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.

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 located as aforesaid.

And it is determined by the Commissioners that the Inhabitants of the town of NORWOOD, 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, 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 NORWOOD.

And it is determined by the Commissioners that all the expenses of making the location of way as prescribed in this return and order including the expenses of constructing said way, and all land and other damages and ex-

penses incident thereto, be paid by the Inhabitants of the town of NORWOOD.

And the Commissioners have heard the proprietors of lands and property, rights and interests, taken or affected by these proceedings, and having 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 NORWOOD 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<br/>Number</u> | <u>Owner</u>              | <u>Approximate</u>      |              |
|--------------------------|---------------------------|-------------------------|--------------|
|                          |                           | <u>Sq.Ft.<br/>Taken</u> | <u>Award</u> |
| 1.                       | James Sword               | 560                     | \$ 1.00      |
| 2.                       | Julia D. Thomson          | 12,850                  | 2,500.00     |
| 3.                       | James R. Meade            | 2,750                   | 200.00       |
| 4.                       | Doris H. DeAlmeida et al  | 6,350                   | 150.00       |
| 5.                       | Doris H. DeAlmeida et al  | 7,600                   | 250.00       |
| 6.                       | Joseph A. Tomasello et ux | 193                     | 10.00        |
| 7.                       | John J. Cooke et ux       | 55                      | 1.00         |
| 8.                       | Dennis J. Collins         | 8,280                   | 300.00       |
| 9.                       | James O'Sullivan et ux    | 55                      | 1.00         |
| 10.                      | Francis W. Kelley et ux   | 4,350                   | 150.00       |
| 11.                      | Mary A. Gora              | 3,800                   | 50.00        |
| 12.                      | Mrs. Clarence H. Leavitt  | 2,330                   | 100.00       |
| 13.                      | Town of Norwood           | 11,750                  | No damage    |
| 14.                      | Aldo Botti                | 400                     | 1.00         |

| <u>Parcel<br/>Number</u> | <u>Owner</u>  | <u>Approximate<br/>Sq. Ft.</u> |              |
|--------------------------|---|--------------------------------|--------------|
|                          |   | <u>Taken</u>                   | <u>Award</u> |
| 15.                      | Carl J. Ludwig                                      | 450                            | 10.00        |
| 16.                      | Evaristo Govoni (Town of Norwood<br>Tax Deed)       | 4,900                          | 80.00        |
| 17.                      | Edward J. Ferland                                   | 2,700                          | 100.00       |
| 18.                      | William C. Cunningham et ux                         | 1,300                          | 50.00        |
| 19.                      | Joseph P. Sullivan                                  | 25                             | 1.00         |
| 20.                      | Hannah J. Donohue                                   | 3,920                          | 180.00       |
| 21.                      | Town of Norwood                                     | 4,950                          | No award     |
| 22.                      | James P. Murphy et ux                               | 450                            | 20.00        |
| 23.                      | Town of Norwood                                     | 9,300                          | No award     |
| 24.                      | Town of Norwood                                     | 2,900                          | No award     |
| 25.                      | Grace I. Wilson, Guardian for<br>Robert E. Wilson   | 2,750                          | 50.00        |
| 26.                      | Mary L. Keefe                                       | 3,750                          | 100.00       |
| 27.                      | Mrs. Arthur A. Rose                                 | 10                             | 1.00         |
| 28.                      | Marion Whitwell                                     | 620                            | 25.00        |
| 29.                      | Gilson H. Kingman                                   | 5,100                          | 100.00       |
| 30.                      | Florence R. Pollycutt and Philip<br>T. Hanley       | 3,430                          | 100.00       |
| 31.                      | Town of Norwood                                     | 1,700                          | No award     |
| 32.                      | Edward C. Sullivan                                  | 5,480                          | 100.00       |
| 33.                      | Margaret P. Libby (Town of Norwood<br>Tax Deed)     | 2,130                          | 50.00        |
| 34.                      | Louisa Doyle  | 900                            | 1.00         |
| 35.                      | Town of Norwood                                     | 500                            | No award     |
| 36.                      | Minnie Lichter                                      | 600                            | 1.00         |
| 37.                      | Albert R. Bencks                                    | 1,550                          | 1.00         |
| 38.                      | Charlotte Brown et al (Town of<br>Norwood Tax Deed) | 2,750                          | 1.00         |
| 39.                      | Town of Norwood                                     | 5,500                          | No award     |
| 40.                      | Mary E. & Ann D. Delaney                            | 2,350                          | 1.00         |
| 41.                      | Esther Davis (Town of Norwood<br>Tax Deed)          | 1                              | No award     |

