

2788

530

#314

COMMONWEALTH OF MASSACHUSETTS

NORFOLK, SS.

At a meeting of the County Commissioners, held at Dedham on Tuesday, the twenty-first day of September 1948:-

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

ALICE P. KENDALL

RUSSELL T. BATES

COUNTY COMMISSIONERS

A true copy

ATTEST:

Willard Everett CLERK

Rec'd & entered for record Oct. 14, 1948 at 11h.40m.A.M.

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-first day of September, 1948:-

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 NORTH STREET, a public way in said town, be relocated between Main Street and Harding 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.

Plans. 988 to 992 Incl. of 1948 C.C. R.R. 147
Certificate No. 2826 P. 381 - Entry

Wherefore your petitioners pray that said way may be re-located within the limits above specified.

Dated January 24, 1945.

Frank G. Haley
Charles W. Haigh
R. L. Sullivan
Orion Wight
Marie M. Burke

* * * * *

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 January, 1945, by adjournment of their December meeting next preceding; and the sixth day of March then next 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 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 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 sixth day of March, 1945, 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 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 a meeting of said Commissioners held at Dedham on the sixteenth day of September, 1947 when and where upon the adjudication aforesaid, the Commissioners appointed the seventh day of October, 1947 and three-thirty o'clock in the afternoon, at the Selectmen's office in Medfield 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 authorized 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 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 adjourned from time to time to this meeting.

And now the Commissioners, Frederick A. Leavitt, Russell T. Bates and Alice P. Kendall (acting in place of Edward W. Hunt) by courses and distances, metes and bounds, do relocate said NORTH STREET as prayed for in said petition.

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

The westerly line begins at a stone bound on the northerly line of Main Street as laid out by the Norfolk County Commissioners by Return dated September 29, 1925; thence northeasterly by a curve with a radius of 10.20 ft. a distance of 17.19 ft. to a stone bound; thence N-34-03-20-W a distance of 65.59 ft. to a stone bound; thence N-42-05-40-W a distance of 175.68 ft. to a stone bound; thence N-39-56-50-E a distance of 25.07 ft. to a stone bound; thence N-35-27-20-W a distance of 219.95 ft. to a stone bound; thence by a curve to the left with a radius of 60.00 ft. a distance of 101.04 ft. to a stone bound which is on the southerly side of Frairy Street; thence N-8-14-50-E a distance of 53.05 ft. to a stone bound which is on the northerly side of Frairy Street; thence northeasterly by a curve with a radius of 40.00 ft. a distance of 56.53 ft. to a stone bound; thence N-33-43-10-W a distance of 435.89 ft. to a stone bound; thence by a curve to the left with a radius of 20.00

ft. a distance of 32.20 ft. to a stone bound which is on the southerly line of Mitchell Street; thence N-40-50-20-W a distance of 26.09 ft. to a stone bound which is on the northerly line of Mitchell Street; thence northeasterly by a curve with a radius of 25.00 ft. a distance of 38.89 ft. to a stone bound; thence N-33-43-10-W a distance of 103.71 ft. to a stone bound; thence by a curve to the left with a radius of 20.00 ft. a distance of 32.25 ft. to a stone bound which is on the southerly line of Cottage Street; thence N-41-32-10-W a distance of 33.15 ft. to a stone bound which is on the northerly line of Cottage Street; thence northeasterly by a curve with a radius of 26.44 ft. a

distance of 40.43 ft. to a stone bound; thence by a curve to the right with a radius of 1660.00 ft. a distance of 267.51 ft. to a stone bound; thence N-24-29-10-W a distance of 254.05 ft. to a stone bound; thence by a curve to the right with a radius of 1660.00 ft. a distance of 354.03 ft. to a stone bound; thence by a curve to the left with a radius of 50.00 ft. a distance of 95.07 ft. to a stone bound which is on the southerly line of Dale Street; thence N-2-23-40-W a distance of 57.06 ft. to a stone bound which is on the northerly line of Dale Street; thence northeasterly by a curve with a radius of 100.00 ft. a distance of 111.83 ft. to a stone bound; thence N-5-16-40-W a distance of 236.63 ft. to a stone bound; thence by a curve to the left with a radius of 3000.00 ft. a distance of 461.79 ft. to a stone bound; thence by a curve to the left with a radius of 1000.00 ft. a distance of 316.53 ft. to a stone bound; thence N-32-14-W a distance of 478.69 ft. to a stone bound; thence N-36-26-W a distance of 312.01 ft. to a stone bound; thence by a curve to the left with a radius of 250.00 ft. a distance of 212.87 ft. to a stone bound which is on the southerly line of Harding Street; thence N-7-51-20-W a distance of 51.24 ft. to a stone bound which is on the northerly line of Harding Street; thence northeasterly by a curve with a radius of 100.00 ft. a distance of 170.82 ft. to a stone bound.

