

The Commonwealth of Massachusetts

7446

Layout No.

City/Town of CAMBRIDGE

January 6, 1997

I HEREBY CERTIFY that the following document and plan have been this day filed in the office of the City/Town Clerk of said City/Town, to Wit:-

A certified copy of a plan and location bearing thereon a certificate dated December 17, 1997, purporting to be signed by the Massachusetts Highway Department, or a majority of the members thereof, attesting that the said Massachusetts Highway Department has laid out and taken charge of, as a State Highway, a new or existing way in the city or town of CAMBRIDGE, as shown on said plan.

Attest:

D. Margaret Drey
City/Town Clerk

OFFICE
98 JAN -8 PM 12:18
CAMBRIDGE MA.

January 6, 1998

**CAMBRIDGE
LAYOUT NO. 7446
AND ORDER OF TAKING
DATED: December 17, 1997**

City Clerk
City Hall
Cambridge, MA 02139

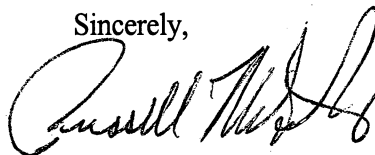
Dear Sir/Madam:

Acting under the provisions of Chapter 81 of the General Laws, Ter. Ed., the Massachusetts Highway Department did, under date of December 17, 1997 alter the location of a section of State Highway in the City of Cambridge that had been previously altered.

A plan thereof and a certificate that said Massachusetts Highway Department has laid out and taken charge of said State highway as altered in accordance with said plan, are sent you herewith for filing in your office according to the law. An attested copy of the adjudication and vote of the Commissioners relative to the laying out and taking charge of said State highway as altered in accordance with said plan is enclosed.

Kindly sign and return to this office as soon as possible the enclosed form of receipt. If you have any questions I can be reached at 973-7913.

Sincerely,



Russell McGilvray
Administrative Manager
Right of Way Bureau

ML/dd

Enclosure:



COMMONWEALTH OF MASSACHUSETTS

DEPARTMENT OF HIGHWAYS

- 0000000 -

**Cambridge
Layout No. 7446
And Order of Taking**

Whereas, the Department of Public Works, now known as the Department of Highways, did, on November 25, 1987 alter portions of State highway layouts 3818 and 5700 (located in the City of Boston, County of Suffolk), by layout 6606 (located in the City of Cambridge, County of Middlesex), which alteration provided an interchange connection between Interstate Route 93 (I-93) and United States Route 1 (U.S. Route 1), said connection consisting of elevated loop ramps, said alteration being shown on the plans of said State highway and on file in the Registry of said County in book 18745, page 96 and on file in the office of the Department of Highways, copies of which plans have been filed in the office of the County Commissioners of the aforesaid County of Middlesex, at Cambridge, and in the office of the City Clerk of the aforesaid City of Cambridge; and

Whereas, parcel 2-E-7, comprising an area of about 41,156 square feet was included in an order of taking of parcels for highway easements, dated July 15, 1987 and was subsequently included within said alteration (layout number 6606), and it is now necessary to take a portion of parcel 2-E-7

in fee in conjunction with the ongoing construction of the Central Artery/Ted Williams Tunnel project;

Now, therefore, acting under the provisions of Chapter 81 of the General Laws, as appearing in the Tercentenary Edition thereof, and acts in amendment thereof and in addition thereto, the Department of Highways adjudges that public necessity and convenience require that the Commonwealth should alter the State highway location by taking the fee simple within a portion of the aforesaid State highway location and should take charge of said State highway, as altered, with limited access provisions, as hereinafter described.

The alteration consists of acquiring a portion of the aforesaid parcel 2-E-7 in fee simple as parcel 2-19 hereinafter described and shown on the plan hereinafter referred to.

The location lines and the limited access provisions as established under said alteration remain unchanged by this alteration.

As part of the construction of said State highway, the Department of Highways, acting on behalf of the Commonwealth of Massachusetts, does hereby take, under the provisions of Chapter 79 of the General Laws and of all other general or special laws thereto enabling, parcel 2-19 within the limits of aforesaid layout 6606 and parcels 2-20, 2-21 and 2-22 outside the limits of said alteration, including all trees and structures located thereon (not, however, including poles, towers, lines, wires, cables, and appurtenances for the conveyance of electricity, telephone communication and any other utilities), situated in the City of Cambridge, County of Middlesex, all of said land being

taken in fee simple, the supposed owner of parcels 2-19, 2-20, 2-21 and 2-22 shown on the plan hereinafter referred to, being set forth in the schedule hereinafter contained, excepting and reserving from the rights herein taken all easements for wires, pipes, conduits, poles and other appurtenances for the conveyance of water, sewage, gas, oil, steam and electricity and for telephone communication and any other utilities now lawfully in or upon said premises hereby taken, and are described as follows:

