



# City of Cambridge

Agenda Item Number Four

IN CITY COUNCIL

April 9, 1984

- WHEREAS: By Section 30 of Chapter 43, Section 14 of Chapter 40, and Chapter 79 of the General Laws, all as amended, it is provided that the City may take in the name of the City for any municipal purpose any land within the limits of the City not already appropriated for public use; and
- WHEREAS: The Department of Public Works has requested and the City Manager and City Council have approved and authorized that the City should, under the provisions of the aforesaid Chapters of the General Laws, take and hold for reasons of public improvement for roadways and other public purposes; and
- WHEREAS: A communication has been received from the President of American Science and Engineering Company requesting that portions of its land abutting Waverly Street in the City of Cambridge be accepted and laid out as a part of such public ways of the City of Cambridge; now therefore be it
- ORDERED: That the following parcel shown on a plan entitled "Plan of Land in Cambridge, Massachusetts, Waverly Street, Being a Subdivision of Land shown on Land Court Plan No. 19105A", dated May 11, 1984, Cullinan Engineering Co., Inc. filed with the Land Court as Land Court Plan No. 19105B and included within the below described land is a parcel of registered land shown as Parcel 2 on the below described Plan and said Parcel 2 is accepted and laid out as a public way of the City of Cambridge and is more particularly bounded and described as follows:
- |               |                                                               |
|---------------|---------------------------------------------------------------|
| SOUTHEASTERLY | by line of Waverly Street as shown on said Plan 282.20 feet;  |
| SOUTHWESTERLY | by other land of the grantor as shown on said Plan 7.86 feet; |
| NORTHWESTERLY | by Parcel 1 as shown on said Plan 282.20 feet; and            |
| NORTHEASTERLY | again by Parcel 1 as shown on said Plan 8.54 feet.            |
- The above described land is conveyed subject to easement of record in so far as the same are in force and applicable and is to be laid out and accepted as a portion of the public way named Waverly Street.

Description of land in the Commonwealth of Massachusetts, County of Middlesex, City of Cambridge, on the westerly side of Waverly Street, and being part of the parcel owned by American Science and Engineering, Inc., bounded and described as follows:

Beginning at a point on the westerly line of Waverly Street, said point N37° 58' 03" E, and a distance of 151.44 feet from the northerly line of Putnam Avenue;

Thence running through land of the grantor on the following three (3) courses:

N52° 01' 57" W, a distance of 8.90 feet to a point, thence

N37° 58' 10" E, a distance of 471.90 feet to a point, and thence

S51° 53' 36" E, a distance of 8.54 feet to a point on the aforesaid westerly line of Waverly Street,

Thence S38° 06' 24" W, along the westerly line of Waverly Street, a distance of 282.20 feet to a point, thence

S52° 39' 56" E, along the northerly line of Waverly Street, a distance of 1.02 feet, and thence

S37° 58' 03" W, along the westerly line of Waverly Street, a distance of 189.70 feet to the Point of Beginning.

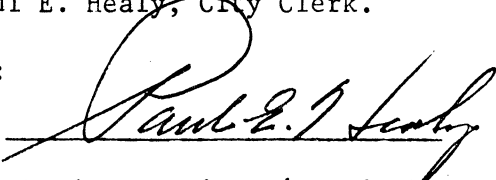
The above described parcel contains 4,200 square feet, more or less.

No damages are awarded and no betterments are to be assessed.

In City Council April 9, 1984.  
Adopted by a yea and nay vote:-  
Yeas 8; Nays 0; Absent 1.  
Attest:- Paul E. Healy, City Clerk.

A TRUE COPY:

ATTEST:-

  
Paul E. Healy, City Clerk.

# CHARGE SLIP

REGISTRY OF DEEDS  
SOUTHERN DISTRICT  
MIDDLESEX COUNTY

9095

JOHN F. ZAMPARELLI  
REGISTER

*Rec'd of  
Dundell  
128  
PM*

Date 8/30/84

Name City Clerk Paul F. HEALY

Address Cambridge City Hall  
795 Mass Ave Cambridge MA  
02139

Fees Due \$ 10.00

Return Postage \_\_\_\_\_

TOTAL \$ 10.00

SIGNATURE Paul F. Healy  
City Clerk

# CHARGE SLIP

REGISTRY OF DEEDS  
SOUTHERN DISTRICT  
MIDDLESEX COUNTY

8460

JOHN F. ZAMPARELLI  
REGISTER

*Handel  
Counil*

Date 8/30/84

Name Paul E. Healy, Register

Address 195 Mass Ave  
Cambridge City Hall  
Cambridge 02139

Fees Due \$ 20.00

Return Postage \_\_\_\_\_

TOTAL \$ 20.00

SIGNATURE Paul E. Healy

*Dre # 660833*



# City of Cambridge

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- ORDERED:** That the City Manager be and hereby is authorized, on behalf of the City of Cambridge, to accept the below described parcel of land for the purpose of improvement of public roadways and other public purposes as a gift to the City of Cambridge; and be it further
- ORDERED:** That the following parcel shown on a plan entitled "Plan of Land in Cambridge, Massachusetts, Waverly Street, Being a Subdivision of Land shown on Land Court Plan No. 19105A", dated May 11, 1984, Cullinan Engineering Co., Inc. filed with the Land Court as Land Court Plan No. 19105B and included within the below described land is a parcel of registered land shown as Parcel 2 on the below described Plan and said Parcel 2 is accepted and laid out as a public way of the City of Cambridge and is more particularly bounded and described as follows:

SOUTHEASTERLY by line of Waverly Street as shown on said Plan 282.20 feet;

SOUTHWESTERLY by other land of the grantor as shown on said Plan 7.86 feet;

NORTHWESTERLY by Parcel 1 as shown on said Plan 282.20 feet; and

NORTHEASTERLY again by Parcel 1 as shown on said Plan 8.54 feet.

The above described land is conveyed subject to easement of record insofar as the same are in force and applicable and is to be laid out and accepted as a portion of the public way named Waverly Street.

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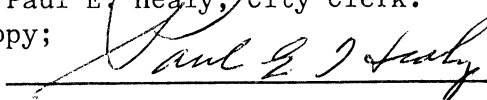
In City Council April 9, 1984.  
Adopted by a yea and nay vote:-

Yeas 8; Nays 0; Absent 1

Attest:- Paul E. Healy, City Clerk.

A true copy;

ATTEST:

  
Paul E. Healy, City Clerk



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In City Council April 9, 1984.

Adopted by a yea and nay vote:-

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Attest:- Paul E. Healy, City Clerk.

A true copy;

ATTEST: Paul E. Healy  
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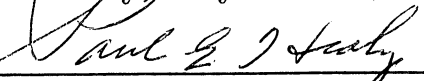
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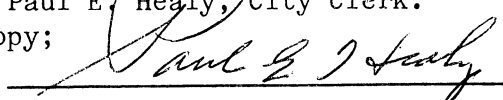
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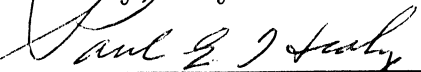
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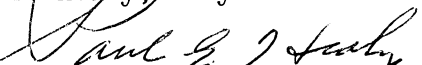
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The above described land is conveyed subject to easement of record insofar as the same are in force and applicable and is to be laid out and accepted as a portion of the public way named Waverly Street.

Description of land in the Commonwealth of Massachusetts, County of Middlesex, City of Cambridge, on the westerly side of Waverly Street, and being part of the parcel owned by American Science and Engineering, Inc., bounded and described as follows:

Beginning at a point on the westerly line of Waverly Street, said point N37° 58' 03" E, and a distance of 151.44 feet from the northerly line of Putnam Avenue;

Thence running through land of the grantor on the following three (3) courses:

N52° 01' 57" W, a distant of 8.90 feet to a point, thence

N37° 58' 10" E, a distance of 471.90 feet to a point, and thence

S51° 53' 36" E, a distance of 8.54 feet to a point on the aforesaid westerly line of Waverly Street,

Thence S38° 06' 24" W, along the westerly line of Waverly Street, a distance of 282.20 feet to a point, thence

S 52° 39' 56" E, along the northerly line of Waverly Street, a distance of 1.02 feet, and thence

S37° 58' 03" W, along the westerly line of Waverly Street, a distance of 189.70 feet to the Point of Beginning.

The above described parcel contains 4,200 square feet, more or less.

No damages are awarded and no betterments are to be assessed.

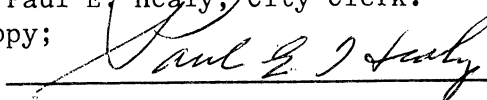
In City Council April 9, 1984.  
Adopted by a yea and nay vote:-

Yeas 8; Nays 0; Absent 1

Attest:- Paul E. Healy, City Clerk.

A true copy;

ATTEST:

  
Paul E. Healy, City Clerk

*TERRY  
SKIP*

# CHARGE SLIP

9118

REGISTRY OF DEEDS  
SOUTHERN DISTRICT  
MIDDLESEX COUNTY

JOHN F. ZAMPARELLI  
REGISTER

Date August 15,

Name CITY CLERKS OFFICE

Address 795 MASS AVE  
CAMBRIDGE MA 02139

Fees Due \$ 45.00

Return Postage \_\_\_\_\_

TOTAL \$ 45.00

SIGNATURE John F. Zamparelli

Registry and Filing

PAYMENT RECEIVED  
MIDDLESEX COUNTY  
REGISTRY OF DEEDS-SO. DIST.

DATE

*JH*

PER

*8-15-84*

*DOC # 102+103*

*at 10:40*

# CHARGE SLIP

REGISTRY OF DEEDS  
SOUTHERN DISTRICT  
MIDDLESEX COUNTY

3314

JOHN F. ZAMPARELLI  
REGISTER

Date 8/15/84

Name City Clerk

Address 795 Mass Ave  
Cambridge Ma. 02139

Fees Due \$ 75.00

Return Postage \_\_\_\_\_

TOTAL \$ 75.00

SIGNATURE [Signature]

Doc # 665864 x 65  
City Clerk  
Cambridge

7/19/84

notified Betty Fleming of  
need of dup. originals  
(dl)

✓  
#162279

Book 942

Recorded Aug 15/84

Land Court

I April 9, 1984 Order of acceptance for public way - Manuly St from  
1984 American Science and Engineering -

Need to determine. Plan to be used - glossy  
and description -

A "Plan of land in Cambridge Massachusetts  
Manuly Street, being a subdivision  
of land shown on land Court Plan  
No. 19105A, dated May 11, 1984  
William Engineering Co. Inc.  
filed with the land Court  
as land Court Plan 19105B

B or Description outlined in Council  
Order

Need Order of Survey with Description  
- Record Registered land Section -

Need Recd to be executed -  
- Need second copy original  
and originals

Need Copy of Order to be sent to  
Martin Akins, President  
ASLE, Fort Washington  
Cambridge Mass 02139

Need - Recording of both deal  
→ Council Order  
→ Plans (2)

TO

Mr. H.