The easterly line begins at a stone bound on the northerly line of Main Street as laid out by the Norfolk County Commissioners by Return dated November 16, 1926, said bound being

N-62-29-20-E a distance of 47.55 ft. and N-48-31-30-E a distance of 85.96 ft. from the first bound on the westerly line as above described; thence northwesterly by a curve with a radius of 47.48 ft. a distance of 66.44 ft. to a stone bound; thence N-35-27-20-W a distance of 170.00 ft. to a stone bound; thence by a curve to the right with a radius of 25.00 ft. a distance of 39.04 ft. to a stone bound which is on the southerly line

of Janes Avenue; thence N-73-35-50-W a distance of 41.66 ft. to a stone bound which is on the northerly line of Janes Avenue; thence northwesterly by a curve with a radius of 15.00 ft. a distance of 23.70 ft. to a stone bound; thence N-35-27-20-W a distance of 101.60 ft. to a stone bound; thence by a curve to the right with a radius of 4000.00 ft. a distance of 121.20 ft. to a stone bound thence N-33-43-10-W a distance of 712.03 ft. to a stone bound; thence by a curve to the right with a radius of 25.00 ft. a distance of 32.70 ft. to a stone bound which is on the southeasterly line of Green Street; thence N-17-26-40-W a distance of 46.83 ft. to a stone bound which is on the northwesterly line of Green Street; thence northwesterly by a curve with a radius of 25.00 ft. a distance of 46.16 ft. to a stone bound; thence by a curve to the right with a radius of 1600.00 ft. a distance of 237.36 ft. to a stone bound; thence N-24-29-10-W a distance of 254.05 ft. to a stone bound; thence by a curve to the right with a radius of 1600.00 ft. a distance of 536.40 ft. to a stone bound; thence N-5-16-40-W a distance of 220.43 ft. to a stone bound thence by a curve to the left with a radius of 3060.00 ft. a distance of 267.11 ft. to a stone bound; thence by a curve to the right with a radius of 61.54 ft. a distance of 94.95 ft. to a stone bound which is on the southerly line of Pine Street as laid out by the Norfolk County Commissioners by Return dated November 1, 1938; thence N-16-28-W a distance of 52.31 ft. to a stone bound which is on the northerly line of Pine Street as laid out by the Norfolk County Commissioners by Return dated November 1, 1938; thence northwesterly by a curve with a radius of 33.91 ft. a distance of 64.79 ft. to a stone bound; thence N-14-05-50-W a distance of 48.07 ft. to a stone bound; thence by a curve to the left with

a radius of 1060.00 ft. a distance of 335.53 ft. to a stone bound; thence N-32-14-W a distance of 741.14 ft. to a stone bound; thence by a curve to the right with a radius of 800.00 ft. a

2788

535

distance of 279.35 ft. to a stone bound which is N-86-54-20-E a distance of 70.13 ft. from the last bound on the westerly line as above described.

The easterly line heretofore described, in general, is 60.00 feet 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 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 North Street, Medfield from Main Street to Harding Street as made by the Norfolk County Commissioners by Return dated Sept. 21, 1948. Horizontal Scale: 1 inch = 40 feet. Vertical Scale: 1 inch = 8 feet. Wallace S. 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 located 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 MEDFIELD, do within five 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 MEDFIELD.

And it is determined by the Commissioners that all the expense 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 said way.

<u>Parcel Number</u>	<u>Owner</u>	<u>Approximate Sq. Ft.</u>	
		<u>Taken</u>	<u>Award</u>
1.	George H. Sauer	1240	1.00
2.	First Congregational Parish in Medfield (George H. Sauer, Lessee)	4285	1.00

3.	Robert J. Larkin et al	5	1.00
4.	First Congregational Parish in Medfield	2450	1.00
5.	First Congregational Parish in Medfield (William Palumbo, Lessee)	1540	1.00
6.	First Congregational Parish in Medfield	4850 Slope easement	200.00
7.	Town of Medfield	100	No award
8.	Madeline M. McCarthy Mtg: Dedham Institution for Savings	2050 Slope easement	100.00
9.	John E. Coyle Mtg: R.F.C. Mortgage Company Mtg: Disaster Loan Corporation	1650 Slope easement	125.00
10.	Philip Ehnes Mtg: Henry Wilson Cooperative Bank Mtg: Marie Ehnes	750 Slope easement	65.00
11.	Malcolm R. Haskell et ux Mtg: Norwood Cooperative Bank	800 Slope easement	65.00
12.	Eleanor F. and Edith M. Atherton	600	25.00
13.	John J. Horgan et ux Mtg: Medfield Cooperative Bank Mtg: Wrentham Cooperative Bank	575	25.00
14.	Ralph R. Brown et ux	850 Slope easement	50.00
		Approximate Sq.Ft. Taken	Award
15.	Julia Zullo	650 Slope easement	60.00
16.	Charles W. Hull, Jr., et ux Mtg: Norwood Cooperative Bank	1250 Slope easement	40.00
17.	Alfred Colantonio et ux Mtg: Natick Federal Savings and Loan Association	5 Slope easement	1.00
17a.	Sadie A. Lincoln	Slope easement	1.00
17b.	Francis T. Mingels et ux Mtg: Medfield Cooperative Bank	Slope easement	1.00

