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9:00 AM JUN 27 1984

REFER TO PLAN NO. 7527984 DL BOOK 312

NORFOLK, ss.

At a meeting of the County Commissioners for the County of Norfolk, held at Dedham, within and for said County, on the sixth day of June, 1984 by adjournment of their April meeting next preceding: a notice of said meeting having been posted as required by law:

The petition of JOHN F. KINNALLY and others of NORWOOD 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 Norwood in said County, that common convenience and necessity require that the ways known as Everett Street, American Drive and University Avenue, public ways in said town, be relocated, EVERETT STREET between Blue Star Memorial Highway (Route 1) and a point about 2200 feet easterly, AMERICAN DRIVE throughout its entire length, and UNIVERSITY AVENUE between American Drive and about Station 65 of University Avenue as laid out by the town of Norwood October 27, 1966 for the purpose of (a) Establishing the boundary lines of said ways; (b) Making alterations in the course or width of said ways; (c) Making repairs on said ways

WHEREFORE YOUR PETITIONERS PRAY that said way may be relocated within the limits above specified.

Dated Sept. 9, 1981

John F. Kinnaly  
Thomas Aquinas Riolo  
William J. Plasko  
William F. Butters  
W. J. Dempsey

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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 fifteenth day of June, 1983, 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, 1983

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 NORWOOD, being the town within which such relocation of ways 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 and place 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, 1983 the Commissioners, James J. Collins and George B. McDonald, met at the time and place specified in said Order (David C. Ahearn disqualified by reason of residence) when and where the petitioners appeared and the Town of NORWOOD was represented by its Selectmen; and the said Commissioners then viewed the route and premises, and heard all persons and corporations interested.

And thence the same was continued and adjourned from time to time to a meeting of said Commissioners held at Dedham on the tenth day of August, 1983, a notice of said meeting having been posted as required by law, at which time the said Commissioners did adjudge that common convenience and necessity require that said ways be relocated as prayed for in said petition.

And thence the same was continued and adjourned to a

meeting of said Commissioners held at Dedham on the seventeenth day of August, 1983, a notice of said meeting having been posted as required by law: when and where upon the adjudication aforesaid, the Commissioners appointed the twenty-first day of September, 1983 and two-thirty o'clock in the afternoon at the Court House in said Dedham, 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 Commissioners, James J. Collins and George B. McDonald, 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, James J. Collins and George B. McDonald, by courses and distances, metes and bounds, do relocate a portion of Everett Street, American Drive and a portion of University Avenue as prayed for in said petition.

And the lines of said relocation of a portion of Everett Street, American Drive and a portion of University Avenue are as follows:

The northerly line begins at a stone bound which is on the easterly line of Boston Providence Turnpike (U.S. Route 1) as laid out by the Massachusetts Department of Public Works on January 24, 1956; said bound being 685.20 ft. southerly of a Massachusetts Highway Bound which is on said easterly line at the

Westwood-Norwood Town Line; thence southerly and southeasterly by an 80.00 ft. radius curve, 80.58 ft. to a stone bound; thence to the left by an 1135.84 ft. radius curve, 494.51 ft. to a stone bound; thence S-63°-19'-52"-E, 250.00 ft. to a stone bound; thence to the right by a 1032.00 ft. radius curve, 150.60 ft. to a stone bound; thence continuing by the same curve, 188.14 ft. to a stone bound; thence southeasterly and northeasterly by a 100.00 ft. radius curve, 97.32 ft. to a stone bound; thence to the right by an 846.00 ft. radius curve, 273.47 ft. to a stone bound which is on the northerly line of Everett Street as laid out by the Norfolk County Commissioners by return dated March 8, 1955; thence by said northerly line of said 1955 County layout to the left by a 1400.00 ft. radius curve, 68.09 ft. to a stone bound; thence to the left by a 35.00 ft. radius curve, 63.38 ft. to a stone bound which is on the westerly line of Downey Street; thence, crossing Downey Street, S-88°-38'-11"-E, 50.72 ft. to a stone bound which is on the easterly line of Downey Street; thence southerly and easterly by a 52.60 ft. radius curve, 75.30 ft. to a stone bound which is on the northerly line of Everett Street as laid out by the Norfolk County Commissioners by return dated March 8, 1955; thence by said northerly line of said 1955 County layout N-89°-40'-10"-E, 500.00 ft. to a stone bound; thence, crossing Everett Street, S-00°-19'-50"-E, 60.00 ft. to a stone bound which is on the southerly line of Everett Street as laid out by the Norfolk County Commissioners by return dated March 8, 1955; thence by said southerly line of said 1955 County layout S-89°-40'-10"-W, 500.00 ft. to a stone bound; thence by said southerly line of said 1955 County layout to the right by a 1460.00 ft. radius curve, 299.62 ft. to a stone bound which is at American Drive;