DATE

8/16

TIME

11:40

WHILE YOU WERE OUT

Miss Glasser

~~Miss Glasser~~

PHONE

TELEPHONED	<input checked="" type="checkbox"/>	PLEASE CALL	<input checked="" type="checkbox"/>
CALLED TO SEE YOU	<input type="checkbox"/>	WILL CALL AGAIN	<input type="checkbox"/>

MESSAGE

Land Court - Cambridge

494-4515

2:15 PM

RECEIVED

BY  
The City of  
Cambridge

MESSAGE RECEIVED BY

The Trust

*Paul Healey*

LYNE, WOODWORTH & EVARTS  
SEVENTY FIVE FEDERAL STREET  
BOSTON, MASSACHUSETTS 02110

TELEPHONE (617) 482-6655  
CABLE ADDRESS "LYNEWOOD"  
TELECOPIER (617) 482-5560

DANIEL J. LYNE  
1912-1957  
S. C. WOODWORTH  
1912-1963  
RICHARD C. EVARTS  
1916-1972

OF COUNSEL  
JOHN J. FITZGERALD

JOHN A. LONG  
EDWARD J. DUGGAN  
E. F. HARRIGAN  
RODERICK M. CONNELLY  
GEORGE E. DONOVAN  
WILLIAM B. O'KEEFFE  
JOSEPH F. RYAN  
EDWARD P. MCPARTLIN  
WALTER J. CONNELLY  
NORMAN M. GOLDBERG  
FRANCES X. HOGAN  
RICHARD P. CALLAHAN  
EDWARD S. ROONEY, JR.  
NORMAN C. SABBAY  
RICHARD A. FREEDMAN  
JOHN P. CARR  
KENNETH A. JOHNSON  
MARY BASSETT-STANFORD  
DOMENIC P. AIELLO  
STEPHEN R. DINSMORE  
ANNE P. DOWD

June 12, 1984

Ms. Elizabeth G. Flemings  
Project Coordinator  
Community Development Department  
City of Cambridge  
City Hall Annex  
Inman & Broadway  
Cambridge, MA 02139

RECEIVED BY  
OFFICE OF CITY CLERK  
JUN 14 11 47 AM '84  
CAMBRIDGE, MASS.

Dear Betty:

You will find enclosed two copies of the final Cullinan plan relating to the strip along Waverly Street together with a copy of the American Science and Engineering Deed.

We shall shortly file the plan at the Engineering Department of the Land Court and have the description on the plan approved, after which we shall forward it to you for filing and recording by the City.

Very truly yours,

*Edward P. McPartlin*

Edward P. McPartlin

EPM/ms  
Enclosures

cc: Attorney Sylvia J. Cox

AMERICAN SCIENCE AND ENGINEERING, INC.

a corporation duly established under the laws of Massachusetts

and having its usual place of business at

Cambridge,

Middlesex

County, Massachusetts

for consideration paid, and in full consideration of One Dollar (\$1.00)

grants to the CITY OF CAMBRIDGE

~~to~~

~~to the City of Cambridge~~

~~to the City of Cambridge~~

(Description and encumbrances, if any)

all its right, title and interest in the land in Cambridge, Middlesex County, Massachusetts, more particularly bounded and described as follows:

Beginning at a point on the westerly line of Waverly Street in the City of Cambridge, said point being N 37° 58' 03" E and a distance of 151.44 feet from the northerly line of Putnam Avenue;

Thence running through land of the grantor on the following three (3) courses:

N 52° 01' 57" W, a distance of 8.90 feet to a point, thence

N 37° 58' 10" E, a distance of 471.90 feet to a point, and thence

S 51° 53' 36" E, a distance of 8.54 feet to a point on the aforesaid westerly line of Waverly Street,

Thence S 38° 06' 24" W, along the westerly line of Waverly Street, a distance of 282.20 feet to a point, thence

S 52° 39' 56" E, along the northerly line of Waverly Street, a distance of 1.02 feet, and thence

S 37° 58' 03" W, along the westerly line of Waverly Street, a distance of 189.70 feet to the Point of Beginning.

Said above described land is shown on a plan entitled "Plan of Land in Cambridge, Massachusetts, Waverly Street, Being a Subdivision of Land shown on Land Court Plan No. 19105A", dated May 11, 1984, Cullinan Engineering Co., Inc. filed with the Land Court as Land Court Plan No. 19105B and included within the above described land is a parcel of registered land shown as Parcel 2 on the above described Plan and said Parcel 2 is more particularly bounded and described as follows:

SOUTHEASTERLY <sup>LIVE OF</sup> by Waverly Street as shown on said Plan 282.20 feet;

SOUTHWESTERLY by other land of the grantor as shown on said Plan 7.86 feet;

NORTHWESTERLY by Parcel 1 as shown on said Plan 282.30 feet; and

NORTHEASTERLY again by Parcel 1 as shown on said Plan 8.54 feet.

The above described land is conveyed subject to easement of record in so far as the same are in force and applicable and is to be laid out and accepted as a portion of the public way named Waverly Street.

In witness whereof, the said American Science and Engineering, Inc. has caused its corporate seal to be hereto affixed and these presents to be signed, acknowledged and delivered in its name and behalf by Martin Annis, its President, and B. J. Burnett, its Treasurer hereto duly authorized, this 6th day of June in the year one thousand nine hundred and eighty-four

Signed and sealed in presence of

*[Handwritten signature]* } by

AMERICAN SCIENCE AND ENGINEERING, INC.

*Martin Annis* President  
*B. J. Burnett* Treasurer

The Commonwealth of Massachusetts

Middlesex

ss.

June 6,

1984

Then personally appeared the above named Martin Annis and B. J. Burnett

and acknowledged the foregoing instrument to be the free act and deed of the American Science and Engineering, Inc.

before me

*Sylvia J. Cox*  
Notary Public—Justice of the Peace

My commission expires

8/8/86

(THE FOLLOWING IS NOT A PART OF THE DEED, AND IS NOT TO BE RECORDED.)

CHAPTER 183, SECTION 11, GENERAL LAWS

A deed in substance following the form entitled "Quitclaim Deed" shall when duly executed have the force and effect of a deed in fee simple to the grantee, his heirs and assigns, to his and their own use, with covenants on the part of the grantor, for himself, his heirs, executors, administrators and successors, with the grantee, his heirs, successors and assigns, that at the time of the delivery of such deed the premises were free from all encumbrances made by him, and that he will, and his heirs, executors and administrators shall, warrant and defend the same to the grantee and his heirs and assigns forever against the lawful claims and demands of all persons claiming by, through or under the grantor, but against none other.

MASSACHUSETTS  
Statute Form of  
**Quitclaim Deed**  
[BY CORPORATION]

TO

.....19

at.....o'clock and.....minutes.....m.

Received and entered with..... Deeds

..... Deeds

Book.....Page.....

Attest:

.....  
Register

FROM THE OFFICE OF

LAND COURT, BOSTON. The land herein described will be shown on our approved plan to follow as

JUN 1 1955

Plan 19105 B Lot 2

(Examined as to description only)  
D&D Engineer

RETURN TO →

HOBBS & WARREN, INC.  
PUBLISHERS STANDARD LEGAL FORMS  
BOSTON - MASS.  
Form 795

(Please print or type)

AMERICAN SCIENCE AND ENGINEERING, INC.

a corporation duly established under the laws of Massachusetts

and having its usual place of business at

Cambridge,

Middlesex

County, Massachusetts

for consideration paid, and in full consideration of One Dollar (\$1.00)

grants to the CITY OF CAMBRIDGE

~~to~~

~~to the City of Cambridge~~

~~to the City of Cambridge~~

(Description and encumbrances, if any)

all its right, title and interest in the land in Cambridge, Middlesex County, Massachusetts, more particularly bounded and described as follows:

Beginning at a point on the westerly line of Waverly Street in the City of Cambridge, said point being N 37° 58' 03" E and a distance of 151.44 feet from the northerly line of Putnam Avenue;

Thence running through land of the grantor on the following three (3) courses:

N 52° 01' 57" W, a distance of 8.90 feet to a point, thence

N 37° 58' 10" E, a distance of 471.90 feet to a point, and thence

S 51° 53' 36" E, a distance of 8.54 feet to a point on the aforesaid westerly line of Waverly Street,

Thence S 38° 06' 24" W, along the westerly line of Waverly Street, a distance of 282.20 feet to a point, thence

S 52° 39' 56" E, along the northerly line of Waverly Street, a distance of 1.02 feet, and thence

S 37° 58' 03" W, along the westerly line of Waverly Street, a distance of 189.70 feet to the Point of Beginning.

Said above described land is shown on a plan entitled "Plan of Land in Cambridge, Massachusetts, Waverly Street, Being a Subdivision of Land shown on Land Court Plan No. 19105A", dated May 11, 1984, Cullinan Engineering Co., Inc. filed with the Land Court as Land Court Plan No. 19105B and included within the above described land is a parcel of registered land shown as Parcel 2 on the above described Plan and said Parcel 2 is more particularly bounded and described as follows:

SOUTHEASTERLY by Waverly Street as shown on said Plan 282.20 feet;

SOUTHWESTERLY by other land of the grantor as shown on said Plan 7.86 feet;

NORTHWESTERLY by Parcel 1 as shown on said Plan 282.30 feet; and

NORTHEASTERLY again by Parcel 1 as shown on said Plan 8.54 feet.

The above described land is conveyed subject to easement of record in so far as the same are in force and applicable and is to be laid out and accepted as a portion of the public way named Waverly Street.

**In witness whereof**, the said Amercian Science and Engineering, Inc. has caused its corporate seal to be hereto affixed and these presents to be signed, acknowledged and delivered in its name and behalf by

its hereto duly authorized, this

day of in the year one thousand nine hundred and

Signed and sealed in presence of

..... } *by* AMERICAN SCIENCE AND ENGINEERING, INC.  
.....  
.....  
.....

**The Commonwealth of Massachusetts**

ss.

19

Then personally appeared the above named

and acknowledged the foregoing instrument to be the free act and deed of the American Science and Engineering, Inc.

before me

.....  
Notary Public—Justice of the Peace

My commission expires

19

**CHAPTER 183 SEC. 6 AS AMENDED BY CHAPTER 497 OF 1969**

Every deed presented for record shall contain or have endorsed upon it the full name, residence and post office address of the grantee and a recital of the amount of the full consideration thereof in dollars or the nature of the other consideration therefor, if not delivered for a specific monetary sum. The full consideration shall mean the total price for the conveyance without deduction for any liens or encumbrances assumed by the grantee or remaining thereon. All such endorsements and recitals shall be recorded as part of the deed. Failure to comply with this section shall not affect the validity of any deed. No register of deeds shall accept a deed for recording unless it is in compliance with the requirements of this section.





**In witness whereof**, the said Amercian Science and Engineering, Inc. has caused its corporate seal to be hereto affixed and these presents to be signed, acknowledged and delivered in its name and behalf by Martin Annis, its President, and B. J. Burnett, its Treasurer hereto duly authorized, this 6th day of June in the year one thousand nine hundred and eighty-four

Signed and sealed in presence of

*[Handwritten signature]*  
} by

AMERICAN SCIENCE AND ENGINEERING, INC.

*Martin Annis*  
President  
*B. J. Burnett*  
Treasurer

**The Commonwealth of Massachusetts**

Middlesex

ss.

June 6,

1984

Then personally appeared the above named Martin Annis and B. J. Burnett

and acknowledged the foregoing instrument to be the free act and deed of the American Science and Engineering, Inc.

before me

*Sylvia J. Cox*  
Notary Public—Justice of the Peace

My commission expires

8/8/86

(THE FOLLOWING IS NOT A PART OF THE DEED, AND IS NOT TO BE RECORDED.)

CHAPTER 183, SECTION 11, GENERAL LAWS

A deed in substance following the form entitled "Quitclaim Deed" shall when duly executed have the force and effect of a deed in fee simple to the grantee, his heirs and assigns, to his and their own use, with covenants on the part of the grantor, for himself, his heirs, executors, administrators and successors, with the grantee, his heirs, successors and assigns, that at the time of the delivery of such deed the premises were free from all encumbrances made by him, and that he will, and his heirs, executors and administrators shall, warrant and defend the same to the grantee and his heirs and assigns forever against the lawful claims and demands of all persons claiming by, through or under the grantor, but against none other.

LAND COURT, BOSTON. The land herein described will be shown on our approved plan to follow as  
JUN 1 2 1968  
Plan 19105B Lot 2  
(Examined as to description only)  
DLD  
Engineer

MASSACHUSETTS

Statute Form of

Quitclaim Deed

[BY CORPORATION]

TO

.....19

at.....o'clock and.....minutes.....m.

Received and entered with..... Deeds

Book.....Page.....

Attest:.....

.....

Register

FROM THE OFFICE OF

RETURN TO →

HOBBS & WARREN, INC.  
PUBLISHERS STANDARD LEGAL FORMS  
BOSTON - MASS.

