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Commonwealth of Massachusetts

Middlesex

ss.

February 14,

A. D. 19 51

Then personally appeared the above named Charles O. Winslow and Breta L. Winslow and acknowledged the foregoing instrument to be their free act and deed

Before me, *Paul L. Flynn*

Notary Public

My commission expires *Oct 1* 1954

Rec'd & entered for record Feb. 15, 1951 at 12h. 17m. P.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 thirtieth day of January, 1951, by adjournment of their December meeting next preceding:-

The petition of GEORGE H. MARKT et al of SHARON, 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 SHARON in said County, that common convenience and necessity require that the way known as BEACH STREET, a public way in said town, be relocated between East Foxboro Street and Gunhouse Street for the purpose of establishing the boundary line 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 March 24, 1949.

- George H. Markt
- John T. Andrews
- Charles W. Bowman
- Willis F. Hickey
- Richard H. Chase
- Frank A. Chase
- Lawrence E. Peck

* * * * *

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 August, 1949 by adjournment of their June meeting next preceding; and the sixth day of September 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 prem-

*See Plan No. 179 to 182 incl of 1951 in 482 Vol. 162
See Building Code Vol. 3042 p. 75*

ises; 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 SHARON, 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 SHARON ADVOCATE, 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 sixth day of September, 1949, the Commissioners, Frederick A. Leavitt, Russell T. Bates and Clayton W. Nash, met at the time and place specified in said order, and no one representing the Town of Sharon Having appeared, the said Commissioners adjourned said hearing to a meeting of said Commissioners held at Dedham on the twentieth day of September, 1949, when and where the petitioners appeared, and the town of SHARON 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 thirty-first day of May, 1950 when and where upon the adjudication aforesaid, the Commissioners appointed the twentieth day of June, 1950 at the Town Hall in SHARON 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 said 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 said Commissioners, by courses and distances metes and bounds, do relocate said BEACH STREET as prayed for in said petition.

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

The northerly line begins at a stone bound which is on the easterly line of East Foxboro Street as laid out by the Norfolk County Commissioners by Return dated July 24, 1945; thence N-30-26-30-E a distance of 116.96 ft. to a stone bound; thence by a curve to the left with a radius of 35.00 ft. a distance of 40.99 ft. to a stone bound which is on the westerly line of Grove Avenue; thence N-32-00-10-E a distance of 42.94 ft. to a stone bound which is on the easterly line of Grove Avenue; thence southeasterly by a curve with a radius of 25.00 ft. a distance of 36.17 ft. to a stone bound; thence N-60-26-30-E a distance of 216.04 ft. to a stone bound; thence by a curve to the left with a radius of 599.34 ft. a distance of 135.29 ft. to a stone bound; thence by a curve to the left with a radius of 25.85 ft. a distance of 36.45 ft. to a stone bound which is on the westerly line of Lake Avenue; thence N-45-25-30-E a distance of 40.79 ft. to a stone bound which is on the easterly line of Lake Avenue; thence southeasterly by a curve with a radius of 20.00 ft. a distance of 34.63 ft. to a stone bound; thence N-47-30-30-E a distance of 50.31 ft. to a stone bound; thence by a curve to the right with a radius of 1460.00 ft. a distance of 166.69 ft. to a stone bound; thence by a curve to the left with a radius of 30.00 ft. a distance of 50.80 ft. to a stone bound which is on the westerly line of Harding Street; thence N-38-32-30-E a distance of 42.99 ft. to a stone bound which is on the easterly line of Harding Street; thence southeasterly by a curve with a radius of 30.00 ft. a distance of 41.41 ft. to a stone bound; thence by a curve to the right with a radius of 1460.00 ft. a distance of 167.12 ft. to a stone bound; thence N-64-30-10-E a distance of 124.87 ft. to a stone bound; thence by a curve to the left with a radius of 800.00 ft. a distance of 350.07 ft. to a stone bound; thence by a curve to the left with a radius of 1600.00 ft. a distance of 558.66 ft. to a stone bound; thence by a curve to the left with a radius of

855.47 ft. a distance of 380.07 ft. to a stone bound; thence N-6-01-50-W a distance of 60.20 ft. to a stone bound; thence by a curve to the left with a radius of 65.00 ft. a distance of 68.07 ft. to a stone bound which is on the westerly line of a circle as laid out by the Town of Sharon.