thence westerly and southerly by the easterly line of American Drive by a 42.00 ft. radius curve, 66.34 ft. to a stone bound; thence by the easterly line of American Drive S-10°-55'-50"-W, 112.52 ft. to a stone bound; thence by the easterly line of American Drive to the left by a 200.00 ft. radius curve, 132.65 ft. to a stone bound; thence by the easterly line of American Drive S-27°-04'-10"-E, 209.91 ft. to a stone bound; thence by the easterly line of American Drive to the right by a 650.00 ft. radius curve, 195.95 ft. to a stone bound; thence southerly and southwesterly by a 992.58 ft. radius curve, 277.20 ft. to a stone bound; thence S-2°-53'-26"-W, 155.44 ft. to a stone bound; thence to the left by a 970.00 ft. radius curve, 640.01 ft. to a stone bound which is on the northerly line of University Avenue as laid out by the Town of Norwood October 27, 1966.

The southerly line begins at a stone bound which is on the easterly line of Boston Providence Turnpike (U.S. Route 1) as laid out by the Massachusetts Department of Public Works on January 24, 1956; said bound being S-19°-19'-20"-W, 215.15 ft. by said easterly line of Boston Providence Turnpike from the first bound on the northerly line as above described; thence northerly and easterly by a January 24, 1956 Town layout of Everett Street by a 40.00 ft. radius curve, 88.99 ft. to a stone bound which is on the southerly line of Everett Street as laid out by the Norfolk County Commissioners by return dated March 8, 1955; thence by said southerly line of said 1955 County layout southeasterly and easterly by an 860.00 ft. radius curve, 576.09 ft. to a stone bound; thence by said southerly line of said 1955 County layout S-71°-35'-30"-E, 278.24 ft. to a stone bound; thence easterly and southeasterly by a

970.00 ft. radius curve, 470.29 ft. to a stone bound; thence S-27°-04'-10"-E, 239.45 ft. to a stone bound; thence to the right by a 970.00 ft. radius curve, 346.41 ft. to a stone bound which is on the westerly line of American Drive; thence by the westerly line of American Drive southerly and southwesterly by a 600.00 ft. radius curve, 77.44 ft. to a stone bound which is the last point on the southerly line of University Avenue as laid out by the Town of Norwood October 27, 1966; thence by said southerly line of said 1966 Town layout N-82°-30'-20"-W, 5.00 ft. to a stone bound; thence by said southerly line of said 1966 Town layout S-7°-29'-40"-W, 192.50 ft. to a stone bound; thence by said southerly line of said 1966 Town layout to the left by an 830.00 ft. radius curve, 614.33 ft. to a stone bound, said bound being N-59°-42'-31"-W, 143.07 ft. from the last bound on the northerly line as above described.

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, all as shown upon a plan entitled "Plan showing the Relocation and Widening of a portion of Everett Street, American Drive, and a portion of University Avenue, Norwood, as made by the Norfolk County Commissioners by return dated June 6, 1984 Scale: 1 inch = 40 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

D1 and D2 as indicated on said plan, being more fully described as follows:

Beginning at a point on the northerly line as above described, said point being 98.00 ft. northerly of a stone bound opposite station 8+15.41 University Avenue; thence N-87°-14'-01"-E, 20.00 ft. to a point; thence southeasterly and southerly by a 1012.58 ft. radius curve, 99.97 ft. to a point; thence S-2°-53'-26"-W, 155.44 ft. to a point; thence to the left by a 950.00 ft. radius curve, 126.76 ft. to a point; thence N-45°-36'-00"-W, 30.17 ft. to a point on said northerly line; thence northerly 106.61 ft., 155.44 ft. and 98.00 ft. respectively by said northerly line to the point of beginning. Being shown as Parcel D1 on said plan.

Beginning at a point on the northerly line of Everett Street as laid out by the Norfolk County Commissioners by Return dated March 8, 1955, said point being 328.64 feet easterly of a stone bound opposite station 8+05.54 Everett Street on said plan; thence N-0°-01'-50"-E, 253.10 ft. to a point; thence N-36°-13'-00"-W, 220.42 ft. to a point; thence N-53°-47'-00"-E, 20.00 ft. to a point; thence S-36°-13'-00"-E, 226.96 ft. to a point; thence S-0°-01'-50"-W, 259.52 ft. to a point on said northerly line of Everett Street; thence westerly by said northerly line of Everett Street, 20.00 ft. to the point of beginning. Being shown as Parcel D2 on said plan.

And the said Commissioners do likewise further take temporary easements in Parcels TE-1 through TE-16 inclusive and the "15' TEMPORARY EASEMENT" parcels adjacent to Parcels 6 and 9, all as shown on the aforesaid plan, consisting of the right to construct slopes, walls, retaining walls, walks, steps, drives,

fences, curbing, railing and remove trees and any other things that may be reasonably necessary to accomplish the purpose of the order of taking.