Form 795

REVISED CHAPTER 487 - 1968

(Please print or type)

PARTIAL RELEASE

BAYBANK HARVARD TRUST COMPANY, the holder of a mortgage given by AMERICAN SCIENCE AND ENGINEERING, INC., to it dated October 16, 1981, registered with the Middlesex South Registry District of the Land Court on October 20, 1981 as Document No. 616290 and noted on Certificate of Title No. 162379, Book 942, Page 29, and duly recorded with Middlesex South District Registry of Deeds in Book 14446, Page 535, release to said AMERICAN SCIENCE AND ENGINEERING, INC., and those claiming by, through or under it of record, all interest acquired under said mortgage in the following described portion of the mortgaged premises, as described more fully within Exhibit "A" attached to said mortgage between AMERICAN SCIENCE AND ENGINEERING, INC. and BAYBANK HARVARD TRUST COMPANY dated October 16, 1981.

Beginning at a point on the westerly line of Waverly Street in the City of Cambridge, said point being N 37° 58' 03" E and a distance of 151.44 feet from the northerly line of Putnam Avenue:

Thence running through land of the grantor on the following three (3) courses:

N 52° 01' 57" W, a distance of 8.90 feet to a point, thence  
N 37° 58' 10" E, a distance of 471.90 feet to a point, and thence  
S 51° 53' 36" E, a distance of 8.54 feet to a point on the  
aforesaid westerly line of Waverly Street

Thence S 38° 06' 24" W, along the westerly line of Waverly Street, a  
distance of 282.20 feet to a point, thence

S 52° 39' 56" E, along the northerly line of Waverly Street,  
a distance of 1.02 feet, and thence

S 37° 58' 03" W, along the westerly line of Waverly Street, a  
distance of 189.70 feet to the Point of Beginning.

Said above described land is shown on a plan entitled "Plan of Land in Cambridge, Massachusetts, Waverly Street, Being a Subdivision of Land shown on Land Court Plan No. 19105A", dated May 11, 1984, Cullinan Engineering Co., Inc. filed with the Land Court as Land Court Plan No. 19105B and included within the above described land is a parcel of registered land shown as Parcel 2 on the above described Plan and said Parcel 2 is more particularly bounded and described as follows:

SOUTHEASTERLY by Waverly Street as shown on said Plan 282.20 feet;  
SOUTHWESTERLY by other land of the grantor as shown on said Plan  
7.86 feet;  
NORTHWESTERLY by Parcel 1 as shown on said Plan 282.30 feet; and  
NORTHEASTERLY again by Parcel 1 as shown on said Plan 8.54 feet.

The above described land is conveyed subject to easement of record in so far as the same are in force and applicable and is to be laid out and accepted as a portion of the public way name Waverly Street.

This Release shall not in any way effect or impair the right to hold under the said Mortgage Instrument and as security for the sum remaining due thereon all the remainder of the premises therein conveyed.

IN WITNESS WHEREOF, BAYBANK HARVARD TRUST COMPANY has caused its seal to be affixed hereto and these presents to be signed, acknowledged and delivered to Peter R. Smollett, its Vice President, hereto duly authorized, this 22nd day of June, 1984.

BAYBANK HARVARD TRUST COMPANY

BY:

*Peter R. Smollett*  
Peter R. Smollett  
Vice President

COMMONWEALTH OF MASSACHUSETTS

Middlesex, ss.

June 22, 1984

Then personally appeared Peter R. Smollett, Vice President of BayBank Harvard Trust Company and acknowledged the foregoing to be the free act and deed of BayBank Harvard Trust Company, before me

*Suzanne B. Teyner*  
Notary Public

My commission expires: 6-15-90

Extract from Chapter 185, Section 46, of the General Laws, as amended.

Every petitioner receiving a certificate of title in pursuance of a decree of registration, and every subsequent purchaser of registered land taking a certificate of title for value and in good faith, shall hold the same free from all encumbrances except those noted on the certificate, and any of the following encumbrances which may be existing:

First, Liens, claims or rights arising or existing under the laws or constitution of the United States or the statutes of this commonwealth which are not by law required to appear of record in the registry of deeds in order to be valid against subsequent purchasers or encumbrances of record.

Second, Taxes, within two years after they have been committed to the collector.

Third, Any highway, town way, or any private way laid out under section twenty-one of chapter eighty-two, if the certificate of title does not state that the boundary of such way has been determined.

Fourth, Any lease for a term not exceeding seven years.

Fifth, Any liability to assessment for betterments or other statutory liability, except for taxes payable to the commonwealth, which attaches to land in the commonwealth as a lien; but if there are easements or other rights appurtenant to a parcel of registered land which for any reason have failed to be registered, such easements or rights shall remain so appurtenant notwithstanding such failure, and shall be held to pass with the land until cut off or extinguished by the registration of the servient estate, or in any other manner.

Sixth, Liens in favor of the United States for unpaid taxes arising or existing under the Internal Revenue Code of 1954 as amended from time to time. ~~Recorded in 1980 or 1981~~ and any other federal lien which may be filed in the commonwealth.

CERTIFICATE OF TITLE.

Book 942 Page 29

No. 162379

DATE OF REGISTRATION

December 23, 1980

American Science and Engineering, Inc. Owner

11-15-80

JOHN F. ZAMPARELLI, ESQ. REGISTER OF DEEDS ASSISTANT RECORDER

LAND COURT

MIDDLESEX SOUTH REGISTRY DISTRICT CAMBRIDGE, MASS., 02141

IMPORTANT

IMPORTANT

★ LAND REGISTRATION OFFICE SOUTH REGISTRY DISTRICT OF MIDDLESEX COUNTY (EAST) CAMBRIDGE, MASSACHUSETTS.

NOTE

This certificate must accompany every voluntary instrument relating to this property which is presented for registration at ★ this office.

This certificate should be mailed or delivered to ★ this office upon request when an involuntary instrument affecting this property is registered, so that the same may be noted hereon.

If this certificate is lost, a petition for a new one should be filed at once in the Land Court at Boston.

When a certificate owner dies, a petition for a new certificate after death should be filed in the Land Court at Boston, if the property goes to heirs or devisees.

From Transfer Certificate No. 147503 in Registration Book 867, Page 153  
Originally Registered October 6, 1975 for the South Registry District of  
Middlesex County

**This is to Certify that**

American Science and Engineering, Inc., a Massachusetts corporation having a usual place of business in

Cambridge in the County of Middlesex and Commonwealth of Massachusetts

is the owner in fee simple,

of that certain parcel of land situate in Cambridge  
in the County of Middlesex and said Commonwealth, described as follows:

Southeasterly by the northwesterly line of Waverly Street,  
three hundred twenty-one and 08/100 feet;  
Southwesterly by the northeasterly line of Allston Street,  
one hundred and seventy-five feet;  
Northwesterly by the southeasterly line of Bell Court and by  
land now or formerly of Rebecca S. Roberts, three hundred  
and twenty-five feet; and  
Northeasterly by land now or formerly of Mary E. Fitzpatrick  
et al, one hundred seventy-six and 25/100 feet.

All of said boundaries are determined by the Court to be located as shown on a plan, as modified and approved by the Court, filed in the Land Registration Office, a copy of a portion of which is filed in the Registry of Deeds for the South Registry District of Middlesex County in Registration Book 353, Page 381, with Certificate 55647, (Plan No. 19105<sup>A</sup>).

There is appurtenant to the above described land a right of way for all purposes over and across Bell Court, as shown on said plan, in common with others entitled thereto.

Also another certain parcel of land situate in said Cambridge, described as follows:

Northeasterly by the southwesterly line of Erie Street,  
one hundred seventy-six and 64/100 feet;  
Southeasterly by the northwesterly line of Waverly Street,  
ninety-nine and 28/100 feet;  
Southwesterly by land now or formerly of the Cambridgeport  
Savings Bank, one hundred seventy-six and 25/100 feet; and  
Northwesterly by the southeasterly line of a way as shown on  
plan hereinafter mentioned, ninety-nine and 80/100 feet.

All of said boundaries are determined by the Court to be located as shown on a plan, as modified and approved by the Court, filed in the Land Registration Office, a copy of a portion of which is filed in the Registry of Deeds for the South Registry District of Middlesex County in Registration Book 353, Page 469, with Certificate 56195, (Plan No. 19338<sup>A</sup>).

There is appurtenant to the above described land the right to use said Way ten feet wide to Erie Street in common with others entitled thereto.

Also another certain parcel of land situate in said Cambridge, described as follows:

Southeasterly by Bell Court, one hundred and twenty feet;  
Southwesterly by Allston Street, eighty-seven and 38/100 feet;  
Northwesterly by lands now or formerly of Wilfred L. Dugas et al  
and of Raymond E. Foster et al, one hundred and twenty feet; and  
Northeasterly by land now or formerly of Jane Donnelly et al,  
eighty-seven and 68/100 feet.

All of said boundaries are determined by the Court to be located as shown on a plan, as modified and approved by the Court, filed in the Land Registration Office, a copy of a portion of which is filed in the Registry of Deeds for the South Registry District of Middlesex County in Registration Book 383, Page 525, with Certificate 61215, (Plan No. 20185<sup>A</sup>).

Certificate No. 162379 cont'd.

So much of the above described land as is included within the limits of said Bell Court is subject to the rights of all persons lawfully entitled thereto in and over the same, and there is appurtenant to the above described land the right to use the whole of said Bell Court, as shown on said plan, in common with others entitled thereto.

Also another certain parcel of land situate in said Cambridge, described as follows:

Northwesterly by the southeasterly line of Sidney Street, sixty-seven and 86/100 feet and by Sidney Street, seventy-one and 06/100 feet; Northeasterly by the southwesterly line of Erie Street, two hundred one and 17/100 feet; Southeasterly by land now or formerly of Milton J. Zabarsky, one hundred and 01/100 feet; and Southwesterly, one hundred forty-four and 69/100 feet, Southeasterly, thirty-seven and 50/100 feet, and Southwesterly, fifty-five and 78/100 feet, by land now or formerly of Bernard E. Levin.

All of said boundaries are determined by the Court to be located as shown on a plan, as modified and approved by the Court, filed in the Land Registration Office, a copy of a portion of which is filed in the Registry of Deeds for the South Registry District of Middlesex County in Registration Book 383, Page 489, with Certificate 61102, (Plan No. 10431<sup>A</sup>).

So much of the above described land as is included within the limits of the Way 10 feet wide, shown on said plan, is subject to rights of way for the benefit of land registered in Land Court Case No. 19338.

Also another certain parcel of land situate in said Cambridge, described as follows:

Southerly by the end of Bell Court, thirty-two and 19/100 feet; Northwesterly by land now or formerly of Rebecca S. Roberts, seventy-four and 17/100 feet; Northeasterly by land now or formerly of Charles E. Gordon, Trustee et al and by the end of a way as shown on plan hereinafter mentioned, twenty-six feet; and Southeasterly by land now or formerly of the Cambridgeport Savings Bank, fifty-four and 79/100 feet.

All of said boundaries are determined by the Court to be located as shown on a plan, as modified and approved by the Court, filed in the Land Registration Office, a copy of a portion of which is filed in the Registry of Deeds for the South Registry District of Middlesex County in Registration Book 423, Page 437, with Certificate 65185, (Plan No. 20634<sup>A</sup>).

Also another certain parcel of land situate in said Cambridge, described as follows:

Northwesterly by the southeasterly line of Sidney Street, sixty-four and 27/100 feet; Northeasterly, fifty-five and 78/100 feet, Northwesterly, thirty-seven and 50/100 feet, and Northeasterly, one hundred eighteen and 69/100 feet, by land now or formerly of Charles E. Gordon Trustee et al; Southeasterly by land now or formerly of Milton J. Zabarsky et al, seventy-four and 17/100 feet; and Southwesterly by lands now or formerly of Martha A. Henry and of Jonah H. Smith, one hundred seventy-eight and 69/100 feet.

