

397

3184

524

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 June, 1953, by adjournment of their June meeting next preceding:-

The petition of EDWARD T. KILMAIN and others of WELLESLEY 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 WELLESLEY in said County, that common convenience and necessity require that the way known as Wellesley Avenue, a public way in said town, be relocated between Great Plain Avenue and Washington Street for the purpose of making alterations in the width of said way.

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

Dated September 15, 1952

Edward T. Kilmain
Herbert R. Gleason
Marion N. Peirce
John T. Griffin
Catherine I. Fogerty.

* * * * *

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 September, 1952, by adjournment of their September meeting next preceding: and the twenty-first day of October, 1952 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 WELLESLEY, 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 TOWNSMAN, 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 October, 1952, the

Refer to Plan No. 960+961-1953 on Book 179.

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 WELLESLEY was represented by its Selectmen; and the said Commissioners then viewed the route and premises, and heard all persons and corporations interested; and thereupon the said Commissioners on the sixteenth day of December 1952, did adjudge that common convenience and necessity require that said way be relocated as prayed for in said petition.

And upon the adjudication aforesaid, the Commissioners appointed the thirteenth day of January, 1953 and two-thirty o'clock in the afternoon at the Town Hall in Wellesley 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 said Commissioners, by courses and distances, metes and bounds, do relocate said WELLESLEY AVENUE as prayed for in said petition.

And the lines of said relocation of said WELLESLEY AVENUE are as follows:-

The northerly line of Wellesley Avenue begins at a stone bound on the northerly line of Wellesley Avenue as laid out by the Town of Wellesley in March 1913; thence N-14-59-W a distance of 12.06 ft. to a stone bound; thence easterly by a curve with a radius of 2050.82 ft. a distance of 266.08 ft. to a stone bound; thence N-74-28-30-E a distance of 11.17 ft. to a stone bound; thence by a curve to the left with a radius of 25.00ft. a distance of 39.54 ft. to a stone bound which is on the westerly line of Wilson Street; thence N-75-14-50-E a distance of 40.01 ft. to a stone bound which is on the easterly line of Wilson Street; thence southeasterly by a curve with a radius of 25.00 ft. a distance of 39.00 ft. to a stone bound; thence N-74-28-30-E a dis-

tance of 361.00 ft. to a stone bound; thence by a curve to the left with a radius of 25.00 ft. a distance of 39.54 ft. to a stone bound which is on the westerly line of Clifford Street; thence N-75-14-50-E a distance of 40.01 ft. to a stone bound which is on the easterly line of Clifford Street; thence southeasterly by a curve with a radius of 25.00 ft. a distance of 39.00 ft. to a stone bound; thence N-74-28-30-E a distance of 164.25 ft. to a stone bound; thence N-73-11-E a distance of 210.68 ft. to a stone bound; thence N-76-12-30-E a distance of 406.25 ft. to a stone bound; thence N-83-26-30-E a distance of 104.28 ft. to a stone bound; thence by a curve to the left with a radius of 30.00 ft. a distance of 38.81 ft. to a stone bound; thence N-9-19-E a distance of 51.00 ft. to a stone bound which is on the westerly line of Seaver Street.

The southerly line of Wellesley Avenue begins at a stone bound on the easterly line of Amherst Road which was accepted by the Town of Wellesley on March 8, 1926, said bound being S-58-15-30-W a distance of 114.64 ft. and S-24-06-10-E a distance of 45.93 ft. from the first bound on the northerly line as above described; thence northeasterly by a curve with a radius of 33.63 ft. a distance of 63.14 ft. to a stone bound; thence easterly by a curve with a radius of 2110.82 ft. a distance of 331.52 ft. to a stone bound; thence N-74-28-30-E a distance of 500.00 ft. to a stone bound; thence continuing on the same course a distance of 463.01 ft. to a stone bound; thence by a curve to the right with a radius of 7928.46 ft. a distance of 239.85 ft. to a stone bound; thence by a curve to the right with a radius of 172.07 ft. a distance of 208.85 ft. to a stone bound; which is on the westerly line of Great Plain Avenue as laid out by the Norfolk County Commissioners by Return dated September 2, 1941; said bound being S-2-07-30-W a distance of 43.55 ft; S-7-15-30-E a distance of 29.93 ft; S-32-08-20-W a distance of 54.93 ft; and S-16-48-10-W a distance of 132.29 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 relocation 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 Wellesley Avenue, Wellesley between Amherst Road and Great Plain Ave. as made by the Norfolk County Commissioners by Return dated June 30, 1953. 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 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 WELLESLEY, 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 forty (40) 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 WELLESLEY.