And it is likewise determined by the said Commissioners that all the easements acquired by their Return and Order dated March 8, 1955 between the lines of location and the limit of slope as described in said Order are discontinued and the Commissioners do herewith retain and lay out temporary easements between the lines aforesaid, consisting of the rights hereinbefore described for Parcels TE-1 through TE-16 inclusive.

All of said temporary easements are to be in effect only until said way is constructed to the full width of the layout and a certificate to that effect has been duly filed and recorded by the County Commissioners.

Parcels 6 and 9, together with the adjacent 15' temporary easements, are taken in accordance with Chapter 79 of the General Laws, and all acts and amendments thereof and in addition thereto and as further authorized by Chapter 712 of the Acts of 1983 entitled: An Act authorizing the Town of Norwood and the County Commissioners of Norfolk County to relocate and construct an extension of University Avenue in the Town of Norwood.

And permanent stone bounds will be erected at the termini and angles of said ways relocated aforesaid.

And it is determined by the Commissioners that all portions of the existing highways, between the termini of this layout lying outside the lines herein established (Parcel 13), are hereby discontinued.

And it is determined by the Commissioners that the Inhab-



itants of the Town of NORWOOD do, within five years from the date of this Return and Order, complete said ways in a thorough and workmanlike manner and to the acceptance of the County Commissioners.

The travelled part of said ways shall be constructed not less than thirty-six (36) feet in width.

Suitable sidewalks, gutters, culverts, slopes, walls, retaining walls, walks, steps, drives, fences, curbing and railings shall be constructed wherever, in the opinion of the County Commissioners, they are needed.

And it is determined by the Commissioners that all the expense of making the relocation of ways prescribed in this Return and Order, including the expense of constructing and maintaining said ways, and all land and other damages and expenses incident thereto shall be paid out of the treasury of the Town of NORWOOD, and should the County be put to any legal expense or any other expense relating to damages, or any further damages be recovered, they shall be paid out of the treasury of said town.

And the said 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 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>Owners</u>	<u>Approximate Area Taken</u>	<u>Tax Allowance</u>	<u>Award</u>
1.	William J. Walker and Francis J. Perry, Jr., Trustees of Everett Street Trust	19,663 S.F.	-	\$13,000.00
2.	William J. Walker and Francis J. Perry, Jr., Trustees of Everett Street Trust	18,909 S.F.	-	None
	Analog Devices, Inc., Lessee			
	U.C.C. Financing Statement; Union Mutual Life Insurance Company			
3.	Consolidated National Shoe Corporation	21,387 S.F.	-	None
	Land Court Cert. No. 81478 Book 408 Page 78			
	Mtg: New England Mutual Life Insurance Company			
4.	Teledyne, Inc.	852 S.F.	-	1,000.00
	Land Court Cert. No. 95047 Book 476 Page 47			
	Mtg: New England Mutual Life Insurance Company			
5.	Teledyne, Inc.	11,008 S.F.	-	11,000.00
6.	Town of Norwood	12,586 S.F.	-	None
		Temp. Basement		
7.	Clayton Uniform Manufac- turing Co., Inc.	968 S.F.	-	1,900.00
	Mtg: Cornelius F. Buckley, James B. Grady and Pamela G. Ward, Trustees for the benefit of FNB Financial Company			
	Mtg: Harold Fishman, Robert Fishman, Harold Fishman, Trustee of Harold Fishman Family Trust and Robert Fishman, Trustee of Robert Fishman Family Trust			
	U.C.C. Financing Statements: Robert Fishman Individually and as Trustee of Robert Fishman Family Trust and Harold Fishman Individually and as trustee of Harold Fishman Family Trust			

<u>Pcl. No.</u>	<u>Owners</u>	<u>Approximate Area Taken</u>	<u>Tax Allowance</u>	<u>Award</u>
8	Steel Sales Realty Company American Steel and Aluminum Corporation, Lessee Mtg: New England Mutual Life Insurance Company	22,669 S.F.	-	None
9	Town of Norwood	16,189 S.F. Temp. Easement	-	None
10	William J. Walker and Francis J. Perry, Jr., Trustees of Everett Street Trust Analog Devices, Inc., Lessee U.C.C. Financing Statement: Union Mutual Life Insurance Company	442 S.F.	-	None
11	William J. Walker and Francis J. Perry, Jr., Trustees of Everett Street Trust Analog Devices, Inc., Lessee U.C.C. Financing Statement: Union Mutual Life Insurance Company	729 S.F.	-	None
12	Rodger P. Nordblom and Russell J. Fogelin Trustees of Downey Street Associates Mtg: The First National Bank of Boston Mtg: Fairway Acres, Inc.	1,914 S.F.	-	None
D1	Teledyne, Inc.	7,421 S.F.	-	4,500.00
D2	Town of Norwood, Industrial Development Financing Authority Whitehall Company, Ltd., Lessee Mtg: Harbor National Bank of Boston U.C.C. Financing Statement: Harbor National Bank of Boston, Trustee	9,600 S.F.	-	3,220.00

