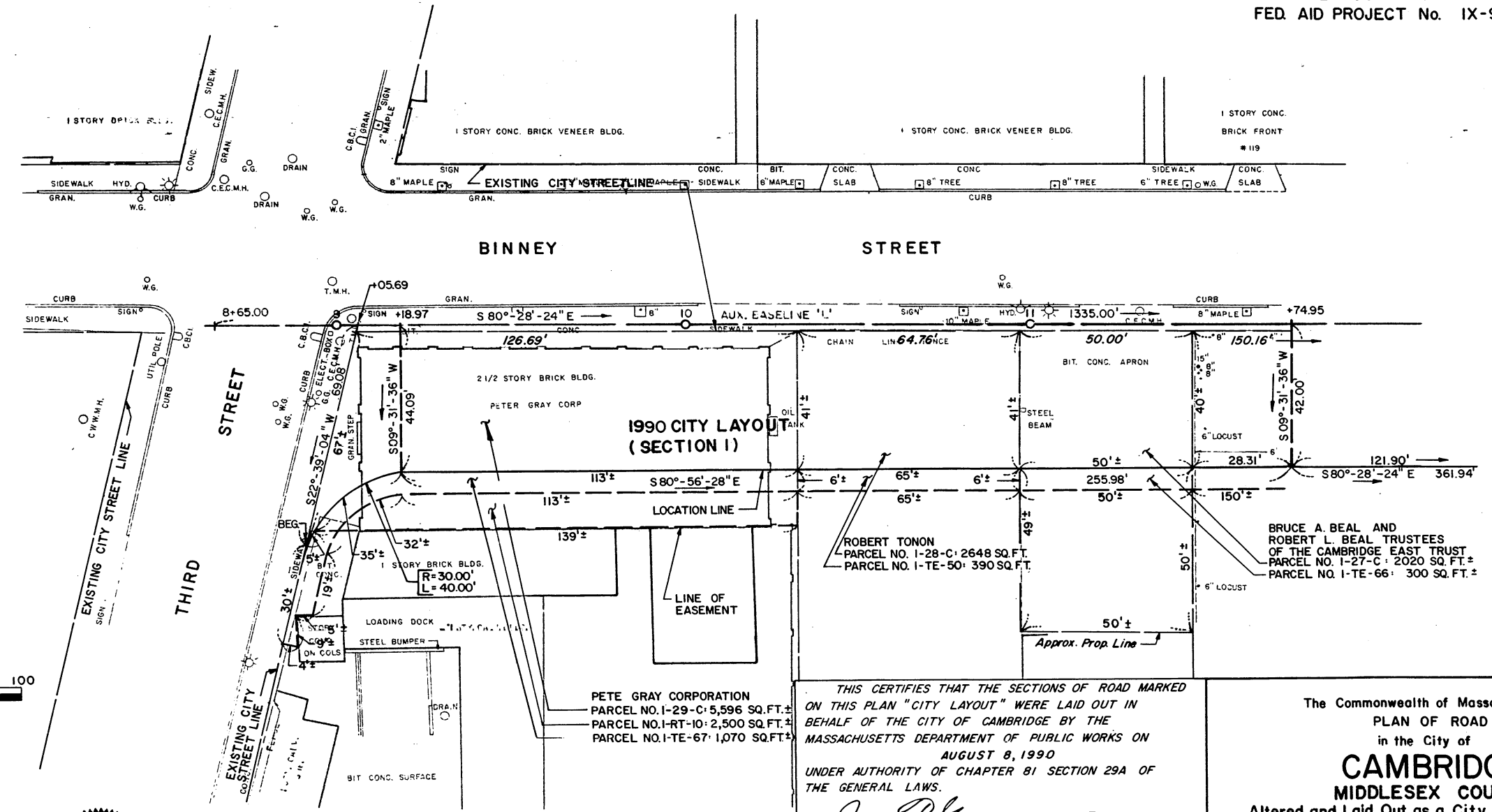
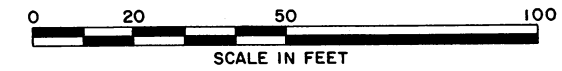


A TRUE COPY - ATTEST  
*[Signature]*  
SECRETARY, PUBLIC WORKS COMM.  
DEPARTMENT OF PUBLIC WORKS  
Commonwealth of Massachusetts

1990 AUG 27 AM 11:30  
CAMBRIDGE MA.



FOR REGISTRY USE ONLY



I certify that this plan has been prepared in conformity with the rules and regulations of the Registers of Deeds of the Commonwealth of Massachusetts.