2788

538

18.	Henry Ippoliti et ux Mtg: Medfield Cooperative Bank	300 Slope easement	15.00
19.	Udavilla Clough	925 Slope easement	90.00
20.	Amos C. Kingsbury	570 Slope easement	10.00
20a.	Amos C. Kingsbury	940 Slope easement	15.00
20b.	Amos C. Kingsbury	1580 Slope easement	25.00
21.	Town of Medfield	3347	No award
22.	Town of Medfield	4100	No award
23.	Katherine E. Clancy	675	25.00
24.	Mary C. Simmons Mtg: William J. Cornell et ux	550 Slope easement	5.00
25.	Kenneth E. Lougee et ux	45	1.00
26.	Turner R. Bailey et ux	1200	40.00
27.	Alida S. Pear	1900	20.00
28.	Joel E. Heard et ux	40	1.00
29.	P. Stokes Gaither et ux Ld. Ct. Cert. #32727, Bk. 164, P. 127	1197 Slope easement	5.00

<u>Parcel Number</u>	<u>Owners</u>	<u>Approximate Sq. Ft. Taken</u>	<u>Award</u>
30.	P. Stokes Gaither et ux Mtg: Provident Institution for Savings	700	5.00
31.	Roland and Hope Day Alexander E. Wight, Life Estate	1500 Slope easement	1.00
32.	P. Stokes Gaither et ux Mtg: Provident Institution for Savings	18100 Slope easement	50.00
33.	P. Stokes Gaither et ux Ld. Ct. Cert. #31506, Bk. 158, P. 108 Mtg: Provident Institution for Savings	10538 Slope easement	10.00
34.	Vincent Mick	7000 Slope easement	50.00
35.	Karl A. Johnson et ux	1500	25.00
36.	Karl A. Johnson et ux	1800	25.00
37.	Karl A. Johnson et ux	275	5.00

38.	Karl A. Johnson et al Mtg: Medfield Cooperative Bank	400	5.00
38a.	Gatherine M. Cox Mtg: Medfield Cooperative Bank	Slope easement	1.00
39.	Jesse L. Darling et ux Mtg: Medway Savings Bank	530 Slope easement	10.00
40.	Mary T. Dennett	425 Slope easement	65.00
41.	Alton H. Hartford et ux	500 Slope easement	65.00
42.	John K. Anderson et ux Mtg: Medfield Cooperative Bank	950 Slope easement	75.00
43.	Mary D. Bibby Mtg: Natick Federal Savings and Loan Association	1250 Slope easement	75.00
44.	Charles A. Withington et ux Mtg: Natick Federal Savings and Loan Association	1400 Slope easement	80.00
45.	Marjorie Farris Mtg: Medfield Cooperative Bank	1300 Slope easement	50.00
46.	Theresa K. McCarthy	420	20.00

<u>Parcel Number</u>	<u>Owner</u>	<u>Approximate Sq.Ft. Taken</u>	<u>Award</u>
47.	Frank J. LaGivita et ux Mtg: Neponset Credit Union	900 Slope easement	25.00
48.	Edward A. Harding et ux Mtg: Helen Harding	1800 Slope easement	115.00
49.	Fannie Lantz	800 Slope easement	90.00
50.	G. Stewart Smith et ux Mtg: Medfield Cooperative Bank	1450 Slope easement	75.00
51.	John R. Sauer	550 Slope easement	45.00
52.	Regina A. Sherman, Herbert E. Sherman, Trustee	830 Slope easement	75.00
53.	Mary F. Fielechy	1000 Slope easement	50.00
54.	Medfield Straw Hat Company Inc Mtg: Norfolk County Trust Co.	150 Slope easement	1.00
55.	Willis W. Alley et ux Mtg: Norwood Cooperative Bank Mtg: Walter F. Foss, Trustee	50 Slope easement	10.00
56.	Galo Rivera, Jr.	1075	150.00
57.	Waldo A. Fitts	1175 Slope easement	250.00

58,	Waldo A. Pitts Essex Vacuum Oil Company, Inc. Slope easement Lessee	620	125.00
		TOTAL	\$ 2645.00

And having heard the proprietors of land 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 entry is made or possession taken for the purpose of constructing said way.

FREDERICK A. LEAVITT

ALICE P. KENDALL

RUSSELL T. BATES

COUNTY COMMISSIONERS

COMMONWEALTH OF MASSACHUSETTS

NORFOLK, SS.

At a meeting of the County Commissioners, held at Dedham, on Tuesday, the twenty-first day of September, 1948:-

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

ALICE P. KENDALL

RUSSELL T. BATES

COUNTY COMMISSIONERS

A true copy

ATTEST: Willard Everett CLERK

Rec'd & entered for record Oct. 14, 1948 at 11h.40m.A.M.