The southerly line begins at a stone bound which is on the easterly line of East Foxboro Street as laid out by the Norfolk County Commissioners by Return dated July 24, 1945; said bound being S-59-33-30-E a distance of 60.00 ft. from the first bound on the northerly line as above described; thence easterly by a curve with a radius of 624.19 ft. a distance of 326.83 ft. to a stone bound; thence N-60-26-30-E a distance of 55.04 ft. to a stone bound; thence by a curve to the left with a radius of 659.34 ft. a distance of 148.83 ft. to a stone bound; thence N-47-30-30-E a distance of 136.33 ft. to a stone bound; thence by a curve to the right with a radius of 1400.00 ft. a distance of 415.25 ft. to a stone bound; thence N-64-30-10-E a distance of 124.87 ft. to a stone bound; thence by a curve to the left with a radius of 860.00 ft. a distance of 376.33 ft. to a stone bound; thence by a curve to the left with a radius of 1660.00 ft. a distance of 579.61 ft. to a stone bound; thence by a curve to the left with a radius of 915.47 ft. a distance of 114.05 ft. to a stone bound; thence N-24-52-20-E a distance of 128.47 ft. to a stone bound; thence N-10-27-50-E a distance of 145.68 ft. to a stone bound; thence N-16-27-50-E a distance of 145.59 ft. to a stone bound; thence N-37-27-50-E a distance of 40.87 ft. to a stone bound which is on the line of land taken by the Town of Sharon; said bound being a distance of 197.72 ft. on a curve with

a radius of 125.00 ft. and S-66-39-35-E a distance of 75.57 ft. from the last bound on the northerly line as above described.

The southerly line heretofore described, in general, is 60.00 ft. southerly from and parallel to the northerly 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 a portion of Beach Street, Sharon, between East Foxboro Street and Cedar Street as made by the Norfolk County Commissioners by Return dated January 30, 1951. 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 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 SHARON, 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 SHARON.

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 SHARON.

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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 SHARON 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>Approximate Sq.Ft. Taken</u>	<u>Award</u>
1.	Hannah Seltser Ld.Ct.Cert. #29324, Bk.147, P.124	95	1.00
2.	Sara R. Berkman Ld.Ct.Cert. #30248, Bk.152, P.48	100	1.00
3.	Irving Kadesh et ux Ld.Ct.Cert.#39017, Bk.196, P.17 Mtg: Brookline Cooperative Bank Mtg: William Sacks	51	1.00
4.	William Sacks Ld.Ct.Cert.#26685, Bk.134, P.85 Mtg: Brookline Federal Savings and Loan Association	43	1.00
5.	William Sacks Ld.Ct.Cert.#26685, Bk.134, P.85 Mtg: Brookline Federal Savings and Loan Association	5	1.00
6.	Samuel Pearlman Ld.Ct.Cert.#8525, Bk.43, P.125 Mtg: Merchants Cooperative Bank	144	15.00
7.	Frances R. Gurvitz Ld.Ct.Cert.#41440, Bk.208, P.40 Mtg: Home Owners Federal Savings and Loan Association, Boston	239	15.00
8.	Frances R. Gurvitz Ld.Ct.Cert.#41440, Bk.208, P.40 Mtg: Home Owners Federal Savings and Loan Association, Boston	310	15.00
9.	Frances R. Gurvitz Ld.Ct.Cert.#41181, P.206, P.181	132	10.00
10.	Anna Katz Ld.Ct.Cert.#28167, Bk.141, P.167	11	1.00

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11.	Anna Kats Ld. Ct. Cert. #28167, Bk. 141, P. 167	108	10.00
12.	David Elkind Ld. Ct. Cert. #19995, Bk. 100, P. 195 Mtg: Sharon Cooperative Bank	58	1.00
13.	David Elkind Ld. Ct. Cert. #19995, Bk. 100, P. 195 Mtg: Sharon Cooperative Bank	185 Slope easement	1.00
14.	David Elkind Ld. Ct. Cert. #19995, Bk. 100, P. 195 Mtg: Sharon Cooperative Bank	314 Slope easement	1.00
15.	Ada Altshuler Ld. Ct. Cert. #39282, Bk. 197, P. 82 Mtg: Charlestown Five Cents Savings Bank Mtg: Annie Smeed	196 Slope easement	1.00