All of said boundaries are determined by the Court to be located as shown on a plan, as modified and approved by the Court, filed in the Land Registration Office, a copy of a portion of which is filed in the Registry of Deeds for the South Registry District of Middlesex County in Registration Book 467, Page 65, with Certificate 70327, (Plan No. 21997<sup>A</sup>).

(Description continued on following page)

Certificate No. 162379 cont'd.

Also another certain parcel of land situate in said Cambridge, described as follows:

Southwesterly by the northeasterly line of Erie Street,  
one hundred twenty-seven and 91/100 feet;  
Northwesterly by land now or formerly of Edward S. Stimpson,  
one hundred and 20/100 feet;  
Northeasterly by lands now or formerly of Abbt Motor Transportation  
Co., Inc. and of Dudley H. Dorr, one hundred twenty and  
31/100 feet; and  
Southeasterly by said Dorr land, one hundred feet.

All of said boundaries are determined by the Court to be located as shown on a plan, as modified and approved by the Court, filed in the Land Registration Office, a copy of a portion of which is filed in the Registry of Deeds for the South Registry District of Middlesex County in Registration Book 554, Page 137, with Certificate 84887, (Plan No. 25240A).

Also another certain parcel of land situate in said Cambridge, described as follows:

Northwesterly by the southeasterly line of Sidney Street,  
seventy-one and 94/100 feet;  
Northeasterly by land now or formerly of the Hamilton Corporation,  
eighty-nine and 50/100 feet;  
Southeasterly by land now or formerly of Martha A. Henry,  
twenty-nine and 30/100 feet;  
Southerly by land now or formerly of John P. Silva et al,  
three and 16/100 feet;  
Southeasterly by said Silva et al land and by other land now  
or formerly of said Martha A. Henry, forty-two feet; and  
Southwesterly by land now or formerly of Raymond E. Foster et al,  
eighty-seven and 50/100 feet.

All of said boundaries are determined by the Court to be located as shown on a plan, as modified and approved by the Court, filed in the Land Registration Office, a copy of a portion of which is filed in the Registry of Deeds for the South Registry District of Middlesex County in Registration Book 554, Page 138, with Certificate 84888, (Plan No. 25241A).

Also another certain parcel of land situate in said Cambridge, described as follows:

Southeasterly by Bell Court, one hundred and thirty-one feet;  
Southwesterly by land now or formerly of Milton J. Zabarsky et al,  
eighty-seven and 68/100 feet;  
Northwesterly by lands now or formerly of Raymond E. Foster et al  
and of Hamilton Corporation of Cambridge Inc., seventy-six and  
48/100 feet;  
Northeasterly, three and 16/100 feet, and  
Northwesterly, twenty-nine and 30/100 feet, by said Hamilton  
Corporation of Cambridge Inc. land; and  
Northeasterly by land now or formerly of The Hamilton Corporation,  
eighty-nine and 19/100 feet.

All of said boundaries are determined by the Court to be located as shown on a plan, as modified and approved by the Court, filed in the Land Registration Office, a copy of a portion of which is filed in the Registry of Deeds for the South Registry District of Middlesex County in Registration Book 677, Page 136, with Certificate 109486, (Plan No. 31443A).

So much of the above described land as is included within the limits of said Bell Court is subject to the rights of all persons lawfully entitled thereto in and over the same.

(Description continued on following page)

And it is further certified that said land is under the operation and provisions of Chapter 185 of the General Laws and any amendments thereto, and that the title of said

American Science and Engineering, Inc.

to said land is registered under said Chapter subject, however, to any of the encumbrances mentioned in Section forty-six of said Chapter, and any amendments thereto, which may be subsisting and subject also as aforesaid.

Witness WILLIAM I. RANDALL, Esquire, Justice of the Land Court, Department of the Trial Court, at Cambridge in said County of Middlesex

the twenty-third day of December the year nineteen hundred and eighty

at 1 o'clock and 10 minutes in the after-noon.

Attest, with the Seal of said Court,

.....*Michael J. King*.....Acting Assistant Recorder

Address of owner: 955 Massachusetts Avenue, Cambridge, MA 02139

Land Court Case Nos. 19105, 19338, 20185, 10431, 20634,  
21997, 25240, 25241 & 31443



A.F.E.

Deed of long deep coat of  
tulle - So made they  
of dead sand crust - full  
Deed - there - blows down  
return



# City of Cambridge

Agenda Item Number Four

IN CITY COUNCIL

April 9, 1984

- WHEREAS: By Section 30 of Chapter 43, Section 14 of Chapter 40, and Chapter 79 of the General Laws, all as amended, it is provided that the City may take in the name of the City for any municipal purpose any land within the limits of the City not already appropriated for public use; and
- WHEREAS: The Department of Public Works has requested and the City Manager and City Council have approved and authorized that the City should, under the provisions of the aforesaid Chapters of the General Laws, take and hold for reasons of public improvement for roadways and other public purposes; and
- WHEREAS: A communication has been received from the President of American Science and Engineering Company requesting that portions of its land abutting Waverly Street in the City of Cambridge be accepted and laid out as a part of such public ways of the City of Cambridge; now therefore be it
- ORDERED: That the following parcel shown on a plan entitled "Plan of Land in Cambridge, Massachusetts, Waverly Street, Being a Subdivision of Land shown on Land Court Plan No. 19105A", dated May 11, 1984, Cullinan Engineering Co., Inc. filed with the Land Court as Land Court Plan No. 19105B and included within the below described land is a parcel of registered land shown as Parcel 2 on the below described Plan and said Parcel 2 is accepted and laid out as a public way of the City of Cambridge and is more particularly bounded and described as follows:
- |               |                                                               |
|---------------|---------------------------------------------------------------|
| SOUTHEASTERLY | by line of Waverly Street as shown on said Plan 282.20 feet;  |
| SOUTHWESTERLY | by other land of the grantor as shown on said Plan 7.86 feet; |
| NORTHWESTERLY | by Parcel 1 as shown on said Plan 282.20 feet; and            |
| NORTHEASTERLY | again by Parcel 1 as shown on said Plan 8.54 feet.            |

The above described land is conveyed subject to easement of record in so far as the same are in force and applicable and is to be laid out and accepted as a portion of the public way named Waverly Street.

Description of land in the Commonwealth of Massachusetts, County of Middlesex, City of Cambridge, on the westerly side of Waverly Street, and being part of the parcel owned by American Science and Engineering, Inc., bounded and described as follows:

Beginning at a point on the westerly line of Waverly Street, said point N37° 58' 03" E, and a distance of 151.44 feet from the northerly line of Putnam Avenue;

Thence running through land of the grantor on the following three (3) courses:

N52° 01' 57" W, a distance of 8.90 feet to a point, thence

N37° 58' 10" E, a distance of 471.90 feet to a point, and thence

S51° 53' 36" E, a distance of 8.54 feet to a point on the aforesaid westerly line of Waverly Street,

Thence S38° 06' 24" W, along the westerly line of Waverly Street, a distance of 282.20 feet to a point, thence

S52° 39' 56" E, along the northerly line of Waverly Street, a distance of 1.02 feet, and thence

S37° 58' 03" W, along the westerly line of Waverly Street, a distance of 189.70 feet to the Point of Beginning.

The above described parcel contains 4,200 square feet, more or less.

No damages are awarded and no betterments are to be assessed.

In City Council April 9, 1984.

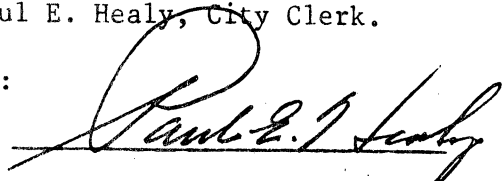
Adopted by a yeas and nays vote:-

Yeas 8; Nays 0; Absent 1.

Attest:- Paul E. Healy, City Clerk.

A TRUE COPY:

ATTEST:-

  
Paul E. Healy, City Clerk.



# City of Cambridge

Agenda Item Number Four

IN CITY COUNCIL

April 9, 1984

- WHEREAS: By Section 30 of Chapter 43, Section 14 of Chapter 40, and Chapter 79 of the General Laws, all as amended, it is provided that the City may take in the name of the City for any municipal purpose any land within the limits of the City not already appropriated for public use; and
- WHEREAS: The Department of Public Works has requested and the City Manager and City Council have approved and authorized that the City should, under the provisions of the aforesaid Chapters of the General Laws, take and hold for reasons of public improvement for roadways and other public purposes; and
- WHEREAS: A communication has been received from the President of American Science and Engineering Company requesting that portions of its land abutting Waverly Street in the City of Cambridge be accepted and laid out as a part of such public ways of the City of Cambridge; now therefore be it
- ORDERED: That the following parcel shown on a plan entitled "Plan of Land in Cambridge, Massachusetts, Waverly Street, Being a Subdivision of Land shown on Land Court Plan No. 19105A", dated May 11, 1984, Cullinan Engineering Co., Inc. filed with the Land Court as Land Court Plan No. 19105B and included within the below described land is a parcel of registered land shown as Parcel 2 on the below described Plan and said Parcel 2 is accepted and laid out as a public way of the City of Cambridge and is more particularly bounded and described as follows:
- |               |                                                               |
|---------------|---------------------------------------------------------------|
| SOUTHEASTERLY | by line of Waverly Street as shown on said Plan 282.20 feet;  |
| SOUTHWESTERLY | by other land of the grantor as shown on said Plan 7.86 feet; |
| NORTHWESTERLY | by Parcel 1 as shown on said Plan 282.20 feet; and            |
| NORTHEASTERLY | again by Parcel 1 as shown on said Plan 8.54 feet.            |
- The above described land is conveyed subject to easement of record in so far as the same are in force and applicable and is to be laid out and accepted as a portion of the public way named Waverly Street.

Description of land in the Commonwealth of Massachusetts, County of Middlesex, City of Cambridge, on the westerly side of Waverly Street, and being part of the parcel owned by American Science and Engineering, Inc., bounded and described as follows:

Beginning at a point on the westerly line of Waverly Street, said point N37° 58' 03" E, and a distance of 151.44 feet from the northerly line of Putnam Avenue;

Thence running through land of the grantor on the following three (3) courses:

N52° 01' 57" W, a distance of 8.90 feet to a point, thence

N37° 58' 10" E, a distance of 471.90 feet to a point, and thence

S51° 53' 36" E, a distance of 8.54 feet to a point on the aforesaid westerly line of Waverly Street,

Thence S38° 06' 24" W, along the westerly line of Waverly Street, a distance of 282.20 feet to a point, thence

S52° 39' 56" E, along the northerly line of Waverly Street, a distance of 1.02 feet, and thence

S37° 58' 03" W, along the westerly line of Waverly Street, a distance of 189.70 feet to the Point of Beginning.

The above described parcel contains 4,200 square feet, more or less.

No damages are awarded and no betterments are to be assessed.

In City Council April 9, 1984.

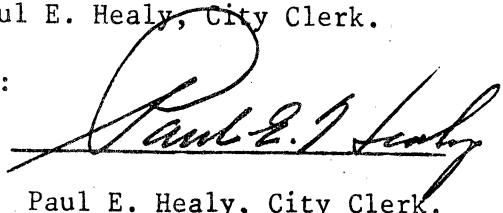
Adopted by a ye and nay vote:-

Yeas 8; Nays 0; Absent 1.

Attest:- Paul E. Healy, City Clerk.

A TRUE COPY:

ATTEST:-



Paul E. Healy, City Clerk.

Description of land in the Commonwealth of Massachusetts, County of Middlesex, City of Cambridge, on the westerly side of Waverly Street, and being part of the parcel owned by American Science & Engineering, Inc., bounded and described as follows: Beginning at a point on the westerly line of Waverly Street, said point being N37° 58' 10" E, and 151.44 feet distant from the northerly line of Putnam Avenue;

THENCE running through land of the grantor on the following three (3) courses:

N52°01' 50" W, a distance of 8.90 feet, to a point,  
N37°58' 10" E, a distance of 471.91 feet, to a point,  
and S52°01' 50" E, a distance of 8.90 feet, to a point  
on the aforesaid westerly line of Waverly Street,

THENCE S37°58' 10" W, along said westerly line of Waverly Street, a distance of 471.91 feet to the Point of Beginning.

