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Notary Public
15, 1948

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 fifth day of November, 1946, by adjournment of their September meeting next preceding:-

The petition of THOMAS E. DURANT and others of HOLBROOK 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 HOLBROOK in said County, that common convenience and necessity require that the way known as SPRING STREET, a public way in said town, be relocated between South Street and the Avon Town Line 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 October 22, 1945

Thomas E. Durant
Peter L. Vincent
Charles Chandler
Patrick A. Mack
Beatrice A. Durant
Alice C. Hadfield.

This petition was presented to the Commissioners and duly entered at a meeting of said Commissioners, held at Dedham, aforesaid, on the thirtieth day of October, 1945, by adjournment of their September meeting next preceding: and the eighteenth day of December, 1945 and two-thirty o'clock in the afternoon at the Court House in Dedham were appointed by said 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 Holbrook, being the town within which such relocation of way was prayed for, fif

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teen 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 Holbrook Times, 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 December, 1945, the Commissioners, Frederick A. Leavitt, Edward W. Hunt and Russell T. Bates, met at the time and place specified in said order, and no one representing the petitioners having appeared, the said Commissioners adjourned said hearing from time to time to a meeting of said Commissioners held on the fourteenth day of May, 1946, when and where the petitioners appeared, and the town of HOLBROOK was represented by its selectmen; and the said Commissioners then viewed the premises and route, 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 the Selectmen's office in Holbrook on the twenty-second day of October, 1946, 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 SPRING STREET as prayed for in said petition.

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

The northerly line of Spring Street begins at a point which is on the Avon-Holbrook Town Line; thence N-55-46-10-E a distance of 47.22 ft. to a stone bound; thence continuing on the same course a distance of 259.96 ft. to a stone bound; thence by a curve to the right with a radius of 781.30 ft. a distance of 240.34 ft. to a stone bound; thence N-73-23-40-E a distance of 52.98 ft. to a stone bound which is on the southerly line of High Street as laid out by the Norfolk County Commissioners by Return dated November 5, 1946; thence continuing on the same course a distance of 296.01 ft. to a point; thence N-71-41-40-E a distance of 35.88 ft. to a stone bound which is on the northerly line of High Street as laid out by said Norfolk County Commissioners by Return dated November 5, 1946; thence continuing on the same course a distance of 472.43 ft. to a stone bound; thence N-72-25-50-E a distance of 751.44 ft. to a stone bound; thence by a curve to the left with a radius of 74.97 ft. a distance of 129.96 ft. to a stone bound which is on the westerly line of South Street as laid out by the Norfolk County Commissioners by Return dated March 8, 1927.

The southerly line of Spring Street begins at a point which is on the Avon-Holbrook Town Line, said point being S-3-11-10-W a distance of 52.88 ft. from the first point on the northerly line as above described; thence N-55-46-10-E a distance of 47.22 ft. to a stone bound; thence continuing on the same course a distance of 292.10 ft. to a stone bound; thence by a curve to the right with a radius of 739.30 ft. a distance of 227.42 ft. to a stone bound; thence N-73-23-40-E a distance of 181.05 ft. to a stone bound; thence N-77-25-E a distance of 55.66 ft. to

a stone bound; thence by a curve to the left with a radius of 1500.68 ft. a distance of 149.88 ft. to a stone bound; thence N-71-41-40-E a distance of 472.11 ft. to a stone bound; thence N-72-25-50-E a distance of 795.21 ft. to a stone bound; thence by a curve to the right with a radius of 129.00 ft. a distance of 139.75 ft. to a stonebound which is on the westerly line of South Street, as laid out by the Norfolk County Commissioners by Return dated March 8, 1927, said bound being S-26-53-20-E a distance of 69.08 ft. and S-45-29-55-E a distance of 155.65 ft. from the last bound on the northerly line as above described.

The southerly line heretofore described, in general, is 50.00 ft. southerly from and parallel to the northerly line except between Station 0 + 0 and Station 7 + 0 which is 42.00 ft.

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, except that portion of land belonging to the New York, New Haven & Hartford Railroad which is considered their right of way over which side lines are established, all as shown upon a plan entitled "Plan and Profile showing the Relocation and Widening of SPRING STREET, HOLBROOK from the Avon Town Line to South Street as made by the Norfolk County Commissioners by Return dated November 5, 1946. Horizontal Scale: 1 inch = 40 feet, Vertical Scale: 1 inch = 8 feet. Wallace S. Carson, County Engineer" and signed by "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.

And it is determined by the Commissioners, that the Inhabitants of the town of HOLBROOK, 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-seven (27) 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 HOLBROOK.

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 expense of constructing said way, and all land and other damages and expenses incident thereto, be paid by the Inhabitants of the town of HOLBROOK.

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 HOLBROOK 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>	Approximate <u>Sq.Ft. Taken</u>	<u>Award</u>
1.	Lester D. Smith et ux Mtg: Holbrook Cooperative Bank	30	\$ 1.00
2.	Anthony Marino	75	1.00
3.	Anthony Marino	75	1.00
4.	Anthony Marino	50	1.00
5.	Anthony Marino	30	1.00
6.	Frederick R. Carter Mtg: Holbrook Cooperative Bank	110	1.00
7.	Dorothy P. Hayden	1500	5.00
8.	Alden E. Kellock	2100	10.00
9.	Lambert Nylander Mtg: Alfred Young	1850	10.00
10.	Edward W. Mack et ux Mtg: Holbrook Cooperative Bank	2650	65.00
11.	Spring Lane	330	No award
12.	Leonard O. Seaberg et ux Mtg: Montello Federal Savings and Loan Association of Brockton	870	10.00
13.	Johanna O. Seaberg	2600	15.00
14.	Eric W. Bernsten et ux	125	1.00
15.	Lena Cartullo	200	2.00
<u>Parcel Number</u>	<u>Owner</u>	Approximate <u>Sq.Ft. Taken</u>	<u>Award</u>
16.	Antonio Diorenzo Mtg: Plymouth Five Cents Savings Bank	75	1.00
17.	Frances H. Komich Mtg: Avon Cooperative Bank	300	15.00

19. Rudolph Koepfel et ux 120 1.00
Mtg: Home Owners' Loan Corporation

TOTAL \$ 142.00

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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

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, November 5, 1946, 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 thereof be transmitted to the Clerk of the Town of HOLBROOK 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: William B. Bennett CLERK

Rec'd & entered for record Dec. 3, 1946 at 10h. 25m. A.M.