| <u>Parcel<br/>Number</u> | <u>Owner</u>   | <u>Approximate<br/>Sq. Ft.<br/>Taken</u> | <u>Award</u> |
|--------------------------|--|--|--------------|
| 42.                      | Pauline Dockray  | 180                                      | \$ 1.00      |
| 43.                      | Melvin L. MacCormack et ux   | 425                                      | 10.00        |
| 44.                      | Margery M. Cawley  | 1,420                                    | 30.00        |
| 45.                      | Esther Davis   | 912                                      | 20.00        |
| 46.                      | Annie George, Guardian for<br>Thomas George                          | 180                                      | 5.00         |
| 47.                      | John F. Cann   | 1,700                                    | 50.00        |
| 48.                      | Martin A. Konetzky et al<br>Marie D. Konetzky, Life Estate           | 8,479                                    | 150.00       |
| 49.                      | Town of Norwood  | 5,500                                    | No award     |
| 50.                      | Charles J. Hansen (Town of<br>Norwood Tax Deed)                      | 2,750                                    | 50.00        |
| 51.                      | Patrick G. Lawlor  | 2,750                                    | 50.00        |
| 52.                      | Amanda L. Morris   | 5,500                                    | 100.00       |
| 53.                      | Susie E. Long (Town of Norwood<br>Tax Deed)                          | 5,500                                    | 100.00       |
| 54.                      | Sarah V. Reid  | 5,500                                    | 100.00       |
| 55.                      | Addie Sears  | 5,500                                    | 100.00       |
| 56.                      | Marie L. Gardner (Formerly<br>Mrs. P. C. Wiggin)                     | 4,370                                    | 150.00       |
| 57.                      | Virginia H. Johnson  | 65                                       | 1.00         |
| 58.                      | James R. Corcoran  | 804                                      | 15.00        |
| 59.                      | Anna C. Gardelin et al   | 1,100                                    | 20.00        |
| 60.                      | Ethel M. Loring  | 1,672                                    | 35.00        |
| 61.                      | Joseph Picone et ux  | 4,805                                    | 100.00       |
| 62.                      | Marion M. Hilton   | 10,991                                   | 170.00       |
| 63.                      | Town of Norwood  | 16,491                                   | No award     |
| 64.                      | George M. Smith and Nancy L.<br>Atwood (Town of Norwood Tax<br>Deed) | 5,460                                    | 100.00       |
| 65.                      | Howard L. Barry (Town of Nor-<br>wood Tax Deed)                      | 2,200                                    | 50.00        |
| 66.                      | Arthur L. Smart  | 1,620                                    | 20.00        |
| 67.                      | Anna Dubinskas   | 1,000                                    | 10.00        |
| 68.                      | Town of Norwood  | 300                                      | No award     |

| <u>Parcel<br/>Number</u> | <u>Owner</u>  | <u>Approximate<br/>Sq. Ft.<br/>Taken</u> | <u>Award</u> |
|--------------------------|---|--|--------------|
| 69.                      | Cloverleaf Company, Inc.  | 61,800                                   | 500.00       |
| 70.                      | Henry L. Murray et ux   | 2,730                                    | 50.00        |
| 71.                      | Esther Davis  | 1,500                                    | 30.00        |
| 72.                      | James R. Corcoran   | 77                                       | 1.00         |
| 73.                      | Catherine A. Tibbetts   | 198,700                                  | 1,000.00     |
| 74.                      | Harry R. Taylor et ux   | 7,150                                    | 75.00        |
| 75.                      | John G. Rizzo   | 13,700                                   | 300.00       |
| 76.                      | John G. Rizzo   | 9,400                                    | 200.00       |
| 77.                      | John G. Rizzo   | 5,850                                    | 100.00       |
| 78.                      | Ernest Borowski and August L.<br>Burda                              | 3,700                                    | 100.00       |
| 79.                      | Lillian M. Horton   | 650                                      | 10.00        |
| 80.                      | Barnet Kneznek  | 15                                       | 1.00         |
| 81.                      | Owners Unknown<br>(Fuller Street, Private Way)                      | 6,900                                    | No award     |
| 82.                      | Owners Unknown<br>(Coolidge Avenue, Private Way)                    | 1,850                                    | No award     |
| 83.                      | Owners Unknown<br>(Norfolk Street, Private Way)                     | 3,360                                    | No award     |
| 84.                      | Owners Unknown<br>(Main Street, Private Way)                        | 3,360                                    | No award     |
| 85.                      | Owners Unknown<br>(Chestnut Street, Private Way)                    | 3,360                                    | No award     |
| 86.                      | Owners Unknown<br>(State Street, Private Way)                       | 3,360                                    | No award     |
| 87.                      | Owners Unknown<br>(Congress Street, Private Way)                    | 17,650                                   | No award     |
| 88.                      | Owners Unknown<br>(Oliver Street, Wly side of<br>Pike, Private Way) | 3,700                                    | No award     |
| 89.                      | Owners Unknown<br>(Oliver Street, Ely side of<br>Pike, Private Way) | 3,470                                    | No award     |
| 90.                      | Owners Unknown<br>(North Plain St., Private Way)                    | 1,750                                    | No award     |
| 91.                      | Owners Unknown<br>(Rock Street, Public Way)                         | 5,600                                    | No award     |

| <u>Parcel Number</u> | <u>Owner</u>                                    | <u>Approximate Sq. Ft. Taken</u> | <u>Award</u> |
|----------------------|---|----------------------------------|--------------|
| 92.                  | Owners Unknown<br>(Fuller Street, Public Way)   | 13,400                           | No award     |
| 93.                  | Owners Unknown<br>(Winfield Street, Public Way) | 2,800                            | No award     |
| TOTAL                |   |                                  | * 8490.00    |

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 six months from the date on which the work ordered by this Return is begun.

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 first day of December, 1942, by adjournment of their September meeting next preceding:-

ORDERED: that the foregoing Return and Order be filed, accepted and recorded, and that an attested copy be transmitted to the Clerk of the Town of Norwood 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

COUNTY COMMISSIONERS

A true copy:

ATTEST: *William D. Everett* CLERK