

COMMONWEALTH OF MASSACHUSETTS

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NORFOLK, SS.

At a meeting of the County Commissioners for the County of Norfolk, held at Dedham, within and for said County, on the seventh day of June, 1955, by adjournment of their April meeting next preceding:-

The petition of FRED B. CLARK and others of MEDWAY 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 MEDWAY in said County, that common convenience and necessity require that the way known as WINTHROP STREET, a public way in said town, be relocated between Adams Street and the Holliston Line for the purpose of establishing the boundary lines of said way; making alterations in the course of width of said way.

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

Dated December 18, 1950

Fred B. Clark
Robert J. O'Donnell
David H. Youman
Arthur G. Choate
Robert J. Holmes

Village St. Medway, Mass.
483 Village St. Medway, Mass.
North St. Medway, Mass.
Cottage St. Medway, Mass.
Village St. Medway, Mass.

* * * * *

This petition was presented to the Commissioners and duly entered at a meeting of said Commissioners, held at Dedham, aforesaid on the third day of April, 1951, by adjournment of their December meeting next preceding: and the twenty-fourth day of April, 1951 and two-thirty 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 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 MEDWAY 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 FRANKLIN SENTINEL, 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.

see index. Vol. 1 545 47, 1-2

Refers to Planter 839-848-1955 E.L. Bonds 197.

And on the said twenty-fourth day of April, 1951, 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 MEDWAY 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, aforesaid, on the eighteenth day of May, 1954, when and where upon the adjudication aforesaid, the Commissioners appointed the twenty-second day of June, 1954, and three o'clock in the afternoon at the Town Hall in MEDWAY 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, and 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 WINTHROP STREET as prayed for in said petition.

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

The westerly line begins at a stone bound on the westerly line of Winthrop Street as laid out by the Norfolk County Commissioners by Return dated July 9, 1929; thence northwesterly by a curve with a radius of 60.00 ft. a distance of 77.53 ft. to a stone bound which is on the southerly line of Adams Street; thence N-51-34-W a distance of 53.19 ft. to a stone bound which is on the northerly line of Adams Street; thence easterly by a curve with a radius of 50.00 ft. a distance of 86.10 ft. to a stone bound; thence N-8-34-30-W a distance of 694.54 ft. to a stone bound; thence by a curve to the right with a radius of

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4060.00 ft. a distance of 168.88 ft. to a stone bound; thence
N-6-11-30-W a distance of 554.76 ft. to a stone bound; thence by
a curve to the right with a radius of 2060.00 ft. a distance of
325.88 ft. to a stone bound; thence N-2-52-20-E a distance of
610.00 ft. to a stone bound; thence continuing on the same course
a distance of 616.78 ft. to a stone bound; thence by a curve to
the left with a radius of 4000.00 ft. a distance of 433.62 ft. to
a stone bound; thence N-3-20-20-W a distance of 390.00 ft. to a
stone bound; thence continuing on the same course a distance of
472.58 ft. to a stone bound; thence by a curve to the left with
a radius of 120.00 ft. a distance of 117.00 ft. to a stone bound
which is on the southerly side of Lovering Street; thence
N-10-23-20-W a distance of 79.73 ft. to a stone bound which is on
the northerly side of Lovering Street; thence easterly by a curve
with a radius of 40.00 ft. a distance of 86.66 ft. to a stone
bound; thence N-3-20-20-W a distance of 403.61 ft. to a stone
bound; thence continuing on the same course a distance of 499.04
ft. to a stone bound; thence by a curve to the left with a radius
of 45.00 ft. a distance of 69.14 ft. to a stone bound which is on
the southerly line of Ward's Lane; thence N-12-31-W a distance of
40.77 ft. to a stone bound which is on the northerly side of
Ward's Lane; thence easterly by a curve with a radius of 51.22 ft.
a distance of 80.55 ft. to a stone bound; thence northerly by a
curve with a radius of 5660.00 ft. a distance of 184.02 ft. to
a stone bound; thence continuing on the same curve a distance
of 367.84 ft. to a stone bound; thence N-4-06-30-E a distance of
428.56 ft. to a stone bound; thence by a curve to the left with
a radius of 2000.00 ft. a distance of 191.89 ft. to a stone bound;
thence N-1-23-20-W a distance of 378.03 ft. to a stone bound;
thence by a curve to the left with a radius of 2000.00 ft. a dis-
tance of 154.75 ft. to a stone bound; thence N-5-49-20-W a distance
of 228.39 ft. to a stone bound; thence by a curve to the right
with a radius of 1260.00 ft. a distance of 206.41 ft. to a stone
bound; thence N-3-33-50-E a distance of 266.22 ft. to a stone
bound; thence by a curve to the left with a radius of 800.00 ft.
a distance of 547.45 ft. to a stone bound; thence N-35-38-40-W a
distance of 573.99 ft. to a stone bound; thence by a curve to
the right with a radius of 1222.14 ft. a distance of 529.11 ft.
to a stone bound which is on the Medway-Holliston Town Line.

