

#429

# Commonwealth of Massachusetts

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SUFFOLK, SS.

To the Sheriffs of our several Counties, or their Deputies, or any Constable of any City or Town within our said Commonwealth:

GREETING.

LS

WE COMMAND you to attach the goods or estate of  
Walter P. Keaveney, also called  
Walter P. Keareney  
of 63 Perry Street, Brookline  
and of 26 St. Paul Street, Brookline

~~xxx~~ in our County of  
to the value of ~~xxxx~~ Fifty Thousand Dollars: and ~~for want~~  
~~thereof~~ ~~xxxx~~ summon the said Defendant (if he may be  
found in your precinct), ~~and~~ to appear ~~before us that he may be~~  
before our Justices of the Municipal Court of the City of Boston, to be holden at Boston,  
within our County of Suffolk, for civil business, on Saturday, the 21st  
day of July A. D. 1956, at nine of the  
clock in the forenoon; then and there to answer to

Robert L. Levy  
of Boston County of Suffolk

in an action of Tort  
To the damage of the Plaintiff, (as he says) the sum of Fifty Thousand  
Dollars, as shall then and there appear, with other due damages

And have you there this Writ with your doings therein.

WITNESS, Elijah Adlow Esquire, at Boston aforesaid, the

11th day of June, in the year of our Lord  
one thousand nine hundred and ~~xxxx~~ fifty-six.

John E. Hurley CLERK.

A true copy. Attest:

*Thomas J. Hill Jr.*  
Deputy Sheriff.

NORFOLK, ss. DEDHAM, July 2nd, 1956.

By virtue of this writ, I this day at five minutes

past nine o'clock A.M., attached all the right

title and interest the within named  
Walter P. Keaveney; a/k/a Walter P. Keareney

and also all the in and to any and all Real Estate in the County of Norfolk.

Attorney for the Plaintiff:  
Aborn & Aborn  
11 Pemberton Sq., Boston, Mass.

*Thomas J. Hill Jr.*  
Deputy Sheriff

Recorded July 2, 1956 at 11h.32m.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

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The petition of Arthur W. Washburn and others of Plainville, 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 PLAINVILLE in said County, that common convenience and necessity require that the way known as GEORGE STREET, a public way in said town, be relocated between Washington Street, Route #1 and East Bacon Street, Route #106 for the purpose of establishing the boundary lines of said way; making alterations in the course of width of said way; making repairs on said way.

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

Dated September 23, 1955.

Arthur W. Washburn	David B. Lomasney
LeRoy B. Wilson	Sheldon E. Smith
Lyman H. Parmenter Jr.	Ray Felix
Everett W. Skinner	John P. Cooper
Charles C. Root	

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This petition was presented to the Commissioners and duly entered at a meeting of said Commissioners, held at Dedham, aforesaid, on the thirteenth day of December, 1955, by adjournment of their September meeting next preceding; and the third day of January, 1956, then next and three 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 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 Plainville, 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 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.

And on the said third day of January, 1956, the County Commissioners, Russell T. Bates, Clayton W. Nash, and Everett M. Bowker met at the time and place specified in said order, when and where the petitioners appeared, and the town of PLAINVILLE

Refer to Plan No. 859-861-1956 St. Poole 202.

See 194.30055. 11114

tions 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 the Town Offices in PLAINVILLE, on Tuesday, the first day of May, 1956 at three o'clock in the afternoon when and where the Commissioners further heard the petitioners and owners of property to be taken or affected by said proceedings and thence the same 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 GEORGE STREET as prayed for in said petition.

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

The northeasterly line begins at a stone bound on the easterly line of Washington Street (Providence Pike, Route #1) as laid out by the Massachusetts Department of Public Works on January 6, 1931; thence southerly by a curve with a radius of 150.00 ft. a distance of 162.23 ft. to a stone bound; thence S. 39-54-30-E a distance of 43.08 ft. to a stone bound; thence by a curve to the left with a radius of 650.00 ft. a distance of 322.38 ft. to a stone bound; thence S-68-19-30-E a distance of 490.40 ft. to a stone bound; thence by a curve to the right with a radius of 860.00 ft. a distance of 548.71 ft. to a stone bound; thence S-31-46-05-E a distance of 260.50 ft. to a stone bound; thence S-30-19-55-E a distance of 796.14 ft. to a stone bound; thence by a curve to the left with a radius of 150.00 ft. a distance of 177.41 ft. to a stone bound which is on the northerly line of East Bacon Street as laid out by the Norfolk County Commissioners by Return dated October 20, 1931.

