

THE COMMONWEALTH OF MASSACHUSETTS

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In the Year One Thousand Nine Hundred and Ninety-one

CAMBRIDGE MA.

AN ACT AUTHORIZING THE DIVISION OF CAPITAL PLANNING AND OPERATIONS AND THE METROPOLITAN DISTRICT COMMISSION TO GRANT EASEMENTS OVER CERTAIN PARK LAND IN THE CITY OF CAMBRIDGE TO THE CITY OF CAMBRIDGE.

Be it enacted by the Senate and House of Representatives in General Court assembled, and by the authority of the same, as follows:

SECTION 1. The commissioner of the division of capital planning and operations is hereby authorized, subject to the provisions of sections forty E to forty J, inclusive, of chapter seven of the General Laws, to convey by deed, approved as to form by the attorney general, permanent and temporary easements located in the city of Cambridge to a person or entity, subject to the requirements of sections two to four, inclusive, and to such terms and conditions as said commissioner may prescribe in consultation with the metropolitan district commission, said easements being described as follows:

The 50 foot wide temporary construction easement is located in Cambridge, Massachusetts, containing 10,573 square feet as shown on a plan entitled "Memorial Easement" dated January 20, 1990, prepared by Thomas P. Dixon of Schoenfeld Associates, Inc., and being more particularly bounded and described as follows:

BEGINNING FOR REFERENCE at a Metropolitan District Commission stone bound found near the northerly boundary of the Charles River Parkway;

THENCE N55 degrees 40'23"E for a distance of 367.82' to the most northwesterly corner of this 50' wide easement for the POINT OF BEGINNING;

THENCE S39 degrees 41'01"E for a distance of 61.70';

THENCE S14 degrees 26'34"W for a distance of 47.12';

THENCE S30 degrees 42'16"W passing the northerly bank of the Charles River at 137' and in all 157.08' to the most southerly corner of this 50' wide easement;

THENCE N50 degrees 56'12"W for a distance of 50.54' to the most southwesterly corner of this 50' wide easement;

THENCE N30 degrees 42'16 E passing the northerly bank of the Charles River at 20' and in all 142.59' to a point;

THENCE N14 degrees 26'34"E for a distance of 76.14' to the POINT OF BEGINNING of this 50' wide temporary construction easement, containing 10,573 square feet more or less.

The permanent maintenance easement of variable width from 20 to 40 feet is located in Cambridge, Massachusetts and contains 4851 square feet as shown on a plan entitled "Memorial Easement" dated January 20, 1990, prepared by Thomas P. Dixon of Schoenfeld Associates, Inc., and being more particularly bounded and described as follows:

BEGINNING FOR REFERENCE at a Metropolitan District Commission stone bound found near the northerly boundary of the Charles River Parkway;

THENCE S55 degrees 40'23"E for a distance of 367.82';

THENCE S39 degrees 41'01"E for a distance of 18.51' to the most northwesterly corner of this easement for the POINT OF BEGINNING;

THENCE S39 degrees 41'01"E for a distance of 24.68' to the most northeasterly corner of this easement;

THENCE S14 degrees 26'34"W for a distance of 55.82';

THENCE S30 degrees 42'16"W for a distance of 117.69';

THENCE S59 degrees 17'44"E for a distance of 10.00';

THENCE S30 degrees 42'16"W passing the northerly bank of the Charles River at 15' and in all 36.51' to the most southerly corner of this easement;

THENCE N50 degrees 56'12"W for a distance of 40.43';

THENCE N30 degrees 42'16"E passing the northerly bank of the Charles River at 20' and in all 30.64' to a point;

THENCE S59 degrees 17'44"E for a distance of 10.00';

THENCE N30 degrees 42'16"E for a distance of 114.83';

THENCE N14 degrees 26'34"E for a distance of 67.43' to the POINT OF BEGINNING of this varying width permanent maintenance easement, containing 4851 square feet more or less.

Said easements being over land taken by the Metropolitan District Commission, as shown on the "Charles River Parkway" Plan # 119 and the "Cambridge Parkway" plans # 18477 and # 13319 as recorded in the office of the metropolitan district commission.

SECTION 2. No deed conveying by or on behalf of the commonwealth the easements described in section one shall be valid unless such deed provides

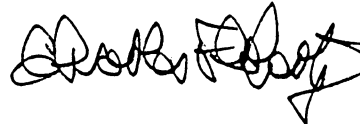
that said easements be used for the purpose of installing and constructing a sewer drain pipe line.

SECTION 3. If the aforementioned purpose as described in section two is not begun within two years after the effective date of this act, or ceases at any time thereafter, said easements shall revert to the commonwealth under such terms and conditions as the commissioner of the division of capital planning and operations may prescribe.

SECTION 4. The recipient of said easements shall assume the costs of any appraisals, surveys, and other expenses as deemed necessary by the commissioner of the division of capital planning and operations for the granting of these easements.

House of Representatives, October 21, 1991.

Passed to be enacted,

 Speaker.

In Senate, October 21, 1991.

Passed to be enacted,

 , President.

28 October, 1991.

Approved,

12:36 PM



Governor.

CONSENT COMM. # 17 5-39

Advance copies of Chapter 288 of the Acts
of 1991 the same being AN ACT AUTHORIZING
THE DIVISION OF CAPITAL PLANNING AND
OPERATIONS AND THE METROPOLITAN DISTRICT
COMMISSION TO GRANT EASEMENTS OVER CERTAIN
PARK LAND IN THE CITY OF CAMBRIDGE TO THE
CITY OF CAMBRIDGE.

In City Council,

January 13, 1992

Placed on file