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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 eighth day of August, 1944, by adjournment of their June meeting next preceding:-

The petition of MICHAEL E. COLLINS and others of MILLIS in said County represent 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 ACORN STREET, a public way in said town, be relocated between Spencer Street and Village Street 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 December 28, 1943.

Michael E. Collins
W. Harold Simpson
Winthrop P. Mandell
George Sarris
Timothy J. McCarthy
Lloyd C. King
Rudolph F. King

* * * * *

This petition was presented to the Commissioners and duly entered at a meeting of said Commissioners, held at Dedham, aforesaid, on the twenty-eighth day of December, 1943, by adjournment of their September meeting next preceding: and the fifteenth day of February, 1944, and two thirty 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

Plans 332 to 338 Incl. Pl. BR. 133
Contd. of 2565 P 233.

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 order of notice to be posted in two public places in said town: and to be published in the DEDHAM TRANSCRIPT, 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 fifteenth day of February, 1944, the Commissioners, Frederick A. Leavitt and Russell T. Bates met at the time and place specified in said order, 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 a meeting of said Commissioners held at Millis on the thirty-first day of May, 1944, 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 ACORN STREET as prayed for in said petition.

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

The westerly line begins at a stone bound on the northerly line of Village Street as laid out by the Norfolk County Commissioners by Return dated November 1, 1921,

being N-67-24-30-E a distance of 156.95 ft. from a stone bound on the aforesaid northerly line of Village Street; thence by a curve to the left with a radius of 50.00 ft. a distance of 54.19 ft. to a stone bound; thence by a curve to the left with a radius of 1600.00 ft. a distance of 252.50 ft. to a stone bound; thence N-3-56-25-W a distance of 565.45 ft. to a stone bound; thence by a curve to the left with a radius of 2000.00 ft. a distance of 127.31 ft. to a stone bound; thence N-7-35-15-W a distance of 915.50 ft. to a stone bound; thence by a curve to the left with a radius of 4000.00 ft. a distance of 339.61 ft. to a stone bound; thence continuing on the same curve a distance of 339.61 ft. to a stone bound; thence N-17-19-00-W a distance of 474.05 ft. to a stone bound; thence by a curve to the right with a radius of 1250.00 ft. a distance of 339.61 ft. to a stone bound; thence N-00-32-30-E a distance of 539.17 ft. to a stone bound; thence by a curve to the left with a radius of 1600.00 ft. a distance of 240.55 ft. to a stone bound; thence N-3-04-20-W a distance of 689.90 ft. to a stone bound; thence by a curve to the right with a radius of 1050.00 ft. a distance of 314.31 ft. to a stone bound; thence N-9-04-50-E a distance of 238.48 ft. to a stone bound; thence by a curve to the left with a radius of 800.00 ft. a distance of 197.45 ft. to a stone bound; thence N-5-03-40-W a distance of 273.95 ft. to a stone bound; thence by a curve to the right with a radius of 850.00 ft. a distance of 106.43 ft. to a stone bound; said bound being on the extension of the northerly line of Spencer Street.

The easterly line begins at a stone bound on the northerly line of Village Street as laid out by the Norfolk County Commissioners by Return dated November 1, 1921, said bound being N-67-24-30-E a distance of 165.22 ft. from the first bound on the westerly line as above described; thence