The southwesterly line begins at a stone bound on the easterly line of Washington Street (Providence Pike, Route #1) as laid out by the Massachusetts Department of Public Works on January 6, 1931; said bound being S-22-03-30-W a distance of 259.24 ft. from the first bound on the northeasterly line as above described; thence northeasterly by a curve with a radius of 60.77 ft. a distance of 125.19 ft. to a stone bound; thence by a curve

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to a stone bound; thence S-68-19-30-E a distance of 490.40 ft. to a stone bound; thence by a curve to the right with a radius of 800.00 ft. a distance of 157.18 ft. to a stone bound; thence by a curve to the right with a radius of 30.00 ft. a distance of 48.34 ft. to a stone bound which is on the westerly line of Ewald Avenue; thence S-51-14-45-E a distance of 40.07 ft. to a stone bound which is on the easterly line of Ewald Avenue; thence northeasterly by a curve with a radius of 30.00 ft. a distance of 49.81 ft. to a stone bound; thence by a curve to the right with a radius of 800.00 ft. a distance of 249.27 ft. to a stone bound; thence S-31-46-05-E a distance of 86.34 ft. to a stone bound; thence by a curve to the right with a radius of 30.00 ft. a distance of 47.88 ft. to a stone bound which is on the westerly line of James Street; thence S-33-54-25-E a distance of 40.08 ft. to a stone bound which is on the easterly line of James Street; thence northeasterly by a curve with a radius of 30.00 ft. a distance of 46.37 ft. to a stone bound; thence S-31-46-05 E a distance of 73.37 ft. to a stone bound; thence S-30-19-55-E a distance of 797.90 ft. to a stone bound; thence by a curve to the right with a radius of 50.00 ft. a distance of 97.61 ft. to a stone bound which is on the northerly line of East Bacon Street as laid out by the Norfolk County Commissioners by Return dated October 20, 1931; said bound being S-81-43-40-W a distance of 239.39 from the last bound on the northeasterly line as above described.

The southwesterly line heretofore described, in general is 60.00 ft. southeasterly from and parallel to the northeasterly 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 GEORGE STREET, PLAINVILLE between Washington Street and East Bacon Street, as made by the Norfolk County Commissioners by Return dated June 12, 1956. Horizontal Saale: 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

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 PLAINVILLE, 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 PLAINVILLE.

And it is determined by the Commissioners that all the expense of making the relocation 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 PLAINVILLE.

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

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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 PLAINVILLE 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	Tax Al- lowance	Award
1.	Frank Mielauskas et ux	3700	.05	1.00
2.	Ardoraz Inc.	Slope easement 15800	.48	100.00
3.	Mtg: Industrial Trust Co. Town of Plainville Ld.Ct.Cert #15213, Bk.77, P.13	Slope easement 75	-	-
4.	Town of Plainville Ld.Ct.Cert.#15213 Bk.77,P.13.	38369 Slope easement	-	-
5.	Irving S. Betts et ux Mtg: Worcester Federal Savings & Loan Association	100	.07	10.00
6.	James Street	1360	-	-
7.	Robert J. Holden et ux Mtg: Worcester Federal Savings & Loan Association	110	.07	10.00
8.	New England Homes, Inc. of Bellingham	100	-	5.00
9.	New England Homes, Inc. of Bellingham	990 Slope easement	-	50.00
10.	New England Homes, Inc. of Bellingham	2670 Slope easement	-	125.00
11.	Ewald Avenue	2560	-	-
12.	Wilmont W. Doak et ux Mtg: Worcester Federal Savings & Loan Association	1530	1.51	150.00
13.	Frank Mielauskas et ux	130 Slope easement	-	1.00
14.	Ardoraz Inc. Mtg: Industrial Trust Co.	1760 Slope easement	.05	1.00
TOTAL				\$ 453.00

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

Dedham, on Tuesday, the twelfth day of June, 1956 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 PLAINVILLE, 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.

RUSSELL T. BATES

CLAYTON W. NASH

EVERETT M. BOWKER

COUNTY COMMISSIONERS

A true copy

ATTEST: *A C Kellogg* CLERK

Recorded July 2, 1956 at 11h.34m. A.M.

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KNOW ALL MEN BY THESE PRESENTS that we, Raymond N. Fortier and Mildred E. Fortier, husband and wife,

of Plainville, Norfolk County, Massachusetts, being unmarried, for consideration paid GRANT unto the Trustees of the Attleborough Savings and Loan Association, of Attleboro, Bristol County, Massachusetts, with MORTGAGE COVENANTS, to secure the payment of Six thousand and no/100-----dollars with interest as provided in our note of even date and such further sums as may be advanced by the mortgagee, and also to secure the performance of all covenants and agreements therein and herein contained, the land in on Berry Street, in said Plainville, with buildings and improvements thereon, bounded and described as follows:

Lot #5 --"Subdivision Plan of a Portion of the Fislser Estate (South side of Berry Street), Plainville, Mass. October 1953." Recorded in Plan Book 192, Plan No. 1616 of 1954, Norfolk County Registry of Deeds.

Bounded:

Northerly by Berry Street 100 feet;  
Easterly by #6 of said plan 205.72 feet;  
Southerly by land of Thompson 100.62 feet;  
Westerly by lot 4 on said plan 200.82 feet.

Being the premises conveyed to these mortgagors by deed of Earl B. Thompson et ux dated March 3, 1955 and recorded in Norfolk Registry of Deeds in Book 3352 at page 400.

Lot #4 --"Subdivision Plan of a Portion of Fislser Estate (South side of Berry Street), Plainville, Mass. October 1953." Recorded in Plan Book 192, Plan No. 1616 of 1954, Norfolk County Registry of Deeds.

Bounded:

Northerly by Berry Street, 100 feet;  
Easterly by Lot #5 on said plan, 200.82 feet;  
Southerly by land of Thompson as shown on said plan, 100.62 feet; and  
Westerly by Lot #30 on said plan, 195.92 feet.

*Discharge Vol 5274 P 581*