

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 eighteenth day of August, 1959, by adjournment of their June meeting next preceding, a notice of said meeting having been posted as required by law:-

The petition of GEORGE H. KILEY, JR., and others of RANDOLPH, 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 RANDOLPH in said County, that common convenience and necessity require that the way known as OAK STREET, a public way in said town, be relocated between North Main Street and Elliot 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 Dec. 30, 1957.

George H. Kiley, Jr.	329 Highland Ave. Randolph
George F. Cullen	93 Old Street, Randolph
Theodore S. Luddington	60 So. Main St., Randolph
Ralph H. Hutchinson	439 No. Main Street, Randolph
Joseph J. Semensi	Tileston Rd, Randolph

* * * * *

This petition was presented to the Commissioners and duly entered at a meeting of said Commissioners, held at Dedham, on the twelfth day of August, 1958, by adjournment of their June meeting next preceding; and the second day of September, 1958, 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 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 RANDOLPH, 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 RANDOLPH HERALD, 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.

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Refer to Review 1027-1028-1959 P.L. Book #201.

See Vol. 3833 G. 201.

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And on the said second day of September, 1958, 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 RANDOLPH 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 twenty-fourth day of March, 1959, by adjournment of their December meeting, a notice of said meeting having been posted as required by law: when and where upon the adjudication aforesaid, the Commissioners appointed the fourteenth day of April, 1959 and three o'clock in the afternoon at the Town Hall in RANDOLPH 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 con-

tinued and adjourned from time to time to this meeting.

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

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

The northerly line of Oak Street begins at a stone bound on the easterly line of North Main Street as laid out by the Massachusetts Department of Public Works on October 7, 1930; thence southeasterly by a curve with a radius of 70.00 ft. a distance of 43.71 ft. to a stone bound; thence by a curve to the left with a radius of 1600.00 ft. a distance of 263.93 ft. to a stone

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bound; thence by a curve to the left with a radius of 25.00 ft. a distance of 43.61 ft. to a stone bound which is on the westerly line of Webster Street; thence S-65-44-30-E a distance of 42.29 ft. to a stone bound which is on the easterly line of Webster Street; thence southeasterly by a curve with a radius of 25.00 ft. a distance of 35.68 ft. to a stone bound; thence S-76-28-00-E a distance of 522.22 ft. to a stone bound; thence by a curve to the left with a radius of 10,500.00 ft. a distance of 321.72 ft. to a stone bound which is on the northerly line of Oak Street as laid out by the Norfolk County Commissioners by Return dated April 7, 1936.

The southerly line of Oak Street begins at a stone bound on the easterly line of North Main Street as laid out by the Massachusetts Department of Public Works on October 7, 1930; said bound being S-29-31-10-E a distance of 207.51 ft. from the first bound on the northerly line as above described; thence northeasterly by a curve with a radius of 30.00 ft. a distance of 72.94 ft. to a stone bound; thence by a curve to the left with a radius of 1660.00 ft. a distance of 181.00 ft. to a stone bound; thence S-76-28-00-E a distance of 344.14 ft. to a stone bound; thence by a curve to the right with a radius of 119.19 ft. a

distance of 59.92 ft. to a stone bound which is on the south-westerly line of Orchard Street; thence S-66-05-30-E a distance of 126.51 ft. to a stone bound which is on the northeasterly line of Orchard Street; thence northerly by a curve with a radius of 20.00 ft. a distance of 52.78 ft. to a stone bound; thence S-76-28-00-E a distance of 30.43 ft. to a stone bound; thence by a curve to the left with a radius of 10,560.00 ft. a distance of 300.11 ft. to a stonebound; thence by a curve to the right with a radius of 15.00 ft. a distance of 38.13 ft. to a stone bound which is on the northwesterly side of Oakland Street, said bound being S-10-53-20-E a distance of 65.11 ft. and S-67-33-40-W a distance of 48.54 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 fee and rights incident to a public

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highway in the lands included within the lines of location here-
inbefore described and the grade thereof is established all as
shown upon a plan entitled "Plan and Profile showing the Reloca-
tion and Widening of a portion of Oak Street, Randolph between
North Main Street and Oakland Street as made by the Norfolk
County Commissioners by Return dated August 18, 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 ad-
dition 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 ter-
mini 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 RANDOLPH, 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 Com-
missioners.

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 RANDOLPH.

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 RANDOLPH.

And the Commissioners have heard the proprietors of lands and property, right 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 RANDOLPH 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.	Albert F. Sullivan et ux Mtg: Home Savings Bank	130	.22	10.00
2.	James E. Hickey et ux Mtg: The Boston Five Cents Savings Bank	60	.10	10.00
2a.	Ralph E. Fraser et ux Mtg: Germania Cooperative Bank	Slope easement		1.00
2b.	Michael Saschuk and Irene C. Jacewicz Mtg: Randolph Cooperative Bank	Slope easement		1.00
2c.	Frank F. Teed	Slope easement		1.00
2d.	Frank F. Teed Mtg: Randolph Cooperative Bank	Slope easement		1.00
2e.	Frederick C. McKeeman et ux Mtg: Randolph Cooperative Bank	Slope easement		1.00
2f.	Leo C. Quinn et ux	Slope easement		1.00
3.	Anna W. Hoxie Mtg: Randolph Cooperative Bank	3380 Slope easement	1.80	150.00
4.	Robert L. Daley	1950 Slope easement	.74	75.00
5.	James P. Molloy et ux Francis J. McBernott et ux Mtg: Randolph Cooperative Bank	5650 Slope easement	1.58	500.00
TOTAL			\$	751.00

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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

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 eighteenth day of August, 1959 by adjournment of their June 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 RANDOLPH 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. Head CLERK

Recorded Sept. 11, 1959 at 11h.27m.A.M.

Town of Plainville, Norfolk County, Commonwealth of Massachusetts, a municipal corporation, by its Treasurer, Edward E. Osterholm, in accordance with Article 6, Section 5, of the Town By-laws

~~incorporated by established under the laws of~~
~~and having its usual place of business at~~

~~County, Massachusetts,~~ for consideration paid,