

COMMONWEALTH OF MASSACHUSETTS

NORFOLK, SS.

49401

#660

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 May, 1997, by adjournment of their April meeting next preceding: a notice of said meeting having been posted as required by law:

The petition of Ronald Pasquarosa and others of CANTON 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 CANTON in said County, that common convenience and necessity require that the way known as on Washington Street, a public way in said town, be relocated between the Sharon Town Line and a point about 400 feet nouthery for the purpose of making alterations in the course or width of said way.

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

Dated May 10, 1996

Ronald Pasquarosa
John J. Connolly
George F. Jenkins
Avril T. Elkort
Loretta McDermott
Daniel J. Therriault

RECORDED
NORFOLK COUNTY REGISTRY OF DEEDS
DEDHAM, MA

CERTIFY

Barry T. Hannon
BARRY T. HANNON, REGISTER

This petition was presented to the Commissioners and duly entered at a meeting of said Commissioners, held at Dedham, on the fifth day of June, 1996, by adjournment of their April meeting, next preceding, a notice of said meeting having been posted as required by law: and the seventeenth day of July, 1996 and 7:01 o'clock in the evening at the Stoughton Town Hall, 10 Pearl Street, Stoughton were appointed by the 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

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NORFOLK COUNTY

REFER TO PLAN NO. 31191999 P.L. BOOK 444

Town of CANTON, being the town within which such relocation 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 postings 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 seventeenth day of July, 1996, the Commissioners, William P. O'Donnell, John M. Gillis and Peter H. Collins met at the time and place specified in said order, when and where the petitioners appeared and the Town of CANTON 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 this meeting.

And now the said Commissioners, by courses and distances, metes and bounds, do hereby relocate a portion of said WASHINGTON STREET as prayed for in said petition.

And the lines of said relocation are as follows:

Beginning at a stone bound on the easterly side of Washington Street, said bound being on the Stoughton-Canton Town Line; thence N 19°-49'-10" E, 74.97 ft. to a stone bound; thence N 18°-12'-27" E, 149.95 ft. to a stone bound; thence N 20°-19'-17"E, 29.89 ft. to a stone bound; thence N 17°-15'-48" E, 135.52 ft. to

a stone bound, which is on the easterly line of Washington Street as laid out by the Norfolk County Commissioners by Return dated September 15, 1925, said bound being southerly 30.80 ft. of a stone bound on said layout.

And the said Commissioners do hereby take for the purpose of a highway all the easements and rights incident to a public highway in the lands included between the lines above described and the lines previously established and shown as Parcel 3 upon a plan entitled "Plan showing the Relocation of Washington Street, Canton between The Sharon Town Line and a point about 400 feet Northerly as made by the Norfolk County Commissioners by Return dated May 21, 1997, Scale: 1 inch= 30 feet. John M. Paronich, County Engineer" and signed by "William P. O'Donnell, 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 temporary easements in Parcels TE-13 and TE-14, 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. 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 recorded by the County Commissioners.

And it is determined by the Commissioners that the Inhabitants of the Town of CANTON 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 (40) 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 way prescribed in this Return and Order, and all land and other damages and expenses incident thereto shall be paid out of the treasury of the Town of CANTON, 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 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.

Pcl. No. -----	Owner -----	Approximate Area Taken -----	Award -----
3	Franksim Properties, Inc.	2,522 sq. ft.	None
TE-13	William G. and Andrea M. Traut, Trustees of Skiendiel Trust	5,685 sq. ft.	None
TE-14	Franksim Properties, Inc.	4,579 sq. ft.	None

And having heard the proprietors of lands and property, rights and interests, taken or affected by these proceedings, the Commissioners direct that 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; and if they shall not be so removed, the Commissioners shall have the option to do so.

William P. O'Donnell

John M. Gillis

Peter H. Collins
COUNTY COMMISSIONERS

COMMONWEALTH OF MASSACHUSETTS

NORFOLK, SS.

At a meeting of the County Commissioners, held at Dedham, on Wednesday, the twenty-first day of May, 1997 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 CANTON, 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.

William P. O'Donnell

John M. Gillis

Peter H. Collins
COUNTY COMMISSIONERS

A true copy.

Attest:

Mary K. Dickey
First Asst Clerk