PLANS PREPARED BY:  
HOWARD, NEEDLES, TAMMEN, & BERGENDOFF

3/13/90  
DATE  
*[Signature]*  
SIGNATURE



PETE GRAY CORPORATION  
PARCEL NO. I-29-C: 5,596 SQ. FT. ±  
PARCEL NO. I-RT-10: 2,500 SQ. FT. ±  
PARCEL NO. I-TE-67: 1,070 SQ. FT. ±

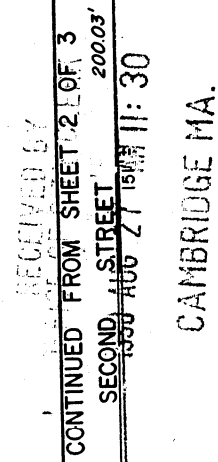
THIS CERTIFIES THAT THE SECTIONS OF ROAD MARKED ON THIS PLAN "CITY LAYOUT" WERE LAID OUT IN BEHALF OF THE CITY OF CAMBRIDGE BY THE MASSACHUSETTS DEPARTMENT OF PUBLIC WORKS ON AUGUST 8, 1990 UNDER AUTHORITY OF CHAPTER 81 SECTION 29A OF THE GENERAL LAWS.

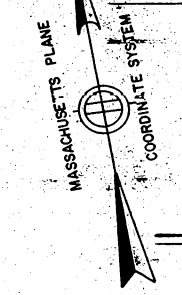
*[Signature]*  
*[Signature]*  
*[Signature]*

MASSACHUSETTS DEPARTMENT OF PUBLIC WORKS

The Commonwealth of Massachusetts  
PLAN OF ROAD  
in the City of  
**CAMBRIDGE**  
MIDDLESEX COUNTY  
Altered and Laid Out as a City Highway by the  
Department of Public Works  
AUGUST 8, 1990  
Scale = 40 feet to the inch  
*[Signature]*  
Chief Engineer  
Layout No. 6963