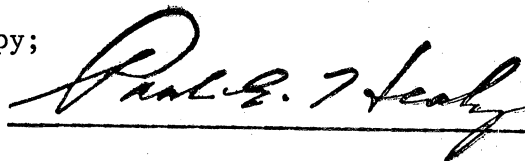
The above-described parcel contains 4,200 square feet, more or less.

No damages are awarded and no betterments are to be assessed.

In City Council April 9, 1984.  
Adopted by a yea and nay vote:-  
Yeas 8; Nays 0; Absent 1.  
Attest:- Paul E. Healy, City Clerk.

A true copy;

ATTEST:

  
\_\_\_\_\_



# City of Cambridge

Agenda Item Number Four

**IN CITY COUNCIL**

April 9, 1984

**WHEREAS:**

By Section 30 of Chapter 43, Section 14 of Chapter 40, and Chapter 79 of the General Laws, all as amended, it is provided that the City may take in the name of the City for any municipal purpose any land within the limits of the City not already appropriated for public use; and

**WHEREAS:**

The Department of Public Works has requested and the City Manager and City Council have approved and authorized that the City should, under the provisions of the aforesaid Chapters of the General Laws, take and hold for reasons of public improvement for roadways and other public purposes; and

**WHEREAS:**

A communication has been received from the President of American Science and Engineering Company requesting that portions of its land abutting Waverly Street in the City of Cambridge be accepted and laid out as a part of such public ways of the City of Cambridge; and

**WHEREAS:**

Due notice has been given of a hearing held before the City Council on \_\_\_\_\_, at which time all other persons were given an opportunity to be heard;

NOW, THEREFORE, BE IT

**ORDERED:**

That the following parcel, a certain nine-foot-wide strip of land, shown on a plan entitled "Cambridge-Waverly Street," Office of the City Engineer, Cambridge, Massachusetts dated September 22, 1983, according to survey by William J. Ferro dated August 25, 1983 (Scale 1" - 20') and described below, be and hereby are accepted and laid out as part of the public way of the City of Cambridge.

Description of land in the Commonwealth of Massachusetts, County of Middlesex, City of Cambridge, on the westerly side of Waverly Street, and being part of the parcel owned by American Science & Engineering, Inc., bounded and described as follows: Beginning at a point on the westerly line of Waverly Street, said point being  $N37^{\circ} 58' 10'' E$ , and 151.44 feet distant from the northerly line of Putnam Avenue;

THENCE running through land of the grantor on the following three (3) courses:

$N52^{\circ} 01' 50'' W$ , a distance of 8.90 feet, to a point,  
 $N37^{\circ} 58' 10'' E$ , a distance of 471.91 feet, to a point,  
and  $S52^{\circ} 01' 50'' E$ , a distance of 8.90 feet, to a point  
on the aforesaid westerly line of Waverly Street,

THENCE  $S37^{\circ} 58' 10'' W$ , along said westerly line of Waverly Street, a distance of 471.91 feet to the Point of Beginning.

The above-described parcel contains 4,200 square feet, more or less.

No damages are awarded and no betterments are to be assessed.



**CITY OF CAMBRIDGE**  
**COMMUNITY DEVELOPMENT DEPARTMENT**

City Hall Annex Inman & Broadway

To Paul Healy

From Betty Flemings

Date May 24, 1984

Subject Donation of AS&E Land

Enclosed you will find a memo from David O'Connor and letters from the necessary departments recommending acceptance of the land for a public way.

In addition, the subdivision plan has been drawn up (along with the legal description) by Cullinan Associates. We are awaiting receipt of the deed which is being drawn up by the AS&E lawyer. I will forward these materials to you as soon as they are received.

*Legal requirements for taking of registered (Land Court) land*

*Ch. 79, Sect 1 -*

*✓ 1 - desc*

*✓ 2 - emp. body*

*✓ 3 - purpose*

*Special for land court*

*✓ 1 - owner*

*✓ 2 - amount*



# City of Cambridge

Agenda Item Number Four

## IN CITY COUNCIL

April 9, 1984

### WHEREAS:

By Section 30 of Chapter 43, Section 14 of Chapter 40, and Chapter 79 of the General Laws, all as amended, it is provided that the City may take in the name of the City for any municipal purpose any land within the limits of the City not already appropriated for public use; and

### WHEREAS:

The Department of Public Works has requested and the City Manager and City Council have approved and authorized that the City should, under the provisions of the aforesaid Chapters of the General Laws, take and hold for reasons of public improvement for roadways and other public purposes; and

### WHEREAS:

A communication has been received from the President of American Science and Engineering Company requesting that portions of its land abutting Waverly Street in the City of Cambridge be accepted and laid out as a part of such public ways of the City of Cambridge;

NOW, THEREFORE, BE IT

### ORDERED:

That the following parcel, ~~a certain nine-foot wide strip of land, shown on a plan entitled "Cambridge-Waverly Street," Office of the City Engineer, Cambridge, Massachusetts dated September 22, 1983, according to survey by William J. Ferro dated August 25, 1983 (Scale 1" = 20')~~ and described below, be and hereby are accepted and laid out as part of the public way of the City of Cambridge.

*Plan of Land in Camb, Ma,  
Waverly St. Being a Subdivision  
of Land shown on Land Court  
Plan No. 19105A  
dated May 11, 1984*

Cent of title

need maps.

V T T F here as  
my e n. v. the

Gloss Maps

LYNE, WOODWORTH & EVARTS

SEVENTY FIVE FEDERAL STREET  
BOSTON, MASSACHUSETTS 02110

TELEPHONE (617) 482-6655  
CABLE ADDRESS "LYNEWOOD"  
TELECOPIER (617) 482-5560

DANIEL J. LYNE  
1912-1957  
S. C. WOODWORTH  
1912-1963  
RICHARD C. EVARTS  
1916-1972

OF COUNSEL  
JOHN J. FITZGERALD

JOHN A. LONG  
EDWARD J. DUGGAN  
E. F. HARRIGAN  
RODERICK M. CONNELLY  
GEORGE E. DONOVAN  
WILLIAM B. O'KEEFFE  
JOSEPH F. RYAN  
EDWARD P. MCPARTLIN  
WALTER J. CONNELLY  
NORMAN M. GOLDBERG  
FRANCES X. HOGAN  
RICHARD P. CALLAHAN  
EDWARD S. ROONEY, JR.  
NORMAN C. SABBAY  
RICHARD A. FREEDMAN  
JOHN P. CARR  
KENNETH A. JOHNSON  
MARY BASSETT-STANFORD  
DOMENIC P. AIELLO  
STEPHEN R. DINSMORE  
ANNE P. DOWD

July 5, 1984

Elizabeth G. Flemings  
Project Coordinator  
Community Development Dept.  
City Hall Annex  
Inman & Broadway  
Cambridge, MA 02139


Dear Betty:

You will find enclosed a fully executed deed from American Science and Engineering, Inc. to the City of Cambridge of the strip of land to form a portion of Waverly Street. As we mentioned before, this deed needs to be filed with the Land Court section at the Middlesex Registry and must be recorded on the unregistered side also. You will find enclosed Owners Duplicate Certificate of Title No. 162379 which must be submitted with the Deed to the Land Court section. Be sure the Land Court section knows that unregistered land is also being conveyed. A partial release is also enclosed.

Please inform me of the recording and filing information.

Call if you have any questions.

Very truly yours,



Edward P. McPartlin

EPM/ms  
Enclosures

cc: Attorney Sylvia J. Cox

COMMUNITY DEVELOPMENT DEPT.  
RECEIVED  
84 JUL 6 PM 4 19



# City of Cambridge

Agenda Item Number Four

IN CITY COUNCIL

April 9, 1984

- WHEREAS: By Section 30 of Chapter 43, Section 14 of Chapter 40, and Chapter 79 of the General Laws, all as amended, it is provided that the City may take in the name of the City for any municipal purpose any land within the limits of the City not already appropriated for public use; and
- WHEREAS: The Department of Public Works has requested and the City Manager and City Council have approved and authorized that the City should, under the provisions of the aforesaid Chapters of the General Laws, take and hold for reasons of public improvement for roadways and other public purposes; and
- WHEREAS: A communication has been received from the President of American Science and Engineering Company requesting that portions of its land abutting Waverly Street in the City of Cambridge be accepted and laid out as a part of such public ways of the City of Cambridge; now therefore be it
- ORDERED: That the following parcel shown on a plan entitled "Plan of Land in Cambridge, Massachusetts, Waverly Street, Being a Subdivision of Land shown on Land Court Plan No. 19105A", dated May 11, 1984, Cullinan Engineering Co., Inc. filed with the Land Court as Land Court Plan No. 19105B and included within the below described land is a parcel of registered land shown as Parcel 2 on the below described Plan and said Parcel 2 is accepted and laid out as a public way of the City of Cambridge and is more particularly bounded and described as follows:
- |               |                                                               |
|---------------|---------------------------------------------------------------|
| SOUTHEASTERLY | by line of Waverly Street as shown on said Plan 282.20 feet;  |
| SOUTHWESTERLY | by other land of the grantor as shown on said Plan 7.86 feet; |
| NORTHWESTERLY | by Parcel 1 as shown on said Plan 282.20 feet; and            |
| NORTHEASTERLY | again by Parcel 1 as shown on said Plan 8.54 feet.            |

The above described land is conveyed subject to easement of record in so far as the same are in force and applicable and is to be laid out and accepted as a portion of the public way named Waverly Street.

Description of land in the Commonwealth of Massachusetts, County of Middlesex, City of Cambridge, on the westerly side of Waverly Street, and being part of the parcel owned by American Science and Engineering, Inc., bounded and described as follows:

Beginning at a point on the westerly line of Waverly Street, said point N37° 58' 03" E, and a distance of 151.44 feet from the northerly line of Putnam Avenue;

Thence running through land of the grantor on the following three (3) courses:

N52° 01' 57" W, a distance of 8.90 feet to a point, thence

N37° 58' 10" E, a distance of 471.90 feet to a point, and thence

S51° 53' 36" E, a distance of 8.54 feet to a point on the aforesaid westerly line of Waverly Street,

Thence S38° 06' 24" W, along the westerly line of Waverly Street, a distance of 282.20 feet to a point, thence

S52° 39' 56" E, along the northerly line of Waverly Street, a distance of 1.02 feet, and thence

S37° 58' 03" W, along the westerly line of Waverly Street, a distance of 189.70 feet to the Point of Beginning.

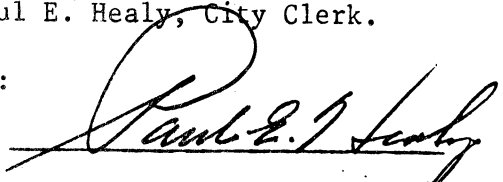
The above described parcel contains 4,200 square feet, more or less.

No damages are awarded and no betterments are to be assessed.

In City Council April 9, 1984.  
Adopted by a ye and nay vote:-  
Yeas 8; Nays 0; Absent 1.  
Attest:- Paul E. Healy, City Clerk.

A TRUE COPY:

ATTEST:-

  
Paul E. Healy, City Clerk.

