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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 thirteenth day of October, 1964 by adjournment of their September meeting next preceding: a notice of said meeting having been posted as required by law:

The petition of JOSEPH F. SPAS and others of BELLINGHAM 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 BELLINGHAM in said County, that common convenience and necessity require that the way known as BLACKSTONE STREET, a public way in said town, be relocated between South Main Street and Mechanic 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 May 28, 1962

Joseph F. Spas, Chairman, Selectmen  
Joseph R. Scolavino  
Leo A. Stearns  
Emile DeRouin, Chairman, Planning Board  
R. Bernard Biron  
Howard D. Richardson

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This petition was presented to the Commissioners and duly entered at a meeting of said Commissioners, held at Dedham, on the nineteenth day of November, 1963, by adjournment of their September meeting next preceding, a notice of said meeting having been posted as required by law: and the tenth day of December, 1963 and two-thirty o'clock in the afternoon at the Court House in said 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 BELLINGHAM, being the town within which such relocation

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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 made 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. 561

And on the said tenth day of December, 1963, the Commissioners, Russell T. Bates, Clayton W. Nash and John Francis Murphy met at the time and place specified in said order; when and where the petitioners appeared and the town of BELLINGHAM 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 sixteenth day of June, 1964, by adjournment of their April meeting, when and where upon the adjudication aforesaid, the Commissioners appointed the seventh day of July, 1964, and three o'clock in the afternoon at the Town Hall in BELLINGHAM 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 Commissioners, by courses and distances, metes and bounds, do relocate said BLACKSTONE STREET, as prayed for in said petition.

And the lines of said relocation of said BLACKSTONE STREET ARE as follows:

The northerly line begins at a stone bound on the easterly line of South Main Street as laid out by the Norfolk County Commissioners by Return dated November 7, 1950; thence southeasterly by a curve with a radius of 50.00 ft. a distance of 95.95 ft. to a stone bound; thence N-81-02-30-E a distance of 75.25 ft. to a stone bound; thence by a curve to the right with a radius of 1060.00 ft. a distance of 331.98 ft. to a stone bound; thence S-81-00-50-E a distance of 114.22 ft. to a stone bound; thence by a curve to the left with a radius of 1000.00 ft. a distance of 204.59 ft. to a stone bound; thence N-87-15-50-E a distance of 157.19 ft. to a stone bound; thence by a curve to the left with a radius of 800.00 ft. a distance of 372.51 ft. to a stone bound; thence continuing on the same curve a distance of 372.51 ft. to a stone bound; thence N-33-54-20-E a distance of 87.15 ft. to a stone bound; thence by a curve to the right with a radius of 1060.00 ft a distance of 499.87 ft. to a stone bound; thence N-60-55-30-E a distance of 612.44 ft. to a stone bound; thence by a curve to the left with a radius of 1000.00 ft. a distance of 492.85 ft. to a stone bound; thence N-29-10-25-E a distance of 33.47 ft. to a stone bound; thence continuing on the same course a distance of 100.54 ft. to a stone bound; thence by a curve to the left with a radius of 25.00 ft. a distance of 44.98 ft. to a stone bound which is on the southwesterly line of Marion Road; thence N-39-03-55-E a distance of 43.45 ft. to a stone bound; which is on the northeasterly line of Marion Road; thence southeasterly by a curve with a radius of 30.00 ft. a distance of 40.27 ft. to a stone bound; thence N-29-10-25-E a distance of 22.95 ft. to a stone bound; thence N-34-06-20-E a distance of 130.84 ft. to a stone bound; thence by a curve to the left with

a radius of 639.87 ft. a distance of 260.96 ft. to a stone bound; thence N-7-24-10-E a distance of 123.47 ft. to a stone bound; thence N-41-08-20-W a distance of 57.17 ft. to a stone bound; thence N-36-26-10-W a distance of 84.84 ft. to a stone bound; thence by a curve to the left with a radius of 244.54 ft. a distance of 156.85 ft. to a stone bound which is on the south-westerly line of Mechanic Street as laid out by the Massachusetts Department of Public Works on March 27, 1928.

