

#377

# Know all Men by these Presents

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5 3 5

That the **HYDE PARK CO-OPERATIVE BANK** of Boston, Mass., the mortgagee named in ..... certain mortgage ..... given by

Elizabeth A. Dunn

dated ..... November 4th, ..... A. D. 19 51, and recorded with

Norfolk Deeds, Book 1949, Page 387

hereby acknowledges that it has received from ..... full payment and satisfaction of the same, and in consideration thereof it hereby cancels and DISCHARGES said mortgage.

In Witness Whereof the said Hyde Park Co-operative Bank has caused its corporate seal to be hereunto affixed and these presents to be signed, acknowledged and delivered in its name and behalf by Joseph F. Lynch, its Treasurer, this

fourth day of December,

HYDE PARK CO-OPERATIVE BANK 1886

By Joseph F. Lynch, Treasurer



## COMMONWEALTH OF MASSACHUSETTS

Suffolk ss. Boston, December 7<sup>th</sup> 1951. Then personally appeared the above-named Joseph F. Lynch, Treasurer, and acknowledged the foregoing instrument to be the free act and deed of the Hyde Park Co-operative Bank.

Before me,

Joseph M. Downey  
Joseph M. Downey Notary Public

Rec'd & entered for record Jan. 11, 1952 at 9h.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 eighteenth day of December, 1951, by adjournment of their September meeting next preceding:-

The petition of A. WINTON CAIRD and others of BRAINTREE 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 Braintree in said County, that common convenience and necessity require that the way known as PEACH STREET, a public way in said town, be relocated throughout its entire length for the purpose of making alterations in the course or width of said way.

See Plan No. 21730 of 1952, P. 132, 168  
Book of Entries Vol 3061 P. 275

Wherefore your petitioners pray that said way may be relocated within the limits above specified.

Dated October 31, 1950

A. Winton Caird  
Joseph M. Magaldi  
Ralph M. Soule  
Mitchell W. Gawlowicz  
John Wentworth  
John W. Mahar  
Raymond P. Palmer  
Albert E. Roberts

\* \* \* \* \*

This petition was presented to the Commissioners and duly entered at a meeting of said Commissioners, held at Dedham, aforesaid on the twenty-eighth day of November, 1950, by adjournment of their September meeting next preceding; and the twenty-sixth day of December, 1950 and two-thirty o'clock in the afternoon at the Court House in Dedham were appointed by the 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 BRAINTREE 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 said order of notice to be posted in two public places in said town; and to be published in the OBSERVER, 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 twenty-sixth day of December, 1950, the Commissioners, Frederick A. Leavitt, Russell T. Bates and Clayton W. Nash, met at the time and place specified in said order, when and where the petitioners appeared and the town of BRAINTREE 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 to a meeting of said Commissioners held at Dedham aforesaid on the seventeenth day of July, 1951 when and where upon the adjudica-

tion aforesaid, the Commissioners appointed the seventh day of August, 1951 and four o'clock in the afternoon at the Town Hall in Braintree as the time and place when 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 continued and adjourned from time to time to this meeting.

And now the Commissioners, by courses and distances, metes and bounds, do relocate said PEACH STREET as prayed for in said petition.

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

The northerly line of Peach Street begins at a stone bound on the easterly line of Washington Street as laid out by the Massachusetts Department of Public Works on July 30, 1946; thence southeasterly by a curve with a radius of 80.00 ft. a distance of 141.06 ft. to a stone bound; thence S-77-05-10-E a distance of 632.55 ft. to a stone bound; thence by a curve to the right with a radius of 1050.00 ft. a distance of 191.46 ft. to a stone bound; thence S-66-38-20-E a distance of 179.19 ft. to a stone bound; thence by a curve to the left with a radius of 1000.00 ft. a distance of 228.64 ft. to a stone bound; thence S-79-44-20-E a distance of 257.51 ft. to a stone bound; thence by a curve to the right with a radius of 3250.00 ft. a distance of 454.89 ft. to a stone bound; thence S-71-43-10-E a distance of 837.91 ft. to a stone bound; thence by a curve to the left with a radius of 2000.00 ft. a distance of 306.31 ft. to a stone bound; thence S-80-29-40-E a distance of 176.57 ft. to a stone bound; thence by a curve to the left with a radius of 59.98 ft. a distance of 67.50 ft. to a stone bound which is on the westerly line of Liberty Street as laid out by the Norfolk County Commissioners by Return dated May 10, 1949.