# City of Cambridge

MASSACHUSETTS

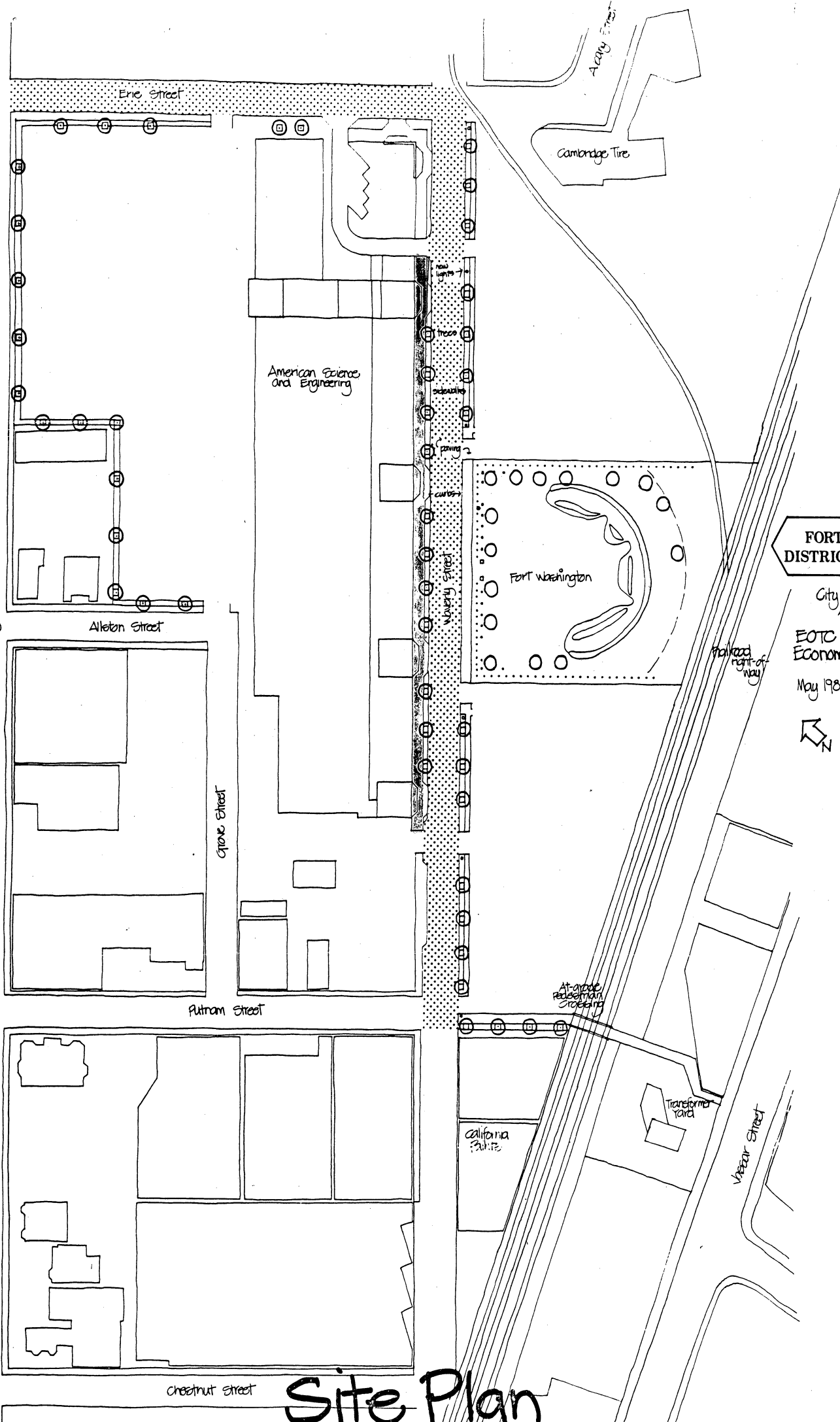
In City Council April 9, 1984

AGENDA ITEM NUMBER FOUR

RE: ORDER REQUESTING THE ACCEPTANCE OF APPROXIMATELY 4,200 SQUARE FEET OF LAND ON WAVERLY STREET FROM AMERICAN SCIENCE AND ENGINEERING TO THE CITY OF CAMBRIDGE

	YEA	NAY	ABSENT	PRESENT
Mr. Daniel J. Clinton	✓			
Mr. Thomas W. Danehy	✓			
Mr. Francis H. Duehay	✓			
Ms. Sandra Graham			✓	
Mr. David E. Sullivan	✓			
Mr. Walter J. Sullivan	✓			
Mr. Alfred Vellucci	✓			
Ms. Alice K. Wolf	✓			
Mayor Russell	✓			

8 0 1

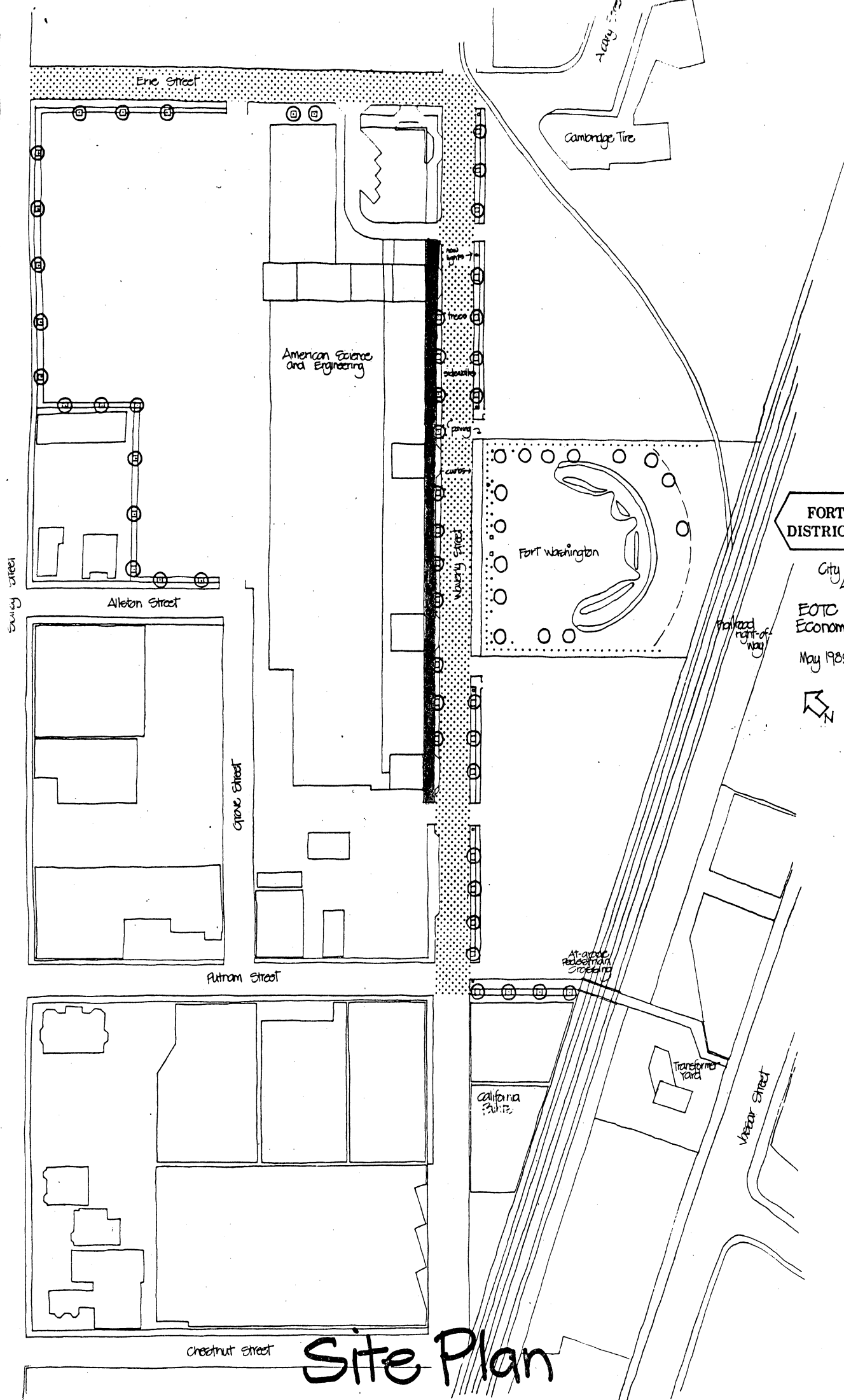


**FORT WASHINGTON DISTRICT IMPROVEMENTS**

City of Cambridge  
Application  
EOTC Public Works  
Economic Development Program  
May 1982 scale 1"=40'



**Site Plan**



**FORT WASHINGTON DISTRICT IMPROVEMENTS**

City of Cambridge  
Application  
EOTC Public Works  
Economic Development Program  
May 1982 scale 1"=40'



Site Plan

**Martin Annis**  
President

**American Science and Engineering, Inc.**  
Fort Washington  
Cambridge, Massachusetts 02139  
617 868-1600

RECEIVED

'84 MAR 21 PM 2 47

15 March 1984

CAMBRIDGE COMMUNITY  
DEVELOPMENT DEPT.

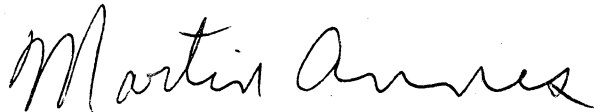
Mr. Robert W. Healy, City Manager  
City of Cambridge  
City Hall  
Cambridge, MA 02139

Dear Mr. Healy:

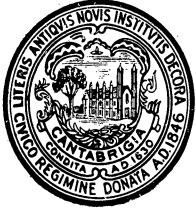
In order that the City of Cambridge may proceed with roadway improvements on Waverly Street, American Science and Engineering, Inc. requests that a portion of its land amounting to approximately 4,200 square feet be accepted and laid out as part of the public way of the City of Cambridge.

The roadway improvements are a part of the Fort Washington District Improvements Project funded by the Commonwealth of Massachusetts, Executive Office of Transportation and Construction.

Sincerely,



/msl



**CITY OF CAMBRIDGE**  
**COMMUNITY DEVELOPMENT DEPARTMENT**

City Hall Annex      Inman & Broadway

**To** Robert W. Healy, City Manager

**From** *KS* Kathy A. Spiegelman, Assistant City  
Manager for Community Development

**Date** March 26, 1984

**Subject** Gift of Land from American Science and Engineering to  
the City of Cambridge

In April 1983 the City of Cambridge received a grant of \$407,779 from the State Executive Office of Transportation and Construction for reconstruction of Erie Street and Waverly Street. The design for sidewalk improvements on Waverly Street involves a narrow strip of privately-owned land which is to be donated by the owner (AS&E) to the City. The grant from the State requires that the land transaction occur prior to the start of reconstruction, scheduled for mid-April 1984.

Enclosed you will find a letter from Martin Annis donating the land and a proposed City Council order for acceptance of the land. We would appreciate your bringing this matter before City Council. According to the City Ordinance for laying out a public way, the matter is then referred to the appropriate City departments to be reported back within thirty days, at which time the City Council may vote to accept the land. No notification of a public hearing is required.

We are anxious to move the project along quickly so that construction work need not be delayed. Thank you for your assistance.

/cp

**Martin Annis**  
President

**American Science and Engineering, Inc.**  
Fort Washington  
Cambridge, Massachusetts 02139  
617 868-1600

RECEIVED

'84 MAR 21 PM 2 47

15 March 1984

CAMBRIDGE COMMUNITY  
DEVELOPMENT DEPT.

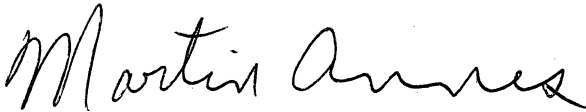
Mr. Robert W. Healy, City Manager  
City of Cambridge  
City Hall  
Cambridge, MA 02139

Dear Mr. Healy:

In order that the City of Cambridge may proceed with roadway improvements on Waverly Street, American Science and Engineering, Inc. requests that a portion of its land amounting to approximately 4,200 square feet be accepted and laid out as part of the public way of the City of Cambridge.

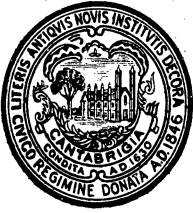
The roadway improvements are a part of the Fort Washington District Improvements Project funded by the Commonwealth of Massachusetts, Executive Office of Transportation and Construction.