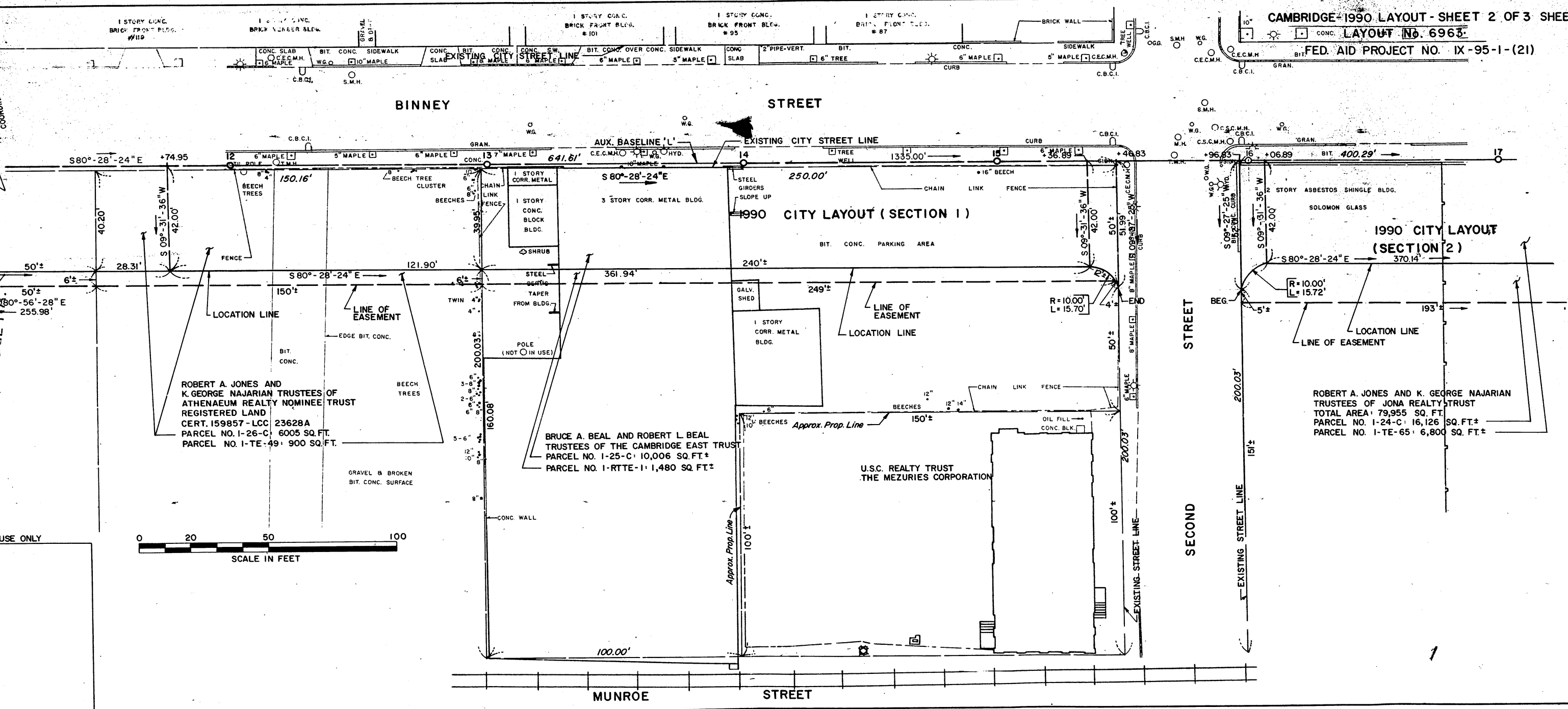
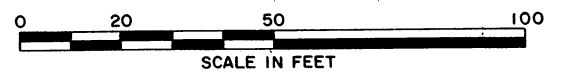
CONTINUED TO SHEET 2 OF 3





CONTINUED FROM SHEET 1 OF 3  
1990 AUG 27 AM 11:30  
CAMBRIDGE MA

FOR REGISTRY USE ONLY



ROBERT A. JONES AND  
K. GEORGE NAJARIAN TRUSTEES OF  
ATHENAEUM REALTY NOMINEE TRUST  
REGISTERED LAND  
CERT. 159857-LCC 23628A  
PARCEL NO. 1-26-C: 6005 SQ. FT.  
PARCEL NO. 1-TE-49: 900 SQ. FT.

BRUCE A. BEAL AND ROBERT L. BEAL  
TRUSTEES OF THE CAMBRIDGE EAST TRUST  
PARCEL NO. 1-25-C: 10,006 SQ. FT.\*  
PARCEL NO. 1-RTTE-1: 1,480 SQ. FT.\*

U.S.C. REALTY TRUST  
THE MEZURIES CORPORATION

ROBERT A. JONES AND K. GEORGE NAJARIAN  
TRUSTEES OF JONA REALTY TRUST  
TOTAL AREA: 79,955 SQ. FT.  
PARCEL NO. 1-24-C: 16,126 SQ. FT.\*  
PARCEL NO. 1-TE-65: 6,800 SQ. FT.\*

CONTINUED TO SHEET 3 OF 3



# OFFICE OF THE CITY CLERK

CITY OF CAMBRIDGE

CITY HALL, CAMBRIDGE, MASSACHUSETTS 02139

(617) 498-9017

JOSEPH E. CONNARTON  
CITY CLERK

JOHN E. FLYNN  
DEPUTY CITY CLERK

August 27, 1990

Joseph A. Fanale, Director  
Right of Way Bureau  
Executive Office of Transportation and Construction  
Department of Public Works  
Ten Park Plaza  
Boston, MA 02116-3973

Dear Mr. Fanale:

Enclosed please find the Attested receipt of Layout No. 6963 and Order of Taking as requested in your correspondence of August 14, 1990.