<u>Pcl. No.</u>	<u>Owners</u>	<u>Approximate Area Taken</u>	<u>Tax Allowance</u>	<u>Award</u>
TE-1	William J. Walker and Francis J. Perry, Jr., Trustees of Everett Street Trust	11,000 S.F.	-	2,700.00
TE-2	William J. Walker and Francis J. Perry, Jr., Trustees of Everett Street Trust  Analog Devices, Inc., Lessee  U.C.C. Financing Statement: Union Mutual Life Insurance Company	11,200 S.F.	-	
TE-3	William J. Walker and Francis J. Perry, Jr., Trustees of Everett Street Trust  Analog Devices, Inc., Lessee  U.C.C. Financing Statement: Union Mutual Life Insurance Company	9,800 S.F.	-	5,300.00
TE-4	William J. Walker and Francis J. Perry, Jr., Trustees of Everett Street Trust  Analog Devices, Inc., Lessee  U.C.C. Financing Statement: Union Mutual Life Insurance Company	5,100 S.F.	-	
TE-5	Rodger P. Nordblom and Russell J. Fogelin Trustees of Downey Street Associates  Mtg: The First National Bank of Boston Mtg: Fairway Acres, Inc.	10,600 S.F.	-	None
TE-6	Arvid G. and Carl A. Hultman	20,300 S.F.	-	\$4,900.00

<u>Pcl. No.</u>	<u>Owners</u>	<u>Approximate Area Taken</u>	<u>Tax Allowance</u>	<u>Award</u>
TE-7	Town of Norwood, Industrial Development Financing Authority  Whitehall Company, Ltd., Lessee  Mtg: Harbor National Bank of Boston  U.C.C. Financing Statement: Harbor National Bank of Boston, Trustee	3,100 S.F.	-	530.00
TE-8	Carl A. and Helen E. Hultman  Mtg: The Norwood Co-operative Bank	1,200 S.F.	-	200.00
TE-9	Teledyne, Inc.  Land Court Cert. No. 95047 Book 476 Page 47  Mtg: New England Mutual Life Insurance Company	32,700 S.F.	-	7,000.00
TE-10	Teledyne, Inc.	16,500 S.F.	-	3,200.00
TE-11	Clayton Uniform Manufacturing Co., Inc.  Mtg: Cornelius F. Buckley, James B. Grady and Pamela G. Ward, Trustees for the benefit of FNB Financial Company  Mtg: Harold Fishman, Robert Fishman, Harold Fishman, Trustee of Harold Fishman Family Trust and Robert Fishman, Trustee of Robert Fishman Family Trust  U.C.C. Financing Statements: Robert Fishman Individually and as Trustee of Robert Fishman Family Trust and Harold Fishman Individually and as Trustee of Harold Fishman Family Trust	5,200 S.F.	-	2,200.00
TE-12	Steel Sales Realty Company  American Steel and Aluminum Corporation, Lessee  Mtg: New England Mutual Life Insurance Company	16,400 S.F.	-	4,150.00

<u>Pcl No.</u>	<u>Owners</u>	<u>Approximate Area Taken</u>	<u>Tax Allowance</u>	<u>Award</u>
TE-13	P. Christopher Company, Inc. Mtg: Bay Bank/Norfolk County Trust Co.	1,700 S.F.	-	)
TE-14	P. Christopher Company, Inc. Mtg: Bay Bank/Norfolk County Trust Co.	1,370 S.F.	-	) 1,500.00
TE-15	P. Christopher Company, Inc. Mtg: Bay Bank/Norfolk County Trust Co.	770 S.F.	-	)
TE-16	Town of Norwood, Industrial Development Financing Authority Whitehall Company, Ltd., Lessee Mtg: Harbor National Bank of Boston U.C.C. Financing Statement: Harbor National Bank of Boston, Trustee	2,050 S.F.	-	) None
<b>Totals</b>			-	<b>\$66,300.00</b>

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 six months from the date of possession; and if they shall not be so removed, the Commissioners shall have the option to do so.

JAMES J. COLLINS

GEORGE B. McDONALD

COUNTY COMMISSIONERS

COMMONWEALTH OF MASSACHUSETTS

NORFOLK, SS.

At a meeting of the County Commissioners held at Dedham, on Wednesday, the sixth day of June, 1984 by adjournment of their April 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 NORWOOD 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

GEORGE B. McDONALD

COUNTY COMMISSIONERS

A true copy.  
Attest:

*Michael B. ...*  
Clerk