The southerly line begins at a stone bound on the easterly line of Washington Street as laid out by the Massachusetts Department of Public Works on July 30, 1946, said bound

being a distance of 190.55 ft. on a curve with a radius of 1070.00 ft., S-42-09-35-W a distance of 97.39 ft. and S-45-38-10-W a distance of 32.62 ft. from the first bound on the northerly line as above described; thence northeasterly by a curve with a radius of 120.00 ft. a distance of 119.96 ft. to a stone bound; thence

S-77-05-10-E a distance of 696.40 ft. to a stone bound; thence by a curve to the right with a radius of 1000.00 ft. a distance of 182.34 ft. to a stone bound; thence S-66-38-20-E a distance of 179.19 ft. to a stone bound; thence by a curve to the left with a radius of 1050.00 ft. a distance of 240.07 ft. to a stone bound; thence S-79-44-20-E a distance of 257.51 ft. to a stone bound; thence by a curve to the right with a radius of 3200.00 ft. a distance of 447.89 ft. to a stone bound; thence S-71-43-10-E a distance of 837.91 ft. to a stone bound; thence by a curve to the left with a radius of 2050.00 ft. a distance of 313.96 ft. to a stone bound; thence S-80-29-40-E a distance of 153.56 ft. to a stone bound; thence by a curve to the right with a radius of 25.00 ft. a distance of 48.56 ft. to a stone bound which is on the westerly line of Liberty Street as laid out by the Norfolk County Commissioners by Return dated May 10, 1949, said bound being S-35-01-20-W a distance of 66.59 ft. and 63.37 ft. on a curve with a radius of 860.00 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.

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 all as shown upon a plan entitle "Plan and Profile showing the Relocation and Widening of Peach Street, Braintree from Washington Street to Liberty Street as made by the Norfolk County Commissioners by Return dated Dec. 18, 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.

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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 with the exception of that portion between Station 15 + 0 and Station 26 + 50 which discontinuance shall not take effect until a sufficient travelled way adjacent thereto within the new location has been completed and opened for use by the public.

And it is determined by the Commissioners, that the Inhabitants of the town of BRAINTREE, 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 Inhabi-

tants of the Town of BRAINTREE.

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 BRAINTREE 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.	Town of Braintree	2120	No Award
		Slope easement	
1a.	Ernest Goguen et ux Mtg: Braintree Cooperative Bank	Slope easement	No award
1b.	Town of Braintree	Slope easement	No award
1c.	Glendon Street	Slope easement	No award
1d.	Town of Braintree	Slope easement	No award
2.	Joseph L. Flach et ux Mtg: Wildey Savings Bank	10	1.00
3.	George A. Brackett 3rd et ux Mtg: Wildey Savings Bank	180	10.00
4.	John W. Shaughnessey et ux Mtg: Braintree Cooperative Bank	540	20.00
5.	Leo A. Maher, Trustee of the Moreland Trust Mtg: Braintree Cooperative Bank	910	40.00
6.	Michael V. Leonard et ux Mtg: Wildey Savings Bank	1030	125.00
7.	Arthur W. Howe et ux Mtg: Prudential Insurance Company of America	820	100.00
8.	Edward L. Doyle, Jr. et ux Mtg: Braintree Cooperative Bank	760	30.00