<u>Parcel Number</u>	<u>Owner</u>	<u>Approximate Sq. Ft. Taken</u>	<u>Award</u>
16.	Ada Altshuler Ld. Ct. Cert. #31876, Bk. 160, P. 76	51	1.00
17.	Norman I. Richman Ld. Ct. Cert. #40859, Bk. 205, P. 59 Mtg: Brookline Federal Savings and Loan Association	85	1.00
18.	Lillian R. Sallop Ld. Ct. Cert. #26274, Bk. 132, P. 74 Mtg: Home Owners Loan Corporation	191	1.00
19.	Lillian R. Sallop Ld. Ct. Cert. #26274, Bk. 132, P. 74 Mtg: Home Owners Loan Corporation	84 Slope easement	1.00
20.	Morris Lichter et ux Ld. Ct. Cert. #30230, Bk. 152, P. 30	79 Slope easement	1.00
21.	Morris Lichter et ux Ld. Ct. Cert. #30230, Bk. 152, P. 30	1	No award
22.	Nathan C. Wyman et ux Ld. Ct. Cert. #40857, Bk. 205, P. 57 Mtg: Boston Five Cents Savings Bank	1	No award
23.	Nathan C. Wyman et ux Ld. Ct. Cert. #35608, Bk. 179, P. 8 Mtg: Sharon Cooperative Bank	3	No award
24.	Nathan C. Wyman et ux Ld. Ct. Cert. #35608, Bk. 179, P. 8 Mtg: Sharon Cooperative Bank	61	1.00
25.	Gertrude Dubb Ld. Ct. Cert. #28090, Bk. 141, P. 90 Mtg: Sharon Cooperative Bank	79	1.00
26.	Gertrude Dubb Ld. Ct. Cert. #28090, Bk. 141, P. 90 Mtg: Sharon Cooperative Bank	53	1.00
27.	Gertrude Dubb Ld. Ct. Cert. #28090, Bk. 141, P. 90 Mtg: Sharon Cooperative Bank	105- Slope easement	1.00

28.	Gertrude Dubb Ld. Ct. Cert. #28090, Bk. 141, P. 90 Mtg: Sharon Cooperative Bank	843 Slope easement	1.00
29.	Gertrude Dubb Ld. Ct. Cert. #28090, Bk. 141, P. 90 Mtg: Sharon Cooperative Bank	519 Slope easement	1.00
30.	Lillian R. Sallop Mtg: Sharon Cooperative Bank	14000 Slope easement	300.00
31.	The Order of the Brothers of the Sacred Heart of New Eng- land, Inc.	18200 Slope easement	300.00

<u>Parcel Number</u>	<u>Owner</u>	<u>Approximate Sq. Ft. Taken</u>	<u>Award</u>
32.	Gertrude Dubb and Anne Casson	400 Slope easement	5.00
33.	Gertrude Dubb Ld. Ct. Cert. #28090, Bk. 141, P. 90 Mtg: Sharon Cooperative Bank	671 Slope easement	10.00
34.	Gertrude Dubb Ld. Ct. Cert. #28090, Bk. 141, P. 90 Mtg: Sharon Cooperative Bank	845 Slope easement	10.00
35.	Gertrude Dubb Ld. Ct. Cert. #28090, Bk. 141, P. 90 Mtg: Sharon Cooperative Bank	2758 Slope easement	25.00
36.	Nathan C. Wyman et ux Ld. Ct. Cert. #35608, Bk. 179, P. 8 Mtg: Sharon Cooperative Bank	793 Slope easement	10.00
37.	Nathan C. Wyman et ux Ld. Ct. Cert. #35608, Bk. 179, P. 8 Mtg: Sharon Cooperative Bank	1460 Slope easement	15.00
38.	Nathan C. Wyman et ux Ld. Ct. Cert. #40857, Bk. 205, P. 57 Mtg: Boston Five Cents Savings Bank	1281 Slope easement	15.00
39.	Nathan C. Wyman et ux Ld. Ct. Cert. #40857, Bk. 205, P. 57 Mtg: Boston Five Cents Savings Bank	1582 Slope easement	15.00
40.	Morris Lichter et ux Ld. Ct. Cert. #31593, Bk. 158, P. 193	1952 Slope easement	15.00
41.	Morris Lichter et ux Ld. Ct. Cert. #30230, Bk. 152, P. 30	1701 Slope easement	15.00
42.	Morris Lichter et ux Ld. Ct. Cert. #30230, Bk. 152, P. 30	1253 Slope easement	10.00
43.	Morris Lichter et ux Ld. Ct. Cert. #30230, Bk. 152, P. 30	1069 Slope easement	10.00
44.	Lillian R. Sallop Ld. Ct. Cert. #26274, Bk. 132, P. 74 Mtg: Home Owners Loan Corporation	929 Slope easement	10.00
45.	Lillian R. Sallop Ld. Ct. Cert. #26274, Bk. 132, P. 74 Mtg: Home Owners Loan Corporation	816 Slope easement	10.00

