

#346

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 Harding Street and School 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 Sept. 11, 1947.

Frank G. Haley
Joseph L. Marcionette Jr.
W. E. McCarthy
Marie M. Burke
Leslie J. Howlette

This petition was presented to the Commissioners and duly entered at a meeting of said Commissioners, held at Dedham, 1947 aforesaid, on the sixteenth day of September/by adjournment of their June meeting next preceding; and the seventh day of October 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

Plan No. 987 of 1948 P.D. B.R. 147
Certificate of 2826 P. 380

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 seventh day of October, 1947, the Commissioners, Frederick A. Leavitt 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 sixth day of July, 1948, when and where upon the adjudication aforesaid, the Commissioners appointed the twenty-seventh day of July, 1948 at eleven o'clock in the morning at the Court House in Dedham, 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 then 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 distance, 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 which is the last described bound on the westerly line of North Street as laid out by the Norfolk County Commissioners by Return dated September 21, 1948; thence N-3-05-40-W a distance of 126.95 ft. to a stone bound thence by a curve to the right with a radius of 860.00 ft. a distance of 175.95 ft. to a stone bound; thence N-8-37-40-E a distance of 451.82 ft. to a stone bound; thence by a curve to the left with a radius of 40.00 ft. a distance of 68.98 ft. to a stone bound which is on the southerly side of School Street; thence N-21-45-30-E a distance of 53.90 ft. to a stone bound which is on the northerly line of School Street; thence northeasterly by a curve with a radius of 40.00 ft. a distance of 56.69 ft. to a stone bound.

The easterly line begins at a stone bound which is the last described bound on the easterly line of North Street as laid out by the Norfolk County Commissioners by Return dated September 21, 1948; said bound being N-86-54-20-E a distance of 70.13 ft. from the first bound on the westerly line as above described; thence northeasterly by a curve with a radius of 800.00 ft. a distance of 189.91 ft. to a stone bound; thence by a curve to the right with a radius of 51.73 ft. a distance of 82.49 ft. to a stone bound which is on the southerly side of Winter Street; thence N-2-44-20-E a distance of 50.00 ft. to a stone bound which is on the northerly side of Winter Street; thence northwesterly by a curve with a radius of 42.87 ft. a distance of 71.75 ft. to a stone bound; thence N-8-37-40-E a distance of 533.99 ft. to a stone bound, said bound being

S-81-22-20-E a distance of 60.00 ft. from the last bound on the westerly line as above described.

The easterly line heretofore described, in general, is 60.00 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 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 Harding Street to School 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. Carson, County Engineer" and signed by "Frederick A. Leavitt, Chairman" which plan is filed herewith and made a part of this Return under 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 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 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 said way.

<u>Parcel Number</u>	<u>Owner</u>	<u>Approximate Sq.Ft. Taken</u>	<u>Award</u>
1.	Roland and Hope Day Alexander E. Wight, Life Estate	10000 Slope easement	20.00
2.	Evelyn Byng	175	1.00
3.	Roland and Hope Day	600 Slope easement	1.00
4.	Marjorie C. Young	950 Slope easement	1.00
5.	P. Stokes Gaither et ux Mtg: Provident Institution for Savings	8400 Slope easement	25.00
TOTAL			\$ 48.00

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

2788

530

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 E. Smith 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 P. 2. B. R. 147
Certificate D.S. 2826 P. 381 - Entry