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 expenses of constructing said way, and all land and other damages and expenses incident thereto, be paid by the Inhabitants of the Town of WELLESLEY.

3184

527

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 WELLESLEY 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.

Parcel Number	Owner	Approximate	
		Sq.Ft. Taken	Award
1.	Thomas M. Gallagher and Beatrice F. G. Sheridan	994 Slope easement	30.00
2.	V. Margaret Marchetti Ld. Ct. Cert. #27685, Bk. 139, P. 85	341	25.00
3.	Thomas M. Gallagher and Beatrice F. G. Sheridan	30	1.00
4.	Thomas M. Gallagher and Beatrice F. G. Sheridan	138	1.00
5.	Wilson Street	1000	No award
6.	Herbert C. Leveroni et ux Ld. Ct. Cert. #43019, Bk. 216, P. 19 Mtg: Wellesley National Bank	131	1.00
7.	Thomas M. Gallagher and Beatrice F. G. Sheridan	138	1.00
8.	Clifford Street	1000	No award
9.	Thomas M. Gallagher and Beatrice F. G. Sheridan	131	1.00
13.	Robert W. Moulton et ux Ld. Ct. Cert. #44134, Bk. 221, P. 134 Mtg: Newton Savings Bank	527 Slope easement	5.00
14.	Town of Wellesley	50	No award
15.	Edward M. Cunningham Mtg: Campanelli Brothers, Inc. Mtg: Charlestown Savings Bank Mtg: Gordon D. Larcom	541	1.00

<u>Parcel Number</u>	<u>Owner</u>	<u>Approximate Sq. Ft. Taken</u>	<u>Award</u>
16.	Alton B. Avery Mtg: Charlestown Savings Bank Mtg: Campanelli Brothers, Inc. Mtg: Gordon D. Larcom	1482 Slope easement	1.00
17.	John E. Connolly Mtg: Charlestown Savings Bank Mtg: Campanelli Brothers, Inc. Mtg: Gordon D. Larcom	1785 Slope easement	1.00
18.	Arthur D. Papin Mtg: Charlestown Savings Bank Mtg: Campanelli Brothers, Inc. Mtg: Gordon D. Larcom	1997 Slope easement	1.00
19.	Joseph W. Connolly, Jr. Mtg: Charlestown Savings Bank Mtg: Campanelli Brothers, Inc. Mtg: Gordon D. Larcom	1806 Slope easement	1.00
20.	Edward F. Brennan Mtg: Charlestown Savings Bank Mtg: Campanelli Brothers, Inc. Mtg: Gordon D. Larcom	1598 Slope easement	1.00
21.	Robert F. Hynes Mtg: Charlestown Savings Bank Mtg: Campanelli Brothers, Inc. Mtg: Gordon D. Larcom	1575 Slope easement	1.00
22.	John Carey Mtg: Charlestown Savings Bank Mtg: Campanelli Brothers, Inc. Mtg: Gordon D. Larcom	1575 Slope easement	1.00
23.	Mary W. Bottomly Mtg: Cambridge Federal Savings and Loan Association	2150	1.00
24.	Ralph O. Porter, Trustee of Orville Realty Trust	6600	1.00
25.	Richard N. Rigby et ux	1040	100.00
TOTAL			\$ 175.00

3184

529

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

RUSSELL T. BATES

CLAYTON W. NASH

COUNTY COMMISSIONERS

3184

530

COMMONWEALTH OF MASSACHUSETTS

NORFOLK, SS.

At a meeting of the County Commissioners, held at Dedham, on Tuesday, the thirtieth day of June, 1953, by adjournment of their June 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 WELLESLEY 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

RUSSELL T. BATES

CLAYTON W. NASH

COUNTY COMMISSIONERS

A true copy

ATTEST: Will Aheal CLERK

Rec'd & entered for record July 14, 1953 at 4h.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 sixteenth day of June, 1953, by adjournment of their April meeting next preceding:-

The petition of HENRY R. PASSEY and others of WRENTHAM, 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 WRENTHAM in said County, that common convenience and necessity require that the way known as GREEN STREET, a public way in said town, be relocated between West Street and the Plainville 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.

See Vol. 3184 G. 350. 6/14/53
See Vol. 3343 F. 450. 6/22/53
See Vol. 3343 F. 452. 6/23/53
Refer to & see Vol. 962-968-1953 Ch. Book 179.