Parcel 2-19: A parcel of land supposed to be owned by Boston and Maine Corporation and is bounded as follows: southwesterly by land now or formerly of the Commonwealth of Massachusetts (Metropolitan District Commission) about 95 feet; westerly by land of said Corporation along three (3) courses as follows: along a curve having a radius of about 682 feet, an arc length of about 138 feet; along a curve having a radius of about 522 feet, an arc length of about 167 feet; and about 58 feet; northerly by other land of said Corporation about 2 feet, the last five (5) courses by the southwesterly location line of the aforesaid State highway layout number 6606; northeasterly by land of the Massachusetts Bay Transportation Authority about 132 feet; easterly by land of the Commonwealth of Massachusetts (Department of Highways) along three (3) courses as follows: along a curve having a radius of about 293 feet, an arc length of about 121 feet; along a curve having a radius of about 418 feet, an arc length of about 127 feet; and along a curve having a radius of about 680 feet, an arc length of about 72 feet; and southeasterly by the northerly street line of Industrial Park Road, a private way, being other land of the aforesaid Transportation Authority, about 80 feet. Said parcel contains about 33,210 square feet.

Parcel 2-20: A parcel of land supposed to be owned by Boston and Maine Corporation and is bounded as follows: westerly by other land of said Corporation along two (2) courses as follows: along a curve having a radius of about 613 feet, an arc length of about 43 feet; and along a curve having a radius of about 361 feet, an arc length of about 154 feet; northeasterly by land of the Massachusetts Bay Transportation Authority about 62 feet; southerly by the southwesterly location line of the aforesaid State highway layout number 6606 about 2 feet; and easterly by two (2) courses of said location line of the aforesaid State highway layout number 6606 as follows: about 58 feet; and along a curve having a radius of about 522 feet, an arc length of about 87 feet. Said parcel is identical to parcel 2-TE-29 taken under order of taking dated August 16, 1996 and contains about 4,140 square feet.

Parcel 2-21: A parcel of land supposed to be owned by Boston and Maine Corporation and is bounded as follows: westerly by other land of said Corporation along three (3) courses as follows: along a curve having a radius of about 651 feet, an arc length of about 60 feet; along a curve having a radius of about 431 feet, an arc length of about 194 feet; and along a curve having a radius of about 271 feet, an arc length about 74 feet; northeasterly by land of Massachusetts Bay Transportation Authority about 209 feet; northeasterly again along four (4) courses as follows: by other land of said Corporation along a curve having a radius of about 361 feet, an arc length of about 154 feet; along a curve having a radius of about 613 feet, an arc length of about 43 feet; by the aforesaid location line along a curve having a radius of about 522 feet, an arc length of about 80 feet; and along a curve having a radius of about 682 feet, an arc length of about 138 feet; and southwesterly by land now or formerly of the Commonwealth of Massachusetts (Metropolitan District Commission) about 334 feet. Said parcel contains about 57,930 square feet.

Parcel 2-22: A parcel of land supposed to be owned by Boston and Maine Corporation and is bounded as follows: southerly by land now or formerly of the Commonwealth of Massachusetts (Metropolitan District Commission) along three (3) courses as follows: about 56 feet; along a curve having a radius of about 314 feet, an arc length of about 232 feet; and about 78 feet; northwesterly by the southeasterly layout line of the John F. Gilmore Bridge, a public way, about 372 feet; northeasterly by land of the Massachusetts Bay Transportation Authority about 147 feet; and easterly by other land of said Corporation along three (3) courses as follows: along a curve having a radius of about 271 feet, an arc length of about 74 feet; along a curve having a radius of about 431 feet, an arc length of about 194 feet; and along a curve having a radius of about 651 feet, an arc length of about 60 feet. Said parcel contains about 65,300 square feet.

It should be noted that in the taking of parcels 2-19, 2-20, 2-21 and 2-22 by this instrument, for the purposes hereinbefore described, that the Commonwealth, through its Division of Capital Planning and Operations intends to convey all or portions of said parcels as part of the Artery Project's requirements and commitments identified in the final Supplemental Environmental Impact Statement/Report and a Memorandum of Agreement by and between the Executive Office of Transportation and Construction, the Metropolitan District Commission and the Department of Highways, dated December 30, 1993, which agreements and commitments will both mitigate the Project's impacts in the construction of a new highway bridge across the Charles River and also foster the Metropolitan District Commission's long standing plan for their development of the New Charles River Basin park and open space; subject to the reservation of certain rights by the Department of Highways. Said parcels are shown on a plan, signed by the Chief Engineer, and signed by the Department of Highways and on file in its office, said plan being entitled:

“THE COMMONWEALTH OF MASSACHUSETTS

PLAN OF ROAD

IN THE CITY OF

CAMBRIDGE

MIDDLESEX COUNTY

ALTERED AND LAID OUT AS A STATE HIGHWAY

BY THE DEPARTMENT OF HIGHWAYS

DECEMBER 17, 1997

SCALE: 40 FEET TO THE INCH”,

an attested copy of which is to be recorded with this order of taking in the Registry of Deeds for Middlesex County, at Cambridge.

