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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 twenty-eighth day of October, 1947, by adjournment of their September meeting next preceding:-

The petition of FRANK G. HALEY and others of MEDFIELD 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 MEDFIELD in said County, that common convenience and necessity require that the way known as HOSPITAL ROAD, a public way in said town, be relocated between Station 23 and Station 35 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 Sept. 15, 1947

Frank G. Haley
W. E. McCarthy
J. L. Marcionette, Jr.
James F. Whittier
Dana Weiker

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This petition was presented to the Commissioners and duly entered at a meeting of said Commissioners, held at Dedham, aforesaid, on the sixteenth day of September, 1947, by adjournment of their June meeting next preceding: and the seventh day of October, 1947 then next and three o'clock in the afternoon at the Town Hall in Medfield 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 MEDFIELD, 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

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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 seventh day of October, 1947, the Commissioners, Frederick A. Leavitt, and Russell T. Bates, met at the time and place specified in said order, and the town of MEDFIELD 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 HOSPITAL ROAD as prayed for in said petition.

And the lines of said relocation of said HOSPITAL ROAD are as follows:-

The northerly line begins at a stone bound which is on the northerly line of Hospital Road as laid out by the Norfolk County Commissioners by Return dated October 27, 1914; thence S-78-13-34-E a distance of 217.10 ft. to a stone bound; thence S-50-07-04-E a distance of 410.55 ft. to a stone bound; thence by a curve to the left with a radius of 1969.62 ft. a distance of 427.09 ft. to a stone bound which is on the northerly line of Hospital Road as laid out by the Norfolk County Commissioners by Return dated July 17, 1928.

The southerly line begins at a stone bound which is on the southerly line of Hospital Road as laid out by the Norfolk County Commissioners by Return dated October 27, 1914, said bound being S-11-46-26-W a distance of 50.00 ft. from the first bound on the northerly line as above described; thence easterly by a curve with a radius of 775.00 ft. a distance of 204.80 ft. to a stone bound which is on the easterly line of location of the New York, New Haven and Hartford Railroad Company; thence S-20-46-30-E a distance of 174.76 ft. on said easterly line of

location of said railroad to a stone bound; thence S-62-32-30-E a distance of 366.87 ft. to a stone bound; thence continuing on the same course a distance of 320.85 ft. to a stone bound which is on the southerly line of Hospital Road as laid out by the Norfolk County Commissioners by Return dated July 17, 1928, said bound being S-27-27-30-W a distance of 60.00 ft. from the last bound on the northerly line as above described.

The northerly and southerly lines are established contingent to a transfer of Parcels #1 and #2 from the Commonwealth of Massachusetts, Department of Mental Health, in accordance with the provisions of General Laws, Chapter 30, Section 44-A.

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 the grade thereof is established, all as shown upon a plan entitled "Plan and Profile showing the Relocation and Widening of Hospital Road, Medfield, between Stations 23 + 61.01 and 34 + 00.45, as made by the Norfolk County Commissioners by Return dated October 28, 1947. 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, subject to the provisions of General Laws, Chapter 30, Section 44-A.

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, subject to the provisions of General Laws, Chapter 30, Section 44-A.

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 all portions of the existing highway lying outside the lines herein es-

established are hereby discontinued.

And it is determined by the Commissioners, that the Inhabitants of the Town of MEDFIELD, 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 MEDFIELD.

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 expenses incident thereto, be paid by the Inhabitants of the town of MEDFIELD.

And the said 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 MEDFIELD 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>Area</u>	<u>Award</u>
1.	Commonwealth of Massachusetts	19,455 S.F.	No award
2.	Commonwealth of Massachusetts	283 S.F.	No award

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 entry is made or possession taken for the purpose of constructing said way.

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 twenty-eighth day of October, 1947 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 MEDFIELD 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 Nov. 21, 1947 at 9h.A.M.