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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 the said County of Norfolk, on the twelfth day of March, 1968, by adjournment of their December meeting next preceding: a notice of said meeting having been posted as required by law:

The petition of JOHN M. DEVINE JR. and others of Dover, 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 Dover in said County, that common convenience and necessity require that the way known as Dover Street, a public way in said town, be relocated between Main Street and the Needham Town Line for the purpose of establishing the boundary lines of said way.

Wherefore your petitioners pray that said way may be relocated within the limits above specified.

Dated April 16, 1964.

Planning Board	John M. Devine Jr.
Board of Selectmen	Thomas B. Williams
Planning Board	James K. McGill Jr.
Board of Selectmen	W. Roger McGill
Town Engineer	Phillip S. Luttazi

This petition was presented to the Commissioners and duly entered at a meeting of the said Commissioners held at Dedham on the twenty-third day of May, 1967, by adjournment of their April meeting next preceding, a notice of said meeting having been posted as required by law: and the twentieth day of June, 1967, and three 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

refer to Plan # 213 of 1968 Plan Book 224

order of notice thereon to be served upon the Clerk of the Town of Dover, 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 Patriot Ledger, 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 twentieth day of June, 1967, the Commissioners James J. Collins and Russell T. Bates met at the time and place specified in said order; when and where the petitioners appeared and the Town of Dover was represented by Chester F. Heinlein Jr. of the Board of Selectmen, Phillip S. Luttazi,^{the} Town Engineer, and John M. Devine Jr. of the Planning Board; and the said Commissioners then viewed the route and premises, and heard all persons and corporations interested; 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 a meeting of the Commissioners held at Dedham on the fourteenth day of November, 1967, by adjournment of their September 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 fifth day of December, 1967, and three thirty o'clock in the afternoon at the Town Hall in said Dover, Massachusetts, as the time and place 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 Commissioners, James J. Collins, Russell T. Bates and Thomas K. McManus 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 said Commissioners, James J. Collins, Russell T. Bates and Thomas K. McManus, by courses and distances, metes and bounds, do relocate said DOVER STREET as prayed for in said petition.

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

The northerly line begins at a stone bound on the easterly line of a Way; thence southeasterly by a curve with a radius of 21.24 ft. a distance of 40.45 ft. to a stone bound; thence N-84-52-10-E a distance of 293.23 ft. to a stone bound; thence continuing on the same course a distance of 176.30 ft. to the center of the Charles River, being the Town Line between the Towns of Dover and Needham.

The southerly line begins at a stone bound on the easterly line of Main Street, said bound being S-13-59-25-W a distance of 29.84 ft., S-7-33-00-W a distance of 61.50 ft. and S-11-09-05-W a distance of 69.90 ft. from the first bound on the northerly line as above described; thence northeasterly by a curve with a radius of 93.24 ft. a distance of 119.96 ft. to a stone bound; thence N-84-52-10-E a distance of 266.67 ft. to a stone bound; thence continuing on the same course a distance of 176.30 ft. to the center of the Charles River, being the Town Line between the Towns of Dover and Needham, said point being S-5-07-50-E a distance of 60.00 ft. from the last point 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 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 Dover Street, Dover, between Main Street and the Needham Town Line as made by the Norfolk County Commissioners by Return dated March 12, 1968. Horizontal Scale: 1 inch = 40 feet. Vertical Scale: 1 inch = 8 feet. Charles C. Cain, County Engineer" and signed by "James J. Collins, 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 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 Dover, 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 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

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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 Dover.

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 expense incident thereto, be paid by the Inhabitants of the Town of Dover.

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 in accordance with the requirements of General Laws, Chapter 79, possession becoming effective upon the recording of this Return and Order of Taking in the Norfolk Registry of Deeds.

<u>Pcl. No.</u>	<u>Owner</u>	<u>Sq.Ft. Taken</u>	<u>Tax Allowance</u>	<u>Award</u>
1.	Harold T. and Marion Marshall Ld.Ct.Cert.#57987, Blk.290, P.187	2422 Slope Easement	5.13	606.00
2.	Fred H. and Stephanie P. Barron Mtg: Warren Institution for Savings	2417 Slope Easement	2.98	484.00
Total			\$8.11	\$1090.00

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 of possession for the purpose of constructing said way. 4:33

JAMES J. COLLINS

RUSSELL T. BATES

THOMAS K. MC MANUS

COUNTY COMMISSIONERS

COMMONWEALTH OF MASSACHUSETTS
NORFOLK, SS.

At a meeting of the County Commissioners, held at Dedham, on Tuesday, the twelfth day of March, 1968, 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 Dover 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.

JAMES J. COLLINS

RUSSELL T. BATES

THOMAS K. MC MANUS

COUNTY COMMISSIONERS

A true Copy:

Attest  Clerk

Recorded Apr. 4, 1968 at 2h.58m.P.M.