by a curve with a radius of 39.66 ft. a distance of 75.21 ft. to a stone bound; thence N-3-56-25-W a distance of 771.76 ft. to a stone bound; thence by a curve to the left with a radius of 2050.00 ft. a distance of 130.49 ft. to a stone bound; thence N-7-35-15-W a distance of 915.50 ft. to a stone bound; thence by a curve to the left with a radius of 4050.00 ft. a distance of 343.85 ft. to a stone bound; thence continuing on the same curve a distance of 343.86 ft. to a stone bound; thence N-17-19-00-W a distance of 474.03 ft. to a stone bound; thence by a curve to the right with a radius of 1200.00 ft. a distance of 374.02 ft. to a stone bound; thence N-00-32-30-E a distance of 539.17 ft. to a stone bound; thence by a curve to the left with a radius of 1650.00 ft. a distance of 248.06 ft. to a stone bound; thence N-8-04-20-W a distance of 689.90 ft. to a stone bound; thence by a curve to the right with a radius of 1000.00 ft. a distance of 299.37 ft. to a stone bound; thence N-9-04-50-E a distance of 238.48 ft. to a stone bound; thence by a curve to the left with a radius of 850.00 ft. a distance of 209.80 ft. to a stone bound; thence N-5-05-40-W a distance of 268.73 ft. to a stone bound; thence by a curve to the right with a radius of 30.00 ft. a distance of 60.48 ft. to a stone bound; thence N-20-26-20-E a distance of 39.00 ft. to a stone bound which is on the northerly line of Spencer Street, said bound being S-69-33-40-E a distance of 114.17 ft. from the last bound on the westerly line as above described.

The easterly line heretofore described, in general, is 50.00 ft. easterly from and parallel to the westerly line.

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 the grade thereof is established, all as shown upon a plan entitled "Plan and Profile showing the Relocation and Widening of Acorn Street, Millis from Village Street To Spencer Street as made by the Norfolk County Commissioners by Return dated August 8, 1944. 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, in accordance with the provisions of 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 relocated as aforesaid.

And it is determined by the Commissioners that all portions of the existing highway lying outside the lines herein established are hereby discontinued with the exception of that portion between station 51 and station 55 plus 50, which discontinuance shall not take effect until a sufficient travelled way adjacent thereto within the new location has been completed and opened for use by the public.

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 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 MILLIS.

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.

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<u>Parcel Number</u>	<u>Owner</u>	<u>Approximate Sq. Ft.</u>	
		<u>Taken</u>	<u>Award</u>
1.	Rebecca Novick	160	\$1.00
2.	Rebecca Novick	1000	1.00
3.	John A. Obst	700	1.00
4.	Mitro Leontie	1300	5.00
5.	Bucovina Ukrainian American Citizens Club, Inc. of Boston	8100	30.00
6.	William A. Young, Sr. et ux	14200	1.00
7.	Evan F. Richardson	6200	1.00
8.	Ignac Lewandowski et ux	9600	1.00
9.	Evan F. Richardson	4300	1.00
10.	Anthony Kirtiklis et ux Ld. Ct. Cert #10849, Bk. 55, P. 49	5400	1.00
11.	Thomas M. Keefe	2300	1.00
12.	Thomas M. Keefe	18500	1.00
13.	Clifton E. Thomas et ux Ld. Ct. Cert. #30079, Bk. 151, P. 79	3000	1.00
14.	Judith Mushnick	3450	1.00
15.	Evan F. Richardson	850	1.00
16.	Evan F. Richardson	300	1.00
17.	Judith Mushnick	200	1.00
18.	Hub Realty Company, Inc. (Morris Cohen, Tax Deed)	80	1.00
19.	Private Way	300	No award
20.	Hub Realty Company, Inc. (Morris Cohen, Tax Deed)	5000	1.00
21.	Roosevelt Boulevard (Private Way)	950	No award
22.	Hub Realty Company, Inc. (Morris Cohen, Tax Deed)	5300	1.00
23.	Lincoln Avenue (Private Way)	700	No award
24.	James A. Paris	1700	1.00
25.	Hub Realty Company, Inc. (Morris Cohen, Tax Deed)	2300	1.00
26.	Henry Street (Private Way)	500	No award
27.	Hub Realty Company, Inc. (Morris Cohen, Tax Deed)	1300	1.00
28.	Theodore W. Chamberlain	6200	5.00
29.	Esther and Max Kaufman, Trustees of the Kaufman Trust	13600	500.00
Total			\$561.00

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 eighth day of August, 1944, 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 be transmitted to the Clerk of the town of MILLIS 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: Willard Everett CLERK

Rec'd & entered for record Aug. 28, 1944 at 3h. 54m. P.M.