

#503

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 fifth day of March, 1963, by adjournment of their December meeting next preceding; a notice of said meeting having been posted as required by law:

The petition of LE ROY B. WILSON 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 East Bacon Street and Messenger 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 July 1, 1959.

LeRoy B. Wilson	12 Pleasant St. Plainville
Lyman H. Parmenter, Jr.	Taunton St. Plainville
Roland E. Campbell	5 South St. Plainville
Fred Paul Jr.	137 Washington St. Plainville
Everett W. Skinner	30 Cottage Street, Plainville

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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 twenty-eighth day of July, 1959, by adjournment of their June meeting next preceding, a notice of said meeting having been posted as required by law; and the eighteenth day of August, 1959 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 PLAINVILLE being the town within which such reloca-

Copy Vol 4066F 161

Refer to Plan No 283-1963 Pl Book 214

tion 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.

And on the said eighteenth day of August, 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 PLAINVILLE 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 re-located as prayed for in said petition.

And thence the same was continued and adjourned to a meeting of the Commissioners held on the thirteenth day of February 1962, by adjournment of their December meeting next preceding, a notice of said meeting having been posted as required by law: when and where upon the adjudication aforesaid, the Commissioners appointed the third day of April, 1962 and three o'clock in the afternoon at the Town Hall in Plainville 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 purposes 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 continued and adjourned from time to time to this meeting.

And now the Commissioners, Russell T. Bates, Clayton W. Nash and John Francis Murphy, by courses and distances, metes and bound, do relocate GEORGE STREET (Between East Bacon and Messinger Streets) 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 southerly line of East Bacon Street as laid out by the Norfolk County Commissioners by Return dated October 20, 1931; thence southwesterly by a curve with a radius of 60.00 ft. a distance of 117.29 ft. to a stone bound; thence S-30-05-50-E a distance of 352.12 ft. to a stone bound; thence by a curve to the left with a radius of 56.09 ft. a distance of 106.73 ft. to a stone bound which is on the northerly line of Messinger Street as laid out by the Norfolk County Commissioners by Return dated June 2, 1931.

The southwesterly line begins at a stone bound on the southerly line of East Bacon Street as laid out by the Norfolk County Commissioners by Return dated October 20, 1931; said bound being S-81-54-10-W a distance of 147.36 ft. and S-81-31-00-W a distance of 74.23 ft. from the first bound on the northeasterly line as above described; thence easterly by a curve with a radius of 100.00 ft. a distance of 119.36 ft. to a stone bound; thence S-30-05-50-E a distance of 434.79 ft. to a stone bound; thence by a curve to the right with a radius of 90.19 ft. a distance of 110.59 ft. to a stone bound which is on the northerly line of Messinger Street as laid out by the Norfolk County Commissioners by Return dated June 2, 1931; said bound being southwesterly on a curve with a radius of 4050.00 ft. a distance of 51.05 ft. and S-40-09-39-W a distance of

155.05 ft. from the last bound on the northeasterly line as above described.

The southwesterly line heretofore described, in general, is 60.00 ft. southwesterly 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 relocation 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 East Bacon St. and Messinger St. as made by the Norfolk County Commissioners by Return dated March 5, 1963. 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 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.

Suitable sidewalks, gutters, culverts, retaining walls, and 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.

The travelled way shall be constructed not less than thirty (30) feet in width.

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 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 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 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 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 said way.

Pcl. No.	Owner	Approximate		Award
		Sq.Ft. Taken	Tax Allowance	
1.	Bergson Products, Inc. Ld. Ct. Cert. #68004, Bk. 341 P. 4 Mtg: The First National Bank of Mansfield	12009 Slope easement	2.19	50.00
2.	Arthur W. Meyers Jr. and Margaret Meyers	Slope easement -		1.00
Total				\$ 51.00

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 three 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

JOHN FRANCIS MURPHY

COUNTY COMMISSIONERS

COMMONWEALTH OF MASSACHUSETTS

NORFOLK, SS.

At a meeting of the County Commissioners, held at Dedham, on Tuesday, the fifth day of March, 1963, by adjournment of their December 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 PLAINVILLE 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

JOHN FRANCIS MURPHY

COUNTY COMMISSIONERS

A true copy,

ATTEST: J. H. G. [Signature] Asst. Clerk

Recorded Mar. 27, 1963 at 3h. 31m. P.M.