For damages sustained by the following owner in its property by reason of the aforesaid takings, and in accordance with the provisions of the General Laws, Chapter 79, Section 6, as amended, awards are made. The Department reserves the right to amend the awards or to increase the amount of damages to be paid at any time prior to the payment thereof for good cause shown.

<u>Parcel Number</u>	<u>Supposed Owner</u>	<u>Area About</u>
2-19	Boston and Maine Corporation	33,210 s.f.
2-20	Boston and Maine Corporation	4,140 s.f.
2-21	Boston and Maine Corporation	57,930 s.f.
2-22	Boston and Maine Corporation	65,300 s.f.

The name of the owner herein given, although supposed to be correct, is such only as a matter of opinion and belief.

It is therefore

Voted: That said way as altered as described herein and as described and shown on said plan, be and the same is hereby taken charge of by the Commonwealth; that the Secretary to the Highways Commission be and hereby is instructed to file, in the office of the County Commissioners for the County of Middlesex and in the office of the City Clerk of the City of Cambridge, certified copies of said plan and of this certificate, signed by at least a majority of the members of the Highways Commission attesting that the Department of Highways has taken charge of said way as altered in accordance with said plan, together with copy of this adjudication and vote.

[Continued on Next Page]

Dated at Boston this seventeenth day of December, 1997.

Kevin J. Sullivan - Commissioner

Members

Charles E. Kostro - Deputy Commissioner

of

John Blundo - Associate Commissioner

the

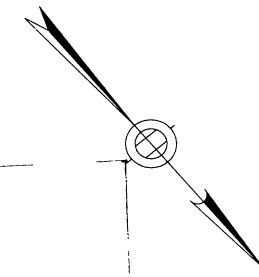
Eric Botterman - Associate Commissioner

Highways

Gordon A. Broz - Associate Commissioner

Commission

CAMBRIDGE - 1997 - ALTERATION - ONE SHEET
 LAYOUT NO. 7446
 FEDERAL AID PROJECT NO. I-93-1 (151)

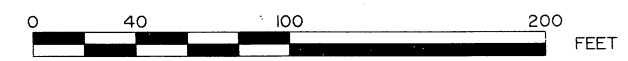


I CERTIFY THAT THIS PLAN HAS BEEN PREPARED IN CONFORMITY WITH THE RULES AND REGULATIONS OF THE REGISTERS OF DEEDS OF THE COMMONWEALTH OF MASSACHUSETTS.



9 December, 1997
 DATE
 Richard J. Hood
 SIGNATURE

NOTE:
 THIS ALTERATION CONSISTS OF REVISING THE RIGHTS PREVIOUSLY TAKEN IN A PORTION OF PARCEL 2-E-7 BY ACQUIRING THE FEE INTEREST IDENTIFIED BY PARCEL 2-19.



SCALE: 1"=40'

