

#486

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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 first day of August, 1961, by adjournment of their June meeting next preceding: a notice of said meeting having been posted as required by law:-

The petition of Richard M. Youlden and others of WESTWOOD 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 WESTWOOD in said County, that Common convenience and necessity require that the way known as HIGH STREET, a public way in said town, be relocated between Lake Shore Drive and Pond Street for the purpose of acquiring slope easements.

Wherefore your petitioners pray that said way may be re-located within the limits above specified.

June 7, 1961

Richard M. Youlden  
John A. Clark  
Richard J. Hart  
Joseph R. Gallagher  
Maureen C. O'Reilly  
Frances K. Lambiase  
Lois A. Webster  
Margaret L. Owen  
Josephine D. Higgins

115 Westchester Drive, Westwood  
16 Schaefer Ave. Westwood  
94 Croft Regis Rd, Westwood  
30 Bonny St., Westwood  
135 Arcadia Road, Westwood  
24 Chester Ave. Westwood  
50 Church Street, Westwood  
84 Sunrise Rd, Westwood  
40 Wessex Dr. Westwood

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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 June, 1961, by adjournment of their April meeting next preceding, a notice of said meeting having been posted as required by law: and the fifth day of July, 1961 and two-thirty-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

See Ord. 39318625.

Refer to Plover No. 915-917 - 1961 & 1962 # 7-11.

WESTWOOD, 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 DEDHAM TRANSCRIPT, 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 fifth day of July, 1961, the Commissioners, 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 WESTWOOD 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 the 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 do establish the grade and limits of slope on a basis of four feet horizontally to one foot vertically where the variation of grade is less than three feet and two feet horizontally to one foot vertically where the variation of grade is over three feet.

And now the said Commissioners do take for highway purposes all the easements and right incident to the construction of a public highway, as laid out by the Norfolk County Commissioners by Return dated February 27, 1900, for the protection of said construction and the maintenance of slopes adjoining said construction as prayed for in said petition, all as shown upon a plan entitled "Plan showing Profile and Slope Easements

for the construction of a portion of High Street, Westwood from about 400 feet easterly of Westland Avenue to Lake Shore Drive as made by the Norfolk County Commissioners by Return dated August 1, 1961. 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 it is determined by the Commissioners, that the Inhabitants of the Town of WESTWOOD do within two 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.

And it is determined by the Commissioners that all the expenses 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 WESTWOOD.

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 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 WESTWOOD 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>Pct. No.</u>	<u>Owner</u>		<u>Award</u>
1.	Theodore F. Wooding et ux Mtg: Dedham Institution for Savings	Slope easement	1.00
2.	Robert Franklin et ux Mtg: Union Savings Bank	Slope easement	1.00
3.	Nahatan Realty Inc.	Slope easement	1.00
4.	Bernard J. Mullen et ux Mtg: Newton Savings Bank	Slope easement	1.00
5.	James Robertson et ux	Slope easement	1.00
6.	Robert E. Graham Jr., et ux Mtg: Dedham Cooperative Bank	Slope easement	1.00
7.	Robert E. Graham, Jr., et ux Ld. Ct. Cert. #54637, Bk. 274, P. 37 Mtg: Dedham Cooperative Bank	Slope easement	1.00
8.	Helen H. Neyland Ld. Ct. Cert. #19112, Bk. 96, P. 112	Slope easement	1.00
9.	Dorothy Probert Ld. Ct. Cert. #19031, Bk. 96, P. 31 Mtg: Dedham Institution for Savings Mtg: Joseph H. Probert	Slope easement	1.00
10.	Ella D. MacMunn Ld. Ct. Cert. #19617, Bk. 99, P. 17 Mtg: The Norwood Cooperative Bank	Slope easement	1.00
11.	Arnold S. Bentley Mtg: Dedham Institution for Savings	Slope easement	1.00
12.	Joseph S. Mitchell et ux	Slope easement	1.00
13.	Helen C. Mitchell	Slope easement	1.00
14.	The First Baptist Church of Westwood	Slope easement	1.00
15.	Frederick H. Haarer et ux	Slope easement	1.00
16.	Patrick E. Kirby Mtg: Norfolk County Trust Company	Slope easement	1.00
17.	Joseph F. Smith et ux Mtg: Dedham Institution for Savings	Slope easement	1.00
18.	Oscar F. Wallin et ux Mtg: Dedham Institution for Savings	Slope easement	1.00
19.	Harry E. Waldron et ux	Slope easement	1.00

<u>Pol. No.</u>	<u>Owner</u>		<u>Award</u>
20.	Curtis W. Church et ux Mtg: Hyde Park Savings Bank	Slope easement	1.00
21.	James E. Cousins et ux Mtg: Dedham Institution for Savings	Slope easement	1.00
22.	Elsie O. Johnson Mtg: Dedham Institution for Savings	Slope easement	1.00
23.	Ethel M. Coulter and Helen M. Walton Mtg: Bernard J. Arnts et ux	Slope easement	1.00
24.	John N. DeLucia et ux Mtg: Dedham Cooperative Bank Mtg: Elizabeth Tashjian	Slope easement	1.00
25.	Harold Furash et ux	Slope easement	1.00
26.	Edward E. Erickson et ux Mtg: Dedham Institution for Savings	Slope easement	1.00
27.	Emery V. Forrest and Raymond G. Cote	Slope easement	1.00
<b>Total</b>			<b>\$ 27.00</b>

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 take 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 first day of August, 1961, 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 WESTWOOD, 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. Kelley CLERK

Recorded Aug. 17, 1961 at 12h. 26m. P.M.