<u>Parcel Number</u>	<u>Owner</u>	<u>Approximate Sq.Ft. Taken</u>	<u>Award</u>
9.	John E. Donlin et ux Mtg: Braintree Cooperative Bank	600	25.00
9a	Phyllis Avenue	510	No Award
10.	Donald R. Belair Mtg: Braintree Cooperative Bank	430	15.00
11.	Albert W. Sampson et ux Mtg: Braintree Cooperative Bank	520	70.00
		Slope easement	
12.	John D. MacKinnon et ux Mtg: Wildey Savings Bank	490	15.00
		Slope easement	
13.	Cletus G. Buddenhagen Jr. et ux Mtg: Quincey Cooperative Bank	420	15.00
		Slope easement	

14.	Michael F. Sokolowski Mtg: Braintree Cooperative Bank	300	10.00
15.	George W. Charlesworth et ux Mtg: Mutual Federal Savings and Loan Association of Whitman	30	1.00
15a.	David C. Ewart et ux Mtg: Boston Five Cents Savings Bank	Slope easement	No award
15b.	William B. Pronk et ux Mtg: Braintree Cooperative Bank	Slope easement	No award
15c.	Charles J. Rozenas et ux	Slope easement	No award
16.	Angelo Digaetano et ux Mtg: Braintree Savings Bank	15550 Slope easement	76.00
17.	Maria J. O'Neil Mtg: Braintree Cooperative Bank	1520	130.00
18.	Eugene E. Favart et ux Mtg: Braintree Cooperative Bank	170	1.00
18a.	Gustave Favart et ux Mtg: Braintree Cooperative Bank	Slope easement	No award
19.	Frederick H. E. Adams	1480 Slope easement	1.00
20.	Town of Braintree	22280 Slope easement	No award
21.	Nelson O. Sullivan Mtg: Braintree Savings Bank	193 Slope easement	100.00
22.	Frank Graziano et ux	880 Slope easement	20.00
23.	Arthur L. Patstone et ux	1020 Slope easement	100.00
24.	Howard W. Brine et ux Mtg: Braintree Cooperative Bank Mtg: Harold F. Hiltz et ux	3000 Slope easement	200.00

<u>Parcel Number</u>	<u>Owner</u>	<u>Approximate Sq. Ft. Taken</u>	<u>Award</u>
25.	Harold F. Hiltz et ux Mtg: Boston Five Cents Savings Bank	1420 Slope easement	100.00
25a.	Alexander R. Smith 3rd et ux Mtg: Waltham Federal Savings and Loan Association	Slope easement	No award
26.	Arsen E. Charles	4140 Slope easement	25.00
27.	Town of Braintree	490 Slope easement	No award
28.	Marlboro Street	510	No award
29.	Orrin C. Pillsbury et ux Mtg: Braintree Cooperative Bank	160	1.00
29a.	Glendon Street	Slope easement	No award
30.	Cecelia MacFarlane et al Mtg: Braintree Cooperative Bank	50	5.00
31.	Cecelia MacFarlane et al Mtg: Braintree Cooperative Bank	50	5.00

32.	John P. Gallagher et ux	120	5.00
33.	Arlington Avenue	90	No award
34.	Jeanette Pratt	350	10.00
		Slope easement	
35.	Helen E. Comins	330	20.00
		Slope easement	
36.	George E. Glover et ux	660	50.00
		Slope easement	

TOTAL \$ 1326.00

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.

FREDERICK A. LEAVITT

CLAYTON W. NASH

COUNTY COMMISSIONERS

COMMONWEALTH OF MASSACHUSETTS

NORFOLK, S.S.

At a meeting of the County Commissioners, held at Dedham, on Tuesday, the eighteenth day of December, 1951, 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 BRAINTREE within which the limits of 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

CLAYTON W. NASH

COUNTY COMMISSIONERS

A true copy,

ATTEST: Willard Everett CLERK