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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 thirtieth day of March 1977; by adjournment of their December meeting next preceding; a notice of said meeting having been posted as required by law:

The petition of KENNETH M. CHILDS, JR. 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 that the way known as NORTH STREET, a public way in said town, be relocated between Main Street and a point about 800 feet northerly of Main Street for the purpose of establishing the boundary lines of said way; making alterations in the course or width of said way; making repairs on said way.

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

Dated December 21, 1976

Kenneth M. Childs, Jr.
Robert J. Larkin
Michael J. Sullivan
William E. McCarthy

R. Edward Beard
Harry A. Kelleher
Bill Reagan
Charles Fuller, Jr.
Pauline M. Goucher

This petition was presented to the Commissioners and duly entered at a meeting of said Commissioners, held at Dedham, on the second day of March, 1977, by adjournment of their December meeting next preceding; a notice of said meeting having been posted as required by law; and the twenty-third day of March, 1977, 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 Medfield, 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 -

REF to PL# 190 of 1977 PL BK 259

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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 twenty-third day of March, 1977 the Commissioners, 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 common convenience and necessity require that said way be relocated as prayed for in said petition.

And thence the same was continued and adjourned to this meeting.

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

And the lines of said relocation of North Street are as follows:

The westerly line begins at a stone bound on the westerly line of North Street as laid out by the Norfolk County Commissioners by return dated September 21, 1948, said bound being 68.90 ft. northwesterly of a stone bound on said westerly line of North Street; thence S-46-29-53-W, 5.00 ft. to a stone bound; thence N-42-05-40-W, 106.50 ft. to a stone bound; thence N-43-13-57-E, 5.02 ft. to a stone bound which is on said westerly line of said 1948 layout of North Street.

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 between the above described line and the westerly line as laid out on September 21, 1948 and shown as Parcel 1 upon a plan entitled "Plan and Profile showing the Relocation and Widening of North Street, Medfield, between Main Street and a point about 200 feet northerly of Frairy Street, as made by the Norfolk County Commissioners by Return dated March 30, 1977. Horizontal Scale: 1 inch = 40 feet. Vertical Scale: 1 inch = 8 feet. Alvah L. Downs, 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 take, for the purpose of properly draining said way, easements and rights in Parcels 5 and 6, as indicated on said plan, being more fully described as follows:

Beginning at a point on the easterly line of North Street as laid out by the Norfolk County Commissioners by return dated September 21, 1948, said point being 39.94 ft. northwesterly of a stone bound at the northwesterly end of 4000.00 ft. radius curve; thence N-22-35-26-E, 18.03 ft. to a point; thence N-33-43-10-W, 10.00 ft. to a point; thence S-56-16-50-W, 15.00 ft. to a point on said easterly line of North Street; thence south-easterly by said easterly line of North Street 20.00 ft. to the point of beginning.

And the said Commissioners do likewise take temporary easements in lands adjoining the location of said way as hereby established, consisting of the right to construct slopes, walls, retaining walls, walks, steps, drives, fences, curbing and railing between the lines of said location and the limit of easement as shown on said plan. Said temporary easements to be in effect only until said way is constructed to the full width of the layout as above described and a certificate to that effect has been duly filed by the County Commissioners with their official records.

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 the Inhabitants of the Town of Medfield 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.

The travelled part of said way shall be constructed not less than forty-four (44) feet in width.

Suitable sidewalks, gutters, culverts, slopes, walls, retaining walls, walks, steps, drives, fences, curbing and railing 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 MEDFIELD.

And it is determined by the Commissioners that all the expense of making the relocation of way as prescribed in this Return and Order, including the expenses of constructing and maintaining said way, and all land and other damages and expenses incident thereto be paid by the Inhabitants of the Town of MEDFIELD.

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, in accordance with the requirements of the General Laws, Chapter 79, possession

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becoming effective upon the recording of this Return and Order of Taking in the Norfolk County Registry of Deeds.

<u>Pcl. No.</u>		<u>Approximate Area Taken</u>	<u>Tax Allowance</u>	<u>Award</u>
1	Allan J. and Joan M. Larkin Mtg: The Needham Co-operative Bank Robert J. and Shirley A. Larkin	533 S.F. Temp.Easement	7.64	None
2	William F. and Carlene M. Nourse Mtg: The Norwood Co-operative Bank	Temp.Easement	-	None
3	Regina A. Sherman	Temp.Easement	-	None
4	Lawrence G. and Anna E. Rossi Land Court Cert. No. 99476 Book 498 Page 76	Temp.Easement	-	None
5	Lawrence G. and Anna E. Rossi Land Court Cert. No. 99476 Book 498 Page 76	91 S.F.	.33	35.00
6	Medfield Industrial Park Inc. Corning Glass Works, Lessee Mtg: The First National Bank of Boston	134 S.F.	.48	30.00
7	Medfield Industrial Park, Inc. Corning Glass Works, Lessee Mtg: The First National Bank of Boston	Temp.Easement	-	170.00
8	Corner House Apartments, Inc. Mtg: The Needham Co-operative Bank	Temp.Easement	-	None
9	Robert J., Shirley A. and Allan J. Larkin United States of America, Lessee	Temp.Easement	-	None
10	Robert J. and Shirley A. Larkin	Temp.Easement	-	None
11	Mobil Oil Corporation	Temp.Easement	-	50.00
		Total	\$8.45	\$285.00

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 two months from the date of possession for the purpose of constructing said way.

JAMES J. 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 Wednesday, March 30, 1977, 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 MEDFIELD, 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.

JAMES J. COLLINS

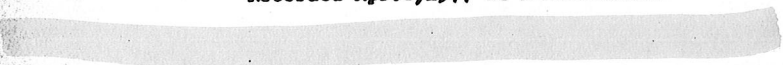
THOMAS K. McMANUS

GEORGE B. McDONALD
COUNTY COMMISSIONERS

A true Copy.

Attest: *[Signature]*
Clerk

Recorded Apr. 6, 1977 at 11h.01m.A.M.



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