Sincerely,



/ms1

RECEIVED  
MAR 20 9 21 AM '84  
OFFICE OF THE  
CITY MANAGER



**CITY OF CAMBRIDGE**  
**COMMUNITY DEVELOPMENT DEPARTMENT**

City Hall Annex      Inman & Broadway

**To** Paul Healy

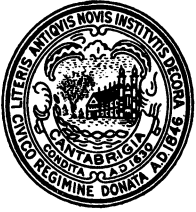
**From** Betty Flemings

**Date** May 24, 1984

**Subject** Donation of AS&E Land

Enclosed you will find a memo from David O'Connor and letters from the necessary departments recommending acceptance of the land for a public way.

In addition, the subdivision plan has been drawn up (along with the legal description) by Cullinan Associates. We are awaiting receipt of the deed which is being drawn up by the AS&E lawyer. I will forward these materials to you as soon as they are received.



# CITY OF CAMBRIDGE

CITY HALL, CAMBRIDGE, MASSACHUSETTS 02139

• (617) 498-9020

## LAW DEPARTMENT

RUSSELL B. HIGLEY  
CITY SOLICITOR

MICHAEL C. COSTELLO  
ASSISTANT CITY SOLICITOR

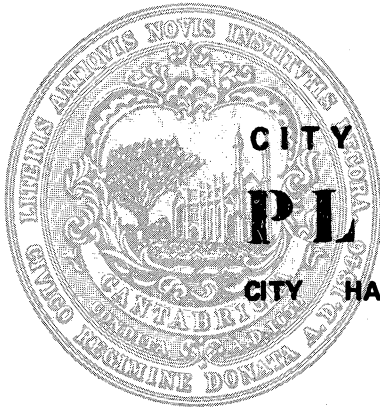
EDWARD A. CUNNINGHAM  
SEVERLIN B. SINGLETON  
DAVID B. O'CONNOR  
BIRGE ALBRIGHT  
LEGAL COUNSEL

TO: Paul E. Healey, City Clerk

FROM: David O'Connor, Law Department *Boe*

SUBJECT: American Science and Engineering Land Donation  
for a Public Way

After review of legal requirements regarding a land donation and acceptance of a public way, I find that no public hearing is required. What is required is that the matter be referred to the City Engineer, the Electric Company, the Planning Board, Department of Public Works, Traffic and the Water Department for their concurrence in acceptance of the land for a public way.



CITY OF CAMBRIDGE, MASSACHUSETTS

# PLANNING BOARD

CITY HALL ANNEX, 57 INMAN STREET, CAMBRIDGE 02139

April 23, 1984

To Whom It May Concern:

We have been notified of the land donation from American Science and Engineering, Inc., for the nine foot strip of land required for planned roadway improvements on Waverly Street adjacent to the AS&E building. The roadwork, scheduled for the Spring construction season, is funded by a Public Works Economic Development Grant from the State Executive Office of Transportation and Construction.

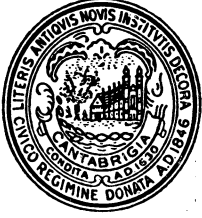
The Planning Board concurs with the design for the Waverly Street roadway improvements and recommends acceptance of the land donation to be used as part of the public way.

For the Planning Board,

Arthur Parris  
Chairman

AP:dkc

Betty F



# CITY OF CAMBRIDGE

MASSACHUSETTS

WATER DEPARTMENT  
250 FRESH POND PARKWAY  
CAMBRIDGE, MASS. 02138

John J. Cusack, Jr.  
Superintendent

617-498-9070

TO: Whom it may concern

FROM: *JJC* John J. Cusack, Jr., Supt.

DATE: *JJC* May 11, 1984

SUBJECT: Gift of Land from American Science and Engineering to the City of Cambridge

The Water Department has been notified of the land donation from American Science and Engineering, Inc. The nine foot strip of land is required for planned roadway improvements on Waverly Street adjacent to the A.S.& E. building. The roadwork, scheduled for the spring construction season, is funded by a Public Works Economic Development Grant from the State Executive Office of Transportation and Construction.

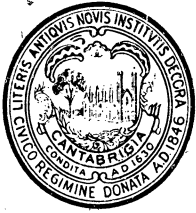
The Water Department concurs with the design for the Waverly Street roadway improvements and recommends acceptance of the land donation to be used as part of the public way.

RECEIVED

MAY 14 PM 4 40

CAMBRIDGE COMMUNITY  
DEVELOPMENT DEPT.

Betty F



# CITY OF CAMBRIDGE

147 HAMPSHIRE STREET, CAMBRIDGE, MASSACHUSETTS 02139 498-9051

Public Works Department

Everett R. Kennedy

Commissioner

May 7, 1984

To whom it may concern:

We have been notified of the land donation from American Science and Egnineering, Inc. The nine-foot strip of land is required for planned roadway improvements on Waverly Street adjacent to the AS&E building. The road-work, scheduled for the Spring construction season, is funded by a Public Works Economic Development Grant from the State Executive Office of Transportation and Construc-tion.

This department concurs with the design for the Waverly Street roadway improvements and recommends acceptance of the land donation, to be used as part of the public way.

Very truly yours,

Everett R. Kennedy  
Commissioner

ERK/ho'

CAMBRIDGE COMMUNITY DEVELOPMENT DEPT.

MAY 8 AM 11 29

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# CITY OF CAMBRIDGE

CAMBRIDGE, MASSACHUSETTS 02139

OFFICE OF THE  
CITY ENGINEER

Joan Lastovica P.E.  
City Engineer

May 7, 1984

Re: Waverly Street, Donation of Land by American Science and Engineering, Inc.

To Whom It May Concern:

The office of the City Engineer performed the in-house design of street, sidewalk and utility improvements to Waverly Street. The Engineering office will also be providing resident engineering during construction of the improvements. The construction is funded by a Public Works Economic Development Grant from the State Executive Office of Transportation and Construction, and acquired through the efforts of the Cambridge Community Development Department.

American Science and Engineering, Inc. has donated a strip of land approximately 9 feet in width by 470 feet in length (4200 sq. ft.±) that enhances the success of the street design.

The Engineering Office recommends acceptance of the land donation to widen the public way.

Very truly yours,

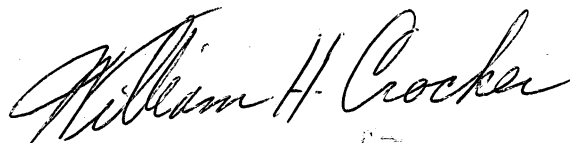
Joan Lastovica  
City Engineer

To whom it may concern:

We have been notified of the land donation from American Science and Engineering, Inc. The nine foot strip of land is required for planned roadway improvements on Waverly Street adjacent to the AS&E building. The roadwork, scheduled for the Spring construction season, is funded by a Public Works Economic Development Grant from the State Executive Office of Transportation and Construction.

This department concurs with the design for the Waverly Street roadway improvements and recommends acceptance of the land donation to be used as part of the public way.

For the Electrical Department



William Crocker

To whom it may concern:

We have been notified of the land donation from American Science and Engineering, Inc. The nine foot strip of land is required for planned roadway improvements on Waverly Street adjacent to the AS&E building. The roadwork, scheduled for the Spring construction season, is funded by a Public Works Economic Development Grant from the State Executive Office of Transportation and Construction.

This department concurs with the design for the Waverly Street roadway improvements and recommends acceptance of the land donation to be used as part of the public way.

A handwritten signature in cursive script, appearing to read "George Teso".

George Teso, Director  
Department of Traffic and Parking

R28  
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35

AMERICAN SCIENCE AND ENGINEERING, INC.

a corporation duly established under the laws of Massachusetts

08/15/84 1 01 4 0 TR 102 RE 3500

and having its usual place of business at

Cambridge,

Middlesex

County, Massachusetts

for consideration paid, and in full consideration of One Dollar (\$1.00)

grants to the CITY OF CAMBRIDGE

795 MASS AVE Cambridge MA 02139

~~xxxxxx~~

(Description and encumbrances, if any)

all its right, title and interest in the land in Cambridge, Middlesex County, Massachusetts, more particularly bounded and described as follows:

Beginning at a point on the westerly line of Waverly Street in the City of Cambridge, said point being N 37° 58' 03" E and a distance of 151.44 feet from the northerly line of Putnam Avenue;

Thence running through land of the grantor on the following three (3) courses:

N 52° 01' 57" W, a distance of 8.90 feet to a point, thence

N 37° 58' 10" E, a distance of 471.90 feet to a point, and thence

S 51° 53' 36" E, a distance of 8.54 feet to a point on the aforesaid westerly line of Waverly Street,

Thence S 38° 06' 24" W, along the westerly line of Waverly Street, a distance of 282.20 feet to a point, thence

S 52° 39' 56" E, along the northerly line of Waverly Street, a distance of 1.02 feet, and thence

S 37° 58' 03" W, along the westerly line of Waverly Street, a distance of 189.70 feet to the Point of Beginning.

Said above described land is shown on a plan entitled "Plan of Land in Cambridge, Massachusetts, Waverly Street, Being a Subdivision of Land shown on Land Court Plan No. 19105A", dated May 11, 1984, Cullinan Engineering Co., Inc. filed with the Land Court as Land Court Plan No. 19105B and included within the above described land is a parcel of registered land shown as Parcel 2 on the above described Plan and said Parcel 2 is more particularly bounded and described as follows:

LOT #2 PLAN #11 BOOK 987 PAGE 124  
LINE OF

SOUTHEASTERLY by Waverly Street as shown on said Plan 282.20 feet;

SOUTHWESTERLY by other land of the grantor as shown on said Plan 7.86 feet;

NORTHWESTERLY by Parcel 1 as shown on said Plan 282.30 feet; and

NORTHEASTERLY again by Parcel 1 as shown on said Plan 8.54 feet.

The above described land is conveyed subject to easement of record in so far as the same are in force and applicable and is to be laid out and accepted as a portion of the public way named Waverly Street.

LOT #2 Waverly Street Cambridge

665865

9999999999

In witness whereof, the said Amercian Science and Engineering, Inc. has caused its corporate seal to be hereto affixed and these presents to be signed, acknowledged and delivered in its name and behalf by Martin Annis, its President, and B. J. Burnett, its Treasurer hereto duly authorized, this 6th day of June in the year one thousand nine hundred and eighty-four

Signed and sealed in presence of

*[Handwritten signature]*

} by

AMERICAN SCIENCE AND ENGINEERING, INC.

*Martin Annis* President  
*B. J. Burnett* Treasurer

The Commonwealth of Massachusetts

Middlesex

ss.

June 6,

1984

Then personally appeared the above named Martin Annis and B. J. Burnett

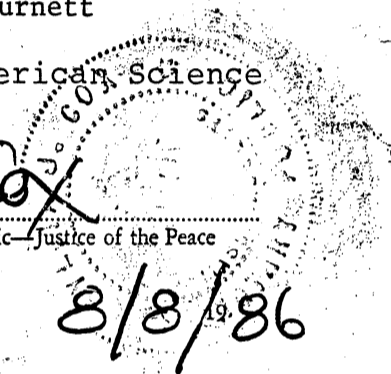
and acknowledged the foregoing instrument to be the free act and deed of the American Science and Engineering, Inc.

before me

*Sylvia J. Cox*

Notary Public—Justice of the Peace

My commission expires



02/15/84 10:40 TR 103 RE 1000

700000

BAYBANK HARVARD TRUST COMPANY, the holder of a mortgage given by AMERICAN SCIENCE AND ENGINEERING, INC., to it dated October 16, 1981, registered with the Middlesex South Registry District of the Land Court on October 20, 1981 as Document No. 616290 and noted on Certificate of Title No. 162379, Book 942, Page 29, and duly recorded with Middlesex South District Registry of Deeds in Book 14446, Page 535, release to said AMERICAN SCIENCE AND ENGINEERING, INC., and those claiming by, through or under it of record, all interest acquired under said mortgage in the following described portion of the mortgaged premises, as described more fully within Exhibit "A" attached to said mortgage between AMERICAN SCIENCE AND ENGINEERING, INC. and BAYBANK HARVARD TRUST COMPANY dated October 16, 1981.

