

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 twenty-first day of September, 1971, by adjournment of their June meeting next preceding: a notice of said meeting having been posted as required by law:

The petition of HARRY A. KELLEHER and others of MEDFIELD 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 MEDFIELD in said County, that common convenience and necessity require the layout of a public way in said town, upon the discontinuance of the existing way between Station 78² and Station 108² as shown on the proposed relocation plan of North Street, Medfield by the Norfolk County Commissioners for the purpose of establishing the boundary lines of said way.

Wherefore your petitioners pray that said way be laid out within the limits above specified.

Dated November 12, 1970

Harry A. Kelleher	223 South St., Medfield, Mass.
Weston G. Kolsti	9 Charlesdale Rd., Medfield, Mass.
Lawrence E. Abar	340 Main St., Medfield, Mass.
William E. McCarthy	87 North St., Medfield
Norman A. Gray, Jr.	19 Kenney Rd., Medfield
William F. Rogers, Jr.	125 Spring St., Medfield
Robert A. Vanslette	1 Stage Coach Rd., Medfield
F. Gordon Yarlott	44 Pleasant St., Medfield

This petition was presented to the Commissioners and duly entered at a meeting of said Commissioners, held at Dedham, on the twenty-second day of June, 1971 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 July, 1971 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 there-

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upon caused a copy of said petition and of order of notice thereon to be served upon the Clerk of the Town of MEDFIELD, being the town within which such layout 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 QUINCY 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 July, 1971, the Commissioners, James J. Collins, Thomas K. McManus, and George B. McDonald, met at the time and place specified in said Order, when and where the petitioners appeared and the Town of MEDFIELD 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 public convenience and necessity require that the said way be laid out as prayed for in said petition.

And now the said Commissioners, James J. Collins, Thomas K. McManus and George B. McDonald, by courses and distances, metes and bounds, do lay out said way as prayed for in said petition.

And the lines of said layout of said way are as follows:

The westerly line begins at a stone bound which is on the easterly line of North Street as laid out by the Norfolk County Commissioners by return dated November 17, 1970; thence N-3-48-50-W a distance of 50.76 ft. to a stone bound; thence N-5-39-50-W a distance of 601.53 ft. to a bolt in ledge; thence N-18-37-40-W a distance of 281.94 ft. to a stone bound which is on the southwesterly line of Farn Street; thence N-18-04-40-W a

distance of 176.24 ft. to a stone bound which is on the north-easterly line of Farm Street; thence southeasterly, easterly and northerly by a curve with a radius of 19.69 ft. a distance of 53.74 ft. to a stone bound; thence N-7-49-10-W a distance of 103.26 ft. to a stone bound; thence by a curve to the right with a radius of 386.09 ft. a distance of 263.93 ft. to a stone bound; thence N-31-20-50-E a distance of 169.34 ft. to a stone bound; thence by a curve to the right with a radius of 706.21 ft. a distance of 284.11 ft. to a stone bound; thence N-54-23-50-E a distance of 332.91 ft. to a stone bound which is on the easterly line of North Street as laid out by the Norfolk County Commissioners by return dated November 17, 1970.

The easterly line begins at a stone bound which is on the easterly line of North Street as laid out by the Norfolk County Commissioners by return dated November 17, 1970 said bound being N-86-11-10-E a distance of 40.00 ft. from the first bound on the westerly line as above described; thence N-3-48-50-W a distance of 51.40 ft. to a stone bound; thence N-5-39-50-W a distance of 605.83 ft. to a stone bound; thence N-16-07-50-W a distance of 321.27 ft. to a stone bound; thence N-7-56-40-W a distance of 94.78 ft. to a stone bound; thence N-7-49-10-W a distance of 146.67 ft. to a stone bound; thence by a curve to the right with a radius of 346.09 ft. a distance of 236.58 ft. to a stone bound; thence N-31-20-50-E a distance of 169.34 ft. to a stone bound; thence by a curve to the right with a radius of 666.21 ft. a distance of 268.02 ft. to a stone bound; thence N-54-23-50-E a distance of 342.99 ft. to a stone bound which is on the easterly line of North Street as laid out by the Norfolk County Commissioners by return dated November 17, 1970, said bound being S-49-44-50-E a distance of 41.25 ft. from the last bound on the westerly line as above described.