The easterly line begins at a stone bound which is

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on the easterly line of Winthrop Street as laid out by the Norfolk County Commissioners by Return dated July 9, 1929, said bound being N-42-24-30-E a distance of 58.78 ft. from the first bound on the westerly line as above described; thence northerly by a curve with a radius of 1835.47 ft. a distance of 233.86 ft. to a stone bound; thence N-8-34-30-W a distance of 564.33 ft. to a stone bound; thence by a curve to the right with a radius of 4000.00 ft. a distance of 166.39 ft. to a stone bound; thence N-6-11-30-W a distance of 554.76 ft. to a stone bound; thence by a curve to the right with a radius of 2000.00 ft. a distance of 316.39 ft. to a stone bound; thence N-2-52-20-E a distance of 610.00 ft. to a stone bound; thence continuing on the same course a distance of 616.78 ft. to a stone bound; thence by a curve to the left with a radius of 4060.00 ft. a distance of 440.12 ft. to a stone bound; thence N-3-20-20-W a distance of 390.00 ft. to a stone bound; thence continuing on the same course a distance of 413.93 ft. to a stone bound; thence by a curve to the right with a radius of 43.26 ft. a distance of 93.73 ft. to a stone bound which is on the southerly side of Lovering Street; thence N-13-33-W a distance of 83.90 ft. to a stone bound which is on the northerly side of Lovering Street; thence northwesterly by a curve with a radius of 120.00 ft. a distance of 117.00 ft. to a stone bound; thence N-3-20-20-W a distance of 456.11 ft. to a stone bound; thence continuing on the same course a distance of 450.00 ft. to a stone bound; thence by a curve to the right with a radius of 5600.00 ft. a distance of 363.94 ft. to a stone bound; thence continuing on the same curve a distance of 363.94 ft. to a stone bound; thence N-4-06-30-E a distance of 428.56 ft. to a stone bound; thence by a curve to the left with a radius of 2060.00 ft. a distance of 197.65 ft. to a stone bound; thence N-1-23-20-W a distance of 378.03 ft. to a stone bound; thence by a curve to the left with a radius of 2060.00 ft. a distance of 159.40 ft. to a stone bound; thence N-5-49-20-W a distance of 228.39 ft. to a stone bound; thence by a curve to the right with a radius of 1200.00 ft. a distance of 196.58 ft. to a stone bound; thence N-3-33-50-E a distance of 361.86 ft. to a stone bound; thence by a curve to the right with a radius of 250.00 ft. a distance of 257.22 ft. to a stone bound which is on the southerly line of Hill Street; thence N-67-19-50-W a distance of 52.10 ft. to a stone bound which is on the northerly side of

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Hill Street; thence northwesterly by a curve with a radius of 80.00 ft. a distance of 114.27 ft. to a stone bound; thence N-35-38-40-W a distance of 830.58 ft. to a stone bound; thence by a curve to the right with a radius of 1162.14 ft. a distance of 503.14 ft. to a stone bound; thence N-10-50-20-W a distance of 2.33 ft. to a stone bound which is on the Medway-Holliston Town Line, said bound being N-66-31-50-E a distance of 35.76 ft. and S-88-30-20-E a distance of 25.70 ft. from the last bound on the westerly line as above described.

The easterly line heretofore described, in general is 60.00 feet easterly from and parallel to the westerly 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 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 Winthrop Street, Medway, between Adams St. and the Holliston Town Line as made by the Norfolk County Commissioners by Return dated June 7, 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 MEDWAY, 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.

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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 MEDWAY.

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 MEDWAY.

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 MEDWAY 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>Sq. Ft. Taken</u>	<u>Tax Allowance</u>	<u>Award</u>
1.	Reginald L. Briggs et ux	380	.01	1.00
2.	Henry E. Newton et al	11600 Slope easement	.52	20.00
3.	Reginald L. Briggs et ux Mtg: Emily Kinkle	8210 Slope easement.	.18	10.00
4.	Mary Safarian	3700 Slope easement	1.06	10.00
5.	Dominick Jerome Mtg: Medway Cooperative Bank	700	.05	5.00
5a.	James M. Gangitano et ux Mtg: Medway Cooperative Bank	2350 Slope easement	.17	25.00

