

389

Commonwealth of Massachusetts

Suffolk, ss. Boston

March 28, 1955. Then personally appeared the

above-named Frank Grundy, Jr. and Edith Powers Grundy and acknowledged the foregoing instrument by them subscribed to be their free act and deed,

before me,

Thomas J. Carens

Thomas J. Carens Notary Public
~~Justice of the Peace~~

My commission expires May 26, 1955

Recorded Mar. 29, 1955 at 10h. 51m. A.M.

3353

405

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 eighth day of March, 1955, by adjournment of their December meeting next preceding:-

The petition of PATRICK LONG and others of NORWOOD 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 NORWOOD in said County, that common convenience and necessity require that the way known as EVERETT STREET, a public way in said town, be relocated between Route #1 and the Westwood Town Line 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 September 19, 1950.

Patrick Long
Matthew B. Connolly
Rosewell A. Norton
Walter J. Dempsey

Charles L. Rich
Harry B. Butters
Clement A. Riley
George C. O'Brien

This petition was presented to the Commissioners and duly entered at a meeting of said Commissioners, held at Dedham, aforesaid on the twenty-fourth day of October, 1950 by adjournment of their September meeting next preceding: and the twenty-first day of November, 1950 and three o'clock in the afternoon at the Court House in Dedham were appointed by said Commissioners as the time and place for commencing and proceeding to view the

City. Vol. 3519 P. 297
Reports Granville 328-341-1955 Gr. Book 194.

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 NORWOOD 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 NORWOOD MESSENGER, 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 twenty-first day of November, 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 NORWOOD 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 the Commissioners held at Dedham on the seventh day of April, 1953, when and where upon the adjudication aforesaid, the Commissioners appointed the second day of June, 1953 and three-thirty o'clock in the afternoon at the Town Hall in Norwood 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 said 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, Russell T. Bates, Clayton W. Nash and Everett M. Bowker, by courses and distances, metes

and bounds do relocate said EVERETT STREET as prayed for in said petition.

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

The northerly line begins at a stone bound on the easterly line of the Boston-Providence Turnpike (Route #1) as laid out by the Massachusetts Department of Public Works on August 9, 1932; thence southeasterly by a curve with a radius of 180.00 ft. a distance of 165.66 ft. to a stone bound; thence S-32-34-20-E a distance of 115.11 ft. to a stone bound; thence by a curve to the left with a radius of 800.00 ft. a distance of 544.81 ft. to a stone bound; thence S-71-35-30-E a distance of 571.41 ft. to a stone bound; thence by a curve to the left with a radius of 1400.00 ft. a distance of 457.88 ft. to a stone bound; thence N-89-40-10-E a distance of 500.00 ft. to a stone bound; thence continuing on the same course a distance of 468.64 ft. to a stone bound; thence by a curve to the left with a radius of 4000.00 ft. a distance of 223.01 ft. to a stone bound; thence N-86-28-30-E a distance of 82.03 ft. to a stone bound which is on the Norwood-Westwood Town Line.

The southerly line begins at a stone bound which is on the easterly line of the Boston-Providence Turnpike (Route #1) as laid out by the Massachusetts Department of Public Works on August 9, 1932; said bound being southerly on a curve with a radius of 3960.00 ft. a distance of 246.76 ft. and S-16-35-20-W a distance of 29.24 ft. from the first bound on the northerly line as above described; thence northeasterly by a curve with a radius of 50.00 ft. a distance of 114.18 ft. to a stone bound; thence S-32-34-20-E a distance of 45.97 ft. to a stone bound; thence by a curve to the left with a radius of 860.00 ft. a distance of 585.68 ft. to a stone bound; thence S-71-35-30-E a distance of 571.41 ft. to a stone bound; thence by a curve to the left with a radius of 1460.00 ft. a distance of 477.50 ft. to a stone bound; thence N-89-40-10-E a distance of 500.00 ft. to a stone bound; thence continuing on the same course a distance of 468.64 ft. to a stone bound; thence by a curve to the left with a radius of 4060.00 ft. a distance of 226.36 ft. to a stone bound; thence N-86-28-30-E a distance of 142.39 ft. to a stone bound which is on the Norwood-Westwood Town Line; said bound being S-48-42-03-E a distance of 85.11 ft. from the last bound on the northerly line as above described.

3353

407

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 fee and rights incident to a public highway in the lands included within the lines of location as 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 Everett Street, Norwood between The Boston Providence Turnpike and the Westwood Town Line as made by the Norfolk County Commissioners by Return dated March 8, 1955. Horizontal Scale: 1 inch = 40 feet. Vertical Scale: 1 inch = 8 feet. Wallace S. Carson, County Engineer." and signed by "Russell T. Bates, 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 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.

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

And it is determined by the Commissioners that all the expense of making the relocation of way prescribed in this Return and Order including the expense of constructing said way, and all land and other damages and expenses incident thereto, be paid by the Inhabitants of the Town of NORWOOD.

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 NORWOOD 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>Pcl. No.</u>	<u>Owner</u>	<u>Approximate Sq.Ft. Taken</u>	<u>Tax Allowance</u>	<u>Award</u>
1.	Glacier Sand and Stone Co. Inc. Mtg: Edward O'Toole Mtg: Helen P. Perry	1150	.30	50.00
2.	Glacier Sand and Stone Co. Inc. Mtg: Edward O'Toole Mtg: Helen P. Perry	19840 Slope easement	5.13	100.00
3.	Downey Street	80	-	-
4.	Freda Hultman et al	20	-	1.00
5.	Freda Hultman et al	510 Slope easement	.11	1.00
6.	Arvid G. Hultman et ux	1400 Slope easement	.12	1.00
7.	William Cameron Forbes	1480 Slope easement	.19	1.00
8.	Edward O'Toole	1030 Slope easement	.18	1.00
9.	Edward O'Toole	3440 Slope easement	.60	1.00
10.	William Cameron Forbes	4850 Slope easement	.64	1.00
11.	Arvid G. Hultman et ux Mtg: Norwood Cooperative Bank	18070 Slope easement	3.84	150.00

3353

410

12.	Edward O'Toole Mtg: Norfolk County Trust Company	4860	.43	1.00
		Slope easement		
13.	Edward O'Toole Mtg: Norfolk County Trust Company	670	.06	1.00
		Slope easement		
14.	Town of Norwood	6220	-	-
		Slope easement		
15.	Erhard Sopp and Anna R. Francis Mtg: Dedham Institution for Savings	1900	.28	1.00
		Slope easement		
16.	Erhard Sopp and Anna R. Francis Mtg: Dedham Institution for Savings	11800	1.72	100.00
		Slope easement		

TOTAL \$ 410.00

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.

RUSSELL T. BATES

CLAYTON W. NASH

EVERETT M. BOWKER

COUNTY COMMISSIONERS
COMMONWEALTH OF MASSACHUSETTS

NORFOLK, S.S.

At a meeting of the County Commissioners, held at Dedham, on Tuesday, the eighth day of March, 1955, 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 NORWOOD 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.

RUSSELL T. BATES

CLAYTON W. NASH

EVERETT M. BOWKER

COUNTY COMMISSIONERS

A true copy,

ATTEST: Willis A. Neal CLERK

Recorded Mar. 29, 1955 at 10h. 53m. A.M.