46.	Norman I. Richman Ld. Ct. Cert. #40859, Bk. 205, P. 59 Mtg: Brookline Federal Savings and Loan Association	908 Slope easement	10.00
47.	Ada Altshuler Ld. Ct. Cert. #31876, Bk. 160, P. 76	950 Slope easement	10.00
		Approximate Sq. Ft. Taken	Award
48.	Ada Altshuler Ld. Ct. Cert. #39282, Bk. 197, P. 82 Mtg: Charlestown Five Cents Savings Bank Mtg: Annie Smeed	846 Slope easement	10.00
49.	David Elkind Ld. Ct. Cert. #19995, Bk. 100, P. 195 Mtg: Sharon Cooperative Bank	656 Slope easement	10.00
50.	David Elkind Ld. Ct. Cert. #19995, Bk. 100, P. 195 Mtg: Sharon Cooperative Bank	763 Slope easement	10.00
51.	David Elkind Ld. Ct. Cert. #19995, Bk. 100, P. 195 Mtg: Sharon Cooperative Bank	889 Slope easement	10.00
52.	Robert Abel et ux Ld. Ct. Cert. #37001, Bk. 186, P. 1 Mtg: Sharon Cooperative Bank	1016 Slope easement	10.00
53.	Lillian Rosoff Ld. Ct. Cert. #37000, Bk. 185, P. 200 Mtg: Union Market National Bank	1136 Slope easement	10.00
54.	Sam Able and Hyman Echlov Ld. Ct. Cert. #9169, Bk. 46, P. 169 Mtg: Sharon Cooperative Bank	1068 Slope easement	10.00
55.	Milton Blank et ux Ld. Ct. Cert. #34858, Bk. 175, P. 58 Mtg: Union Federal Savings and Loan Association	2270 Slope easement	35.00
56.	Frances R. Gurvitz Ld. Ct. Cert. #41181, Bk. 206, P. 181	2900 Slope easement	50.00
57.	Sharon Real Estate Company Ld. Ct. Cert. #1927, Bk. 10, P. 1927	3000 Slope easement	1.00
58.	Mamie C. Horton Mtg: Foxborough Savings Bank	8600 Slope easement	100.00
		TOTAL	\$ 1137.00

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

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FREDERICK A. LEAVITT

RUSSELL T. BATES

CLAYTON W. NASH

COUNTY COMMISSIONERS

COMMONWEALTH OF MASSACHUSETTS

NORFOLK, SS.

At a meeting of the County Commissioners, held at Dedham, on Tuesday, the thirtieth day of January, 1951, 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 thereof be transmitted to the Clerk of the Town of SHARON 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

RUSSELL T. BATES

CLAYTON W. NASH

COUNTY COMMISSIONERS

A true copy:

ATTEST: William B. Everett CLERK

Rec'd & entered for record Feb.15,1951 at 12h.26m.P.M.

I, Kalman Bernstein

of Brookline Norfolk County, Massachusetts,

being unmarried, for consideration paid, grant to Sol Feldman and Muriel Feldman husband and wife as tenants by the entirety and not as tenants in common, both

and said Commonwealth with quitclaim covenants

of Boston, in the County of Suffolk