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The southerly line begins at a stone bound on the easterly line of South Main Street as laid out by the Norfolk County Commissioners by Return dated November 7, 1950; said bound being S-10-59-20-W a distance of 180.60 ft. from the first bound on the northerly line as above described; thence northeasterly by a curve with a radius of 64.83 ft. a distance of 79.26 ft. to a stone bound; thence N-81-02-30-E a distance of 122.93 ft. to a stone bound; thence by a curve to the right with a radius of 1000.00 ft. a distance of 313.19 ft. to a stone bound; thence S-81-00-50-E a distance of 114.22 ft. to a stone bound; thence by a curve to the left with a radius of 1060.00 ft. a distance of 216.87 ft. to a stone bound; thence N-87-15-50-E a distance of 157.19 ft. to a stone bound; thence by a curve to the left with a radius of 860.00 ft. a distance of 400.45 ft. to a stone bound; thence continuing on the same curve a distance of 400.45 ft. to a stone bound; thence N-33-54-20-E a distance of 87.15 ft. to a stone bound; thence by a curve to the right with a radius of 1000.00 ft. a distance of 325.94 ft. to a stone bound; thence N-73-17-00-E a distance of 102.37 ft. to a stone bound; thence N-85-24-20-E a distance of 179.79 ft. to a stone bound; thence N-64-40-30-E a distance of 137.56 ft. to a stone bound; thence N-42-54-30-E a distance of 375.06 ft. to a stone bound; thence northeasterly by a curve with a radius of 1060.00 ft. a distance of 557.89 ft. to a stone bound; thence N-30-46-10-E a distance of 527.28 ft. to a stone bound; thence N-6-00-00-W a distance of 55.01 ft. to a stone bound; thence N-7-24-10-E a distance of

284.45 ft. to a stone bound; thence by a curve to the right with a radius of 50.28 ft. a distance of 76.61 ft. to a stone bound which is on the southwesterly line of Mechanic Street as laid out by the Massachusetts Department of Public Works on March 27, 1928, said bound being S-73-11-10-E a distance of 11.02 ft. and southwesterly on a curve with a radius of 1590.00 ft. a distance of 336.25 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 purpose 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 Blackstone Street, Bellingham between South Main Street and Mechanic Street as made by the Norfolk County Commissioners by Return dated October 13, 1964. 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 BELLINGHAM, 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. 565

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 BELLINGHAM.

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 BELLINGHAM.

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 BELLINGHAM 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.

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| Pol. No. | Owner  | Approximate Sq.Ft.      |         | Award     |
|----------|--|-------------------------|---------|-----------|
|          |  | Taken                   | lowance |           |
| 1A.      | Ottavo F. Tosti<br>Mtg: Milford Savings Bank   | Slope Easement          |         | 1.00      |
| 1B.      | Robert L. Hansen et ux<br>Mtg: Medway Cooperative Bank   | Slope easement          | -       | 1.00      |
| 1.       | Edward M. Reid et ux   | 11700<br>Slope easement | .23     | 50.00     |
| 2.       | Andor deJony   | 35400<br>Slope easement | .53     | 100.00    |
| 3.       | Ellen T. Fregean   | 61000<br>Slope easement | .84     | 200.00    |
| 4.       | Ellen T. Fregean   | 30<br>Slope easement    | -       | 1.00      |
| 5.       | Richard Allie  | 4020<br>Slope easement  | .12     | 25.00     |
| 6.       | Richard A. Coolidge et ux<br>Ld. Ct. Cert. #71873, Bk. 360, P. 73<br>Mtg: Home Owners Federal Savings & Loan Assn.   | 8<br>Slope easement     | -       | 1.00      |
| 7.       | Kenneth A. Armstrong et ux<br>Ld. Ct. Cert. #73259, Bk. 367, P. 59<br>Mtg: Home Owners Federal Savings & Loan Assn.  | 225<br>Slope easement   | .07     | 10.00     |
| 8.       | Albert H. Soisson, Jr. et ux<br>Ld. Ct. Cert. #71806, Bk. 360, P. 6<br>Mtg: Home Owners Federal Savings & Loan Assn. | 111<br>Slope easement   | .03     | 5.00      |
| 9.       | Thelma M. Ambler<br>Mtg: Waldo I. Cook, Sr. et ux  | 15400<br>Slope easement | .37     | 50.00     |
| 10.      | Domenico G. DiPietro et al   | 10340<br>Slope easement | .18     | 100.00    |
| 11.      | Anna M. Patrick<br>Mtg: Milford Federal Savings & Loan Assn.   | 1950<br>Slope easement  | .02     | 10.00     |
| 12.      | Anna M. Patrick<br>Mtg: Milford Federal Savings & Loan Assn.   | 13540<br>Slope easement | .14     | 50.00     |
| 13.      | Now or formerly Alfred F. Barney   | 5700<br>Slope easement  | -       | 25.00     |
| 14.      | Now or formerly Eva Pitt et al   | 1500<br>Slope easement  | .03     | 10.00     |
| 15.      | Town of Bellingham   | 11200<br>Slope easement | -       | -         |
| Total    |  |                         |         | \$ 639.00 |

And having heard the proprietors of lands and property, 567  
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 thirteenth day of October, 1964, by  
adjournment of their September 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 BELLINGHAM 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: Gay N. Hurd, Clerk

Recorded Oct. 27, 1964 at 9h. 44m. A.M.