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Pcl. No.	Owner	Sq. Ft. Taken	Tax Allowance	Award
5b.	Dominick Jerome Mtg: Medway Cooperative Bank	3250	.23	5.00
6.	Roman Zalubus	7750	.11	10.00
7.	Bronislaus F. Siderski, Trustee Mtg: Medway Cooperative Bank	11700	.32	10.00
8.	Stanley A. Garnett et ux Mtg: Dedham Institution for Savings	5660	1.02	50.00
9.	Floyd M. Tillotson et ux Mtg: The Federal Land Bank of Springfield	14200	.80	25.00
10.	Floyd M. Tillotson et ux Mtg: The Federal Land Bank of Springfield	170	.01	1.00
11.	George P. Wirsing et ux Mtg: Milford Federal Savings and Loan Association	1450	.25	10.00
12.	Elsie E. Clark	1250	.27	5.00
13.	James P. Winchester et ux	8250	.23	10.00
14.	Harold W. Jack Mtg: Medway Cooperative Bank	650	.04	5.00
15.	Freddie McLeod et ux Mtg: Medway Cooperative Bank	160	.01	1.00
16.	Joseph Katseff	2590	.14	5.00
17.	John F. Coakley et ux Ld. Ct. Cert #26842, Bk. 135, P. 42 Mtg: Natick Federal Savings and Loan Association	399	.11	5.00
18.	Tracy Holland et ux Mtg: Natick Federal Savings and Loan Association	1380	.20	5.00
19.	Joseph Katseff	11450	.62	20.00
19a.	Rachel C. Capone			1.00
19b.	Chester A. Johnson et ux Mtg: Warren Institution for Savings.			1.--
20.	Frank S. Adams et ux Mtg: Auburndale Cooperative Bank.	11730	.31	1.00
21.	Frank S. Adams et ux Mtg: Auburndale Cooperative Bank	80	-	1.00
22.	Frank S. Adams et ux	8780	.29	10.00
23.	David G. Hoag et ux Mtg: Natick Federal Savings and Loan Association	8060	2.89	75.00
24.	James P. Winchester et ux	5670	.13	5.00

24a.	David J. Mtg: Ab Ba
25.	David J.
26.	Fraser Ho Mtg: Ne ar Mtg: Su Se Mtg: Es
27.	Rachel C
28.	Oscar F. Mtg: F S Mtg: C
	Pcl. No. Owner
28a.	Oscar F Mtg: Mtg:
28b.	Oscar F Mtg: Mtg:
28c.	Harry D
29.	Oscar F Mtg: Mtg:
30.	Oscar I Mtg: Mtg:
31.	Donald Mtg:
32.	Silvan
32a.	Gilmou Mtg:
33.	Regina Mtg:
33a.	Jessie
33b.	Fernle Mtg:
34.	Bessie
	rights and the Commi

24a.	David J. Morison et ux Mtg: Aburndale Cooperative Bank	950	.30	1.00
25.	David J. Morison et ux	1400	.55	5.00
26.	Fraser Howland et ux Mtg: Natick Federal Savings and Loan Association Mtg: Suffolk First Federal Savings and Loan Association Mtg: Esplanade Realty Company, Inc.	5100	1.83	50.00
27.	Rachel C. Capone	410	.01	1.00
28.	Oscar F. Ohlson et ux Mtg: Federal Land Bank of Springfield Mtg: Cobb's Pedigreed Chicks Inc.	3940	.09	5.00
<u>Pcl. No.</u>	<u>Owner</u>	<u>Sq.Ft. Taken</u>	<u>Tax Allowance</u>	<u>Award</u>
28a.	Oscar F. Ohlson et ux Mtg: Federal Land Bank of Springfield Mtg: Cobb's Pedigreed Chicks, Inc.	2440	.06	5.00
28b.	Oscar F. Ohlson et ux Mtg: Federal Land Bank of Springfield Mtg: Cobb's Pedigreed Chicks, Inc.	1890	.04	5.00
28c.	Harry D. Newton et ux			1.00
29.	Oscar F. Ohlson et ux Mtg: Federal Land Bank of Springfield Mtg: Cobb's Pedigreed Chicks, Inc.	5420	.13	5.00
30.	Oscar F. Ohlson et ux Mtg: Federal Land Bank of Springfield Mtg: Cobb's Pedigreed Chicks Inc.	2970	.07	5.00
31.	Donald S. Blethen et ux Mtg: Medway Cooperative Bank	3260	.94	10.00
32.	Silvano Capodilupo et ux	8930	5.78	10.00
32a.	Gilmour Brundage Jr. et ux Mtg: Emily Kinkle	800	.46	5.00
33.	Reginald L. Briggs et ux Mtg: Emily Kinkle	400	.14	1.00
33a.	Jessie B. Feyler et al			1.00
33b.	Fernley R. Wilcox et ux Mtg: Medway Savings Bank			1.00
34.	Bessie M. Sanderson	610	.06	1.00

TOTAL \$ 444.00

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

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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, SS.

At a meeting of the County Commissioners, held at Dedham on Tuesday, the seventh day of June, 1955, by adjournment of their April 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 MEDWAY 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 June 30, 1955 at 2h.41m. 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 seventh day of June, 1955, by adjournment of their April meeting next preceding:-