Beginning at a point on the westerly line of Waverly Street in the City of Cambridge, said point being N 37° 58' 03" E and a distance of 151.44 feet from the northerly line of Putnam Avenue:

Thence running through land of the grantor on the following three (3) courses:

- N 52° 01' 57" W, a distance of 8.90 feet to a point, thence
- N 37° 58' 10" E, a distance of 471.90 feet to a point, and thence
- S 51° 53' 36" E, a distance of 8.54 feet to a point on the aforesaid westerly line of Waverly Street

- Thence S 38° 06' 24" W, along the westerly line of Waverly Street, a distance of 282.20 feet to a point, thence
- S 52° 39' 56" E, along the northerly line of Waverly Street, a distance of 1.02 feet, and thence
- S 37° 58' 03" W, along the westerly line of Waverly Street, a distance of 189.70 feet to the Point of Beginning.

Said above described land is shown on a plan entitled "Plan of Land in Cambridge, Massachusetts, Waverly Street, Being a Subdivision of Land shown on Land Court Plan No. 19105A", dated May 11, 1984, Cullinan Engineering Co., Inc. filed with the Land Court as Land Court Plan No. 19105B and included within the above described land is a parcel of registered land shown as Parcel 2 on the above described Plan and said Parcel 2 is more particularly bounded and described as follows:

- SOUTHEASTERLY by Waverly Street as shown on said Plan 282.20 feet;
- SOUTHWESTERLY by other land of the grantor as shown on said Plan 7.86 feet;
- NORTHWESTERLY by Parcel 1 as shown on said Plan 282.30 feet; and
- NORTHEASTERLY again by Parcel 1 as shown on said Plan 8.54 feet.

The above described land is conveyed subject to easement of record in so far as the same are in force and applicable and is to be laid out and accepted as a portion of the public way name Waverly Street.

*lot #2 PLAN IN BOOK 987 PAGE 124*

This Release shall not in any way effect or impair the right to hold under the said Mortgage Instrument and as security for the sum remaining due thereon all the remainder of the premises therein conveyed.

IN WITNESS WHEREOF, BAYBANK HARVARD TRUST COMPANY has caused its seal to be affixed hereto and these presents to be signed, acknowledged and delivered to Peter R. Smollett, its Vice President, hereto duly authorized, this 22nd day of June, 1984.

BAYBANK HARVARD TRUST COMPANY

BY: *Peter R. Smollett*  
Peter R. Smollett  
Vice President

COMMONWEALTH OF MASSACHUSETTS

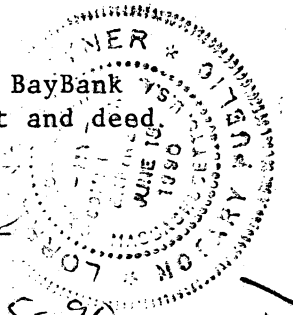
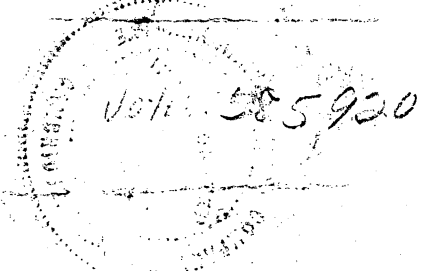
Middlesex, ss.

June 22, 1984

Then personally appeared Peter R. Smollett, Vice President of BayBank Harvard Trust Company and acknowledged the foregoing to be the free act and deed of BayBank Harvard Trust Company, before me

*Louise B. Tyler*  
Notary Public

My commission expires: 6-15-90



6-1

3658 64



665864

RECEIVED BY  
OFFICE OF CITY CLERK

MAR 29 10 19 AM '85

CAMBRIDGE, MASS.

NAME Paul F. Healy, City Clerk  
 TEL. \_\_\_\_\_  
 STREET ADDRESS 795 Mass Avenue  
 CITY OR TOWN Cambridge Mass 02139  
498-9017

SO. MIDDLESEX LAND COURT  
 REGISTRY DISTRICT  
 RECEIVED FOR REGISTRATION  
 AT 9 H 40 M A M  
 AUG 15 1984  
 NOTED ON REG. NO. 162379  
 REG. BK. 942 PART 29 CLERK \_\_\_\_\_  
 JOHN F. ZAMPARELLI-ASSISTANT RECORDER

S-1984  
#242A

*Handwritten initials/signature*



# City of Cambridge

Agenda Item Number Four

IN CITY COUNCIL

April 9, 1984

665865

- WHEREAS: By Section 30 of Chapter 43, Section 14 of Chapter 40, and Chapter 79 of the General Laws, all as amended, it is provided that the City may take in the name of the City for any municipal purpose any land within the limits of the City not already appropriated for public use; and
- WHEREAS: The Department of Public Works has requested and the City Manager and City Council have approved and authorized that the City should, under the provisions of the aforesaid Chapters of the General Laws, take and hold for reasons of public improvement for roadways and other public purposes; and
- WHEREAS: A communication has been received from the President of American Science and Engineering Company requesting that portions of its land abutting Waverly Street in the City of Cambridge be accepted and laid out as a part of such public ways of the City of Cambridge; now therefore be it
- ORDERED: That the following parcel shown on a plan entitled "Plan of Land in Cambridge, Massachusetts, Waverly Street, Being a Subdivision of Land shown on Land Court Plan No. 19105A", dated May 11, 1984, Cullinan Engineering Co., Inc. filed with the Land Court as Land Court Plan No. 19105B and included within the below described land is a parcel of registered land shown as Parcel 2 on the below described Plan and said Parcel 2 is accepted and laid out as a public way of the City of Cambridge and is more particularly bounded and described as follows:
- |               |                                                               |
|---------------|---------------------------------------------------------------|
| SOUTHEASTERLY | by line of Waverly Street as shown on said Plan 282.20 feet;  |
| SOUTHWESTERLY | by other land of the grantor as shown on said Plan 7.86 feet; |
| NORTHWESTERLY | by Parcel 1 as shown on said Plan 282.20 feet; and            |
| NORTHEASTERLY | again by Parcel 1 as shown on said Plan 8.54 feet.            |

The above described land is conveyed subject to easement of record in so far as the same are in force and applicable and is to be laid out and accepted as a portion of the public way named Waverly Street.

3-5

665865

Description of land in the Commonwealth of Massachusetts, County of Middlesex, City of Cambridge, on the westerly side of Waverly Street, and being part of the parcel owned by American Science and Engineering, Inc., bounded and described as follows:

Beginning at a point on the westerly line of Waverly Street, said point N37° 58' 03" E, and a distance of 151.44 feet from the northerly line of Putnam Avenue;

Thence running through land of the grantor on the following three (3) courses:

N52° 01' 57" W, a distance of 8.90 feet to a point, thence

N37° 58' 10" E, a distance of 471.90 feet to a point, and thence

S51° 53' 36" E, a distance of 8.54 feet to a point on the aforesaid westerly line of Waverly Street,

Thence S38° 06' 24" W, along the westerly line of Waverly Street, a distance of 282.20 feet to a point, thence

S52° 39' 56" E, along the northerly line of Waverly Street, a distance of 1.02 feet, and thence

S37° 58' 03" W, along the westerly line of Waverly Street, a distance of 189.70 feet to the Point of Beginning.

The above described parcel contains 4,200 square feet, more or less.

No damages are awarded and no betterments are to be assessed.

In City Council April 9, 1984.  
Adopted by a yeas and nays vote:-  
Yeas 8; Nays 0; Absent 1.  
Attest:- Paul E. Healy, City Clerk.

A TRUE COPY:

ATTEST:-

*Paul E. Healy*  
Paul E. Healy, City Clerk.

4-5

635865

(THE FOLLOWING IS NOT A PART OF THE DEED, AND IS NOT TO BE RECORDED.)

CHAPTER 183, SECTION 11, GENERAL LAWS

A deed in substance following the form entitled "Quitclaim Deed" shall when duly executed have the force and effect of a deed in fee simple to the grantee, his heirs and assigns, to his and their own use, with covenants on the part of the grantor, for himself, his heirs, executors, administrators and successors, with the grantee, his heirs, successors and assigns, that at the time of the delivery of such deed the premises were free from all encumbrances made by him, and that he will, and his heirs, executors and administrators shall, warrant and defend the same to the grantee and his heirs and assigns forever against the lawful claims and demands of all persons claiming by, through or under the grantor, but against none other.

LAND COURT, BOSTON. The land herein described will be shown on our approved plan to follow as

JUN 1 1984

Plan 19105B Lot 2

(Examined as to description only)

D&D Engineer

665865  
DEEDS MASSACHUSETTS  
BOTH WIT  
Statute Form of  
Quitclaim Deed  
[BY CORPORATION]

NOTED ON REGISTER  
REG. B. 942 162374  
AUG 15 1984  
S. J. MIDDLESEX TO D. GUEST  
REGISTERED  
RECEIVED FOR REGISTRATION  
AUG 15 1984  
JOHN F. JAMPARELLI REGISTER

at ..... o'clock and ..... minutes ..... m.  
Received and entered with FILE ISSUE  
AGREEMENT INFO Deeds  
BOOK TRANSFER PAGE 124  
GENERAL NO. 71449A  
ADDRESS SOUTH HANNOVER SQUARE  
Register

FROM THE OFFICE OF  
1623.500  
Vote 30.00  
Plan 10.00  
55.00  
RETURN TO

HOBBS & WARREN, INC.  
PUBLISHERS STANDARD LEGAL FORMS  
BOSTON - MASS.  
Form 795

REVISED CHAPTER 487 - 1989

City Clerks Office  
795 Mass. Avenue  
Cambridge MA 02139  
CITY OF TOWN

RECEIVED & ENTERED  
MIDDLESEX COUNTY  
REGISTRY OF DEEDS  
SOUTHERN DISTRICT  
ATTEST:  
John F. Jamparelli  
REGISTER

5-5

WANT INSTRUMENT

Date: .....

8/15/84

Inst. # .....

103 BW 665864  
Trust Co

Grantor: .....

Baybank Howard

Grantee: .....

Delivered: .....

Reason: .....

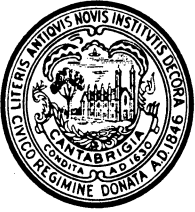
Both Ways

Approved: .....

RECEIVED BY  
OFFICE OF CITY CLERK

10 19 AM '01  
CAMBRIDGE, MASS





CITY OF CAMBRIDGE

CAMBRIDGE, MASSACHUSETTS 02139  
Tel. 498-9011

EXECUTIVE DEPARTMENT  
ROBERT W. HEALY  
City Manager

April 9, 1984


To the Honorable, the City Council:

Enclosed please find copy of an order requesting the acceptance of approximately 4,200 square feet of land from American Science and Engineering to the City of Cambridge. This land is located on Waverly Street between Putnam Avenue and Erie Street.

Also enclosed are communications from Kathy A. Spiegelman, Assistant City Manager for Community Development, and Martin Annis, President of American Science and Engineering, Inc.

Passage of this order is recommended.

Very truly yours,

  
Robert W. Healy  
City Manager

RWH/mbf  
Encs. 3

S-242A.

Re: order requesting the acceptance of approximately 4,200 square feet of land on Waverly Street from American Science and Engineering to the City of Cambridge.

Revised order recorded 8/30/84

Chapter 81  
Sections 1-13

City Ordinances

-17-42

-Need Plan-

In City Council,

April 9, 1984

4/9/1984

MR

Order for Hearing

Adopted

8-0-1

Mass Practice Series

Volume 18A

Chapter 27

Sections 1141

to  
1169

Page 282-322

5/30/84

New Plan History

and Copy of

Revised plan

to filing

order -