

# 459

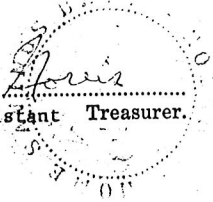
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Know All Men that the HOME SAVINGS BANK, located at Boston in the County of Suffolk and Commonwealth of Massachusetts, ..... holder of a mortgage from Louise M. Williams, sometimes known as Louise P. Williams, formerly Louise P. Phillips, being unmarried to said Home Savings Bank dated July 12, 1954 recorded with Norfolk County Registry of Deeds book 3278, page 335, acknowledges satisfaction of the same.

In Witness Whereof the said HOME SAVINGS BANK has caused the corporate Seal to be hereto affixed and these presents to be executed and delivered in its name and behalf, by its Asst. Treasurer, this twenty-sixth day of May, 1959.

HOME SAVINGS BANK

By Edward Norris Assistant Treasurer.



Commonwealth of Massachusetts

Suffolk, ss. Boston, May 26, 1959.

Then personally appeared the above named Edward Norris, Assistant Treasurer, and acknowledged the foregoing instrument to be the free act and deed of the HOME SAVINGS BANK, before me.

(Brinton Watson)

Notary Public

My commission expires December 4, 1965.

Recorded May 27, 1959 at 9h.A.M.

COMMONWEALTH OF MASSACHUSETTS

At a meeting of the County Commissioners for the County of Norfolk, held at Dedham, within and for said County, on the twelfth day of May, 1959, by adjournment of their April meeting next preceding, a notice of said meeting having been posted as required by law:-

The petition of ELIZABETH M. CLARKIN and others of FOXBOROUGH 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 FOXBOROUGH in said County, that common convenience and necessity require that the way known as EAST STREET,

Plats Plan No. 590-19 5907. Book 707

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a public way in said town, be relocated between Summer Street and Cocasset Street 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, 1958.

Elizabeth M. Clarkin	8 Church Street
Lucille M. Baldwin	7 Morse Street
Charles A. Burrell	14 Willow St.
Ethel P. Reed	278 Central St.
Howard C. Morse	111 Central St.
Edna V. Sallie	10 Shaw Place
Horace E. Cornish	13 Leonard St.
Norbert Carl Annon	6 Cross St.
Edwin T. Donovan	4 Oak Hill Ave.

\* \* \* \* \*

This petition was presented to the Commissioners and duly entered at a meeting of said Commissioners, held at Dedham, aforesaid on the tenth day of March, 1959, by adjournment of their December meeting next preceding, a notice of said meeting having been posted as required by law: and the thirty-first day of March, 1959 and three o'clock in the afternoon at 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 FOXBOROUGH, 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 FOXBORO REPORTER, a newspaper published in said county, said posting and publication having been seven days at least before the time and place 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 thirty-first day of March, 1959, the 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 FOXBOROUGH 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 this meeting.

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

And the lines of said relocation of said EAST STREET are as follows:

The southwesterly line begins at a stone bound which is on the westerly line of Summer Street as laid out by the Norfolk County Commissioners by Return dated July 29, 1947; thence N-39-12-W a distance of 199.39 ft. to a stone bound; thence by a curve to the left with a radius of 770.00 ft. a distance of

463.78 ft. to a concrete bound which is on the southerly line of Cocasset Street as laid out by the Massachusetts Department of Public Works on September 1, 1936.

The northeasterly line begins at a stone bound which is on the westerly line of Summer Street as laid out by the Norfolk County Commissioners by Return dated July 29, 1947, said bound being N-39-08-E a distance of 61.27 ft. from the first bound on the southwesterly line as above described; thence N-39-12-W a distance of 187.00 ft. to a stone bound; thence by a curve to the left with a radius of 830.00 ft. a distance of 111.79 ft. to a stone bound; thence N-46-55-W a distance of 224.09 ft. to a stone bound which is on the easterly line of East Street as laid out by the Norfolk County Commissioners by Return dated February 4, 1947; thence N-76-08-30-W a distance of 279.50 ft. to a stone bound which is on the northerly line of Cocasset Street as laid out by the Massachusetts Department of Public Works on September 1, 1936, said bound being N-43-59-05-W a distance of 121.01 ft. from the last bound on the southwesterly line as above described.

The northeasterly line heretofore described, in general, is 60.00 feet northeasterly from and parallel to the southwesterly 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

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shown upon a plan entitled "Plan and Profile showing the Relocation and Widening of a portion of East Street, Foxborough between Summer St. and Cocasset St. as made by the Norfolk County Commissioners by Return dated May 12, 1959. 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 FOXBOROUGH, 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 FOXBOROUGH.

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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 FOXBOROUGH.

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 FOXBOROUGH 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>Tax Allowance</u>	<u>Award</u>
1.	Lorraine Acres, Inc. Mtg: Benjamin Franklin Savings Bank Mtg: Harvey S. Kay et al	500	.65	75.00
2.	Bernard J. McNichols et ux Mtg: Natick Federal Savings and Loan Association	375	.43	50.00
3.	John W. Rogers et ux Mtg: Home Owners Federal Savings and Loan Association	5	.01	1.00
4.	Franklin A. Blake et al Mtg: Foxborough Savings Bank	700 Slope easement	.20	50.00
5.	Donald S. Harding et ux Mtg: Mansfield Cooperative Bank Mtg: Ralph W. Harding et ux	2500 Slope easement	.51	500.00
6.	Edith M. Babcock	700	.18	50.00
			<b>Total</b>	<b>\$ 726.00</b>



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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

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CLAYTON W. NASH

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EVERETT M. BOWKER

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COUNTY COMMISSIONERS

COMMONWEALTH OF MASSACHUSETTS

NORFOLK, SS.

At a meeting of the County Commissioners, held at Dedham, on Tuesday, May 12, 1959, by adjournment of their April meeting next preceding, a notice of said meeting having been posted as required by law:-

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 FOXBOROUGH 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

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CLAYTON W. NASH

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EVERETT M. BOWKER

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COUNTY COMMISSIONERS

A true copy,

ATTEST

*Russell T. Bates*  
CLERK

Recorded May 27, 1959 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