The easterly line heretofore described, in general, is 40.00 ft. easterly from and parallel to the westerly line.

And the said Commissioners do hereby take for the

purposes of a highway all the easements and rights incident to a public highway in the lands included within the lines of location hereinbefore described as shown upon a plan entitled "Plan showing the Layout of a Way in Medfield between Stations 78 and 108 of the 1970 County Relocation of North Street, as made by the Norfolk County Commissioners by Return dated September 21, 1971. Scale: 1 inch = 40 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 permanent stone bounds will be erected at the termini and angles of the way laid out as aforesaid.

And it is determined by the Commissioners that all the expense of making the layout 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 MEDFIELD.

And the Commissioners have heard the proprietors of lands and property, rights and interest, 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 have 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>Approximate Area Taken</u>	<u>Tax Al- lowance</u>	<u>Award</u>
1	Noel Morss and John L. Cooper Trustees of the Wardner Farm Trust Land Court Cert. #89520 Book 448 Page 120	9200 S.F.	-	None
2	Fredric C. and Elizabeth E. Temple Mtg: The South Boston Savings Bank	3650 S.F.	-	None
3	Richard V. and Lucile P. Sturtevant Mtg: West Roxbury Cooperative Bank	4650 S.F.	-	None
4	Philip A. and Eleanor E. Huff Land Court Cert. #59494 Book 298 Page 94 Mtg: Needham Cooperative Bank	1600 S.F.	-	None
5	James E., Jr. and Stephanie J. Loer Mtg: Newton Savings Bank	11950 S.F.	-	None
6	Bruce A. and Marie A. Simpson Land Court Cert. #86560 Book 433 Page 160 Mtg: Medway Savings Bank	5700 S.F.	-	None
7	(Arthur L. Lewis, deceased) Union Market National Bank of Watertown, John H. Lewis, Trustees Land Court Cert. #26682 Book 134 Page 82	9550 S.F.	-	None
8	Union Market National Bank of Watertown, John H. Lewis, Trustees	7750 S.F.	-	None
9	Francis J. and Dorothy M. Mastropieri Mtg: Newton Savings Bank	4300 S.F.	-	None
10	Mary I. Mair Etienne	2800 S.F.	-	None
11	Union Market National Bank of Watertown, John H. Lewis, Trustees	520 S.F.	-	None
12	James J. and Elizabeth V. Kilcoyne	3650 S.F.	-	None

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<u>Pcl. No.</u>		<u>Approximate Area Taken</u>	<u>Tax Allowance</u>	<u>Award</u>
13	John L. and Nancy L. Bethune Mtg: Cambridge Savings Bank	4700 S.F.	-	None
14	Stanley B. Virkler	3330 S.F.	-	None
15	Blanche M. Kingsbury	16650 S.F.	-	None
16	(Joseph L. and Ella C. Marclonette, deceased) Blanche M. Kingsbury Land Court Cert. #20846 Book 105 Page 46	4850 S.F.	-	None

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.

JAMES I. COLLINS

THOMAS K. McMANUS

GEORGE B. McDONALD

COUNTY COMMISSIONERS

COMMONWEALTH OF MASSACHUSETTS

NORFOLK, SS.

At a meeting of the County Commissioners, held at Dedham, on Tuesday, the twenty-first day of September, 1971, 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 MEDFIELD within which the limits of said way 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 I. COLLINS

THOMAS K. McMANUS

GEORGE B. McDONALD

COUNTY COMMISSIONERS

A true copy. Attest: C. A. Thomas, Deputy Clerk