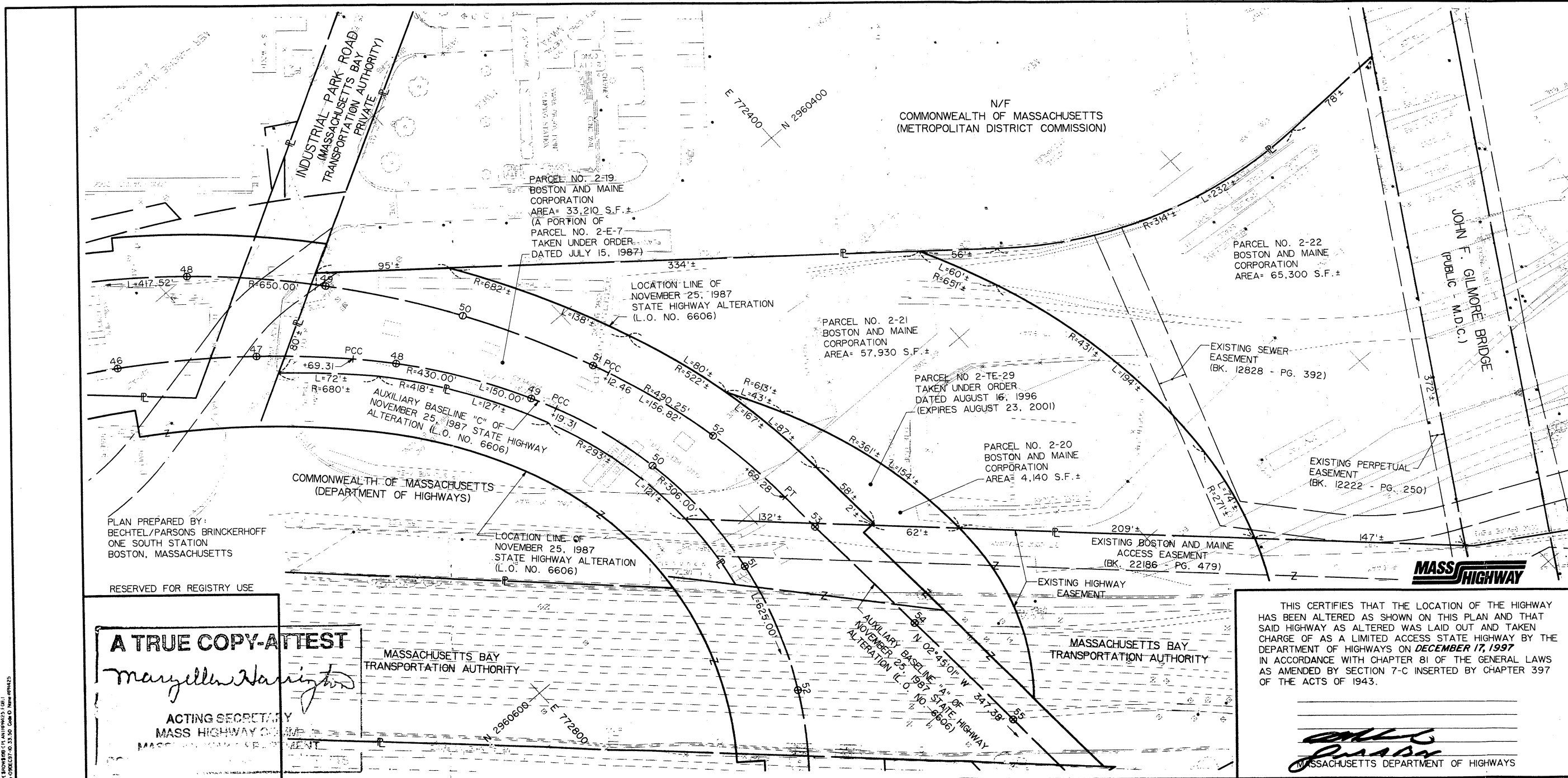
THIS CERTIFIES THAT THE LOCATION OF THE HIGHWAY HAS BEEN ALTERED AS SHOWN ON THIS PLAN AND THAT SAID HIGHWAY AS ALTERED WAS LAID OUT AND TAKEN CHARGE OF AS A LIMITED ACCESS STATE HIGHWAY BY THE DEPARTMENT OF HIGHWAYS ON **DECEMBER 17, 1997** IN ACCORDANCE WITH CHAPTER 81 OF THE GENERAL LAWS AS AMENDED BY SECTION 7-C INSERTED BY CHAPTER 397 OF THE ACTS OF 1943.

John F. Berlewich, P.E.
 MASSACHUSETTS DEPARTMENT OF HIGHWAYS

THE COMMONWEALTH OF MASSACHUSETTS
 PLAN OF ROAD
 IN THE CITY OF
CAMBRIDGE
 MIDDLESEX COUNTY
 ALTERED AND LAID OUT AS A STATE HIGHWAY
 BY THE DEPARTMENT OF HIGHWAYS
 DECEMBER 17, 1997
 SCALE: 40 FEET TO THE INCH
John F. Berlewich, P.E.
 CHIEF ENGINEER

LAYOUT NO. 7446

PW-RP-R-425



PLAN PREPARED BY:
 BECHTEL/PARSONS BRINCKERHOFF
 ONE SOUTH STATION
 BOSTON, MASSACHUSETTS

RESERVED FOR REGISTRY USE

A TRUE COPY-ATTEST
Maryellen Harington
 ACTING SECRETARY
 MASS HIGHWAY DEPARTMENT

MASSACHUSETTS BAY
 TRANSPORTATION AUTHORITY

MASSACHUSETTS BAY
 TRANSPORTATION AUTHORITY



I, S. B. BROWN, JR., CIVIL ENGINEER, L.S. 1081, Date: 09/25/97, No. 31, 50, Code: 0, Name: 09/25/97

Certification of receipt of ^{3A}
notification of Layout No.
7446 and order of Taking dated
12/17/97.

In City Council January 6, 1998