A copy of this action has been transmitted to the Cambridge Commissioner of Public Works for inclusion in the files of the City Engineer.

Thank you for your attention in this matter.

Very truly yours,

A handwritten signature in dark ink, appearing to read "John E. Flynn".

John E. Flynn  
Deputy City Clerk

JEF/mec

Enclosure

# The Commonwealth of Massachusetts

Cambridge

Layout No. 6963  
and Order of Taking

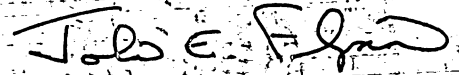
City-Town of Cambridge

August 27, 1990.

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

1. A certified copy of a plan and location bearing thereon a certificate dated  
August 8, 1990, purporting to be signed by the Department of  
Public Works, or a majority of the members thereof, attesting that the said De-  
partment of Public Works has altered the location of the State highway in  
Cambridge, and has laid out and taken charge of, as a State highway,  
said way as altered in the city or town of Cambridge, as shown  
on said plan.

Attest:



Deputy

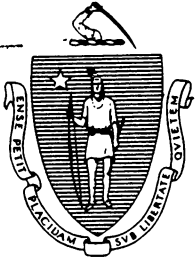
~~City-Town~~ Clerk.

CAMBRIDGE MA.

1990 AUG 27 AM 11:38

RECEIVED BY  
OFFICE OF CITY CLERK

ROW-007



*The Commonwealth of Massachusetts*  
*Executive Office of Transportation and Construction*  
*Department of Public Works*

*Ten Park Plaza, Boston 02116-3973*

August 14, 1990

CAMBRIDGE  
Layout No. 6963  
and Order of Taking  
Dated: August 8, 1990

City Clerk  
City Hall  
Cambridge, Massachusetts 02139

Dear Sir:

Acting under the provisions of Chapter 81 of the General Laws, Ter. Ed., the Department of Public Works did, under date of August 8, 1990, alter the location of a section of State highway laid out in the City of Cambridge in the year 1990.

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

Kindly sign and return to this office as soon as possible the enclosed form of receipt.

Sincerely,

Joseph A. Fanale, Director  
Right of Way Bureau

JAF/naa

Enclosures

8-28-90

Donna:

We might want to  
index this.

No need to send to  
Council.

Copy sent to PWD  
Original Back to State.

RECEIVED  
AUG 27 AM 11:11  
CAMBRIDGE MA.

# The Commonwealth of Massachusetts

Cambridge

Layout No. 6963  
and Order of Taking

City-Town of Cambridge

August 27, 1990.

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

1. A certified copy of a plan and location bearing thereon a certificate dated August 8, 1990, purporting to be signed by the Department of Public Works, or a majority of the members thereof, attesting that the said Department of Public Works has altered the location of the State highway in Cambridge, and has laid out and taken charge of, as a State highway, said way as altered in the city or town of Cambridge, as shown on said plan.

Attest:

*Tobias E. Flynn*

Deputy

City-Town Clerk.

ROW-007

CAMBRIDGE MA  
1990 AUG 27 AM 11:38  
RECEIVED BY  
OFFICE OF CITY CLERK

The Commonwealth of Massachusetts

Department of Public Works

---ooo000ooo---

AUG 27 AM 11:12  
CAMBRIDGE MA.

Cambridge  
Layout No. 6963 and  
Order of Taking

The Commonwealth of Massachusetts, Department of Public Works, acting under the authority of Chapter 81, Section 29A, of the General Laws, and all other general or special laws thereto enabling, hereby adjudges that public necessity and convenience require that the Massachusetts Department of Public Works should alter and lay out in behalf of the City of Cambridge a road in said City of Cambridge, County of Middlesex.

The alteration consists of establishing a location for the widening of a portion of Binney Street, on the southerly side thereof, beginning at the easterly side of Third Street and extending easterly about 1270 feet to the location line of the second section of a City Layout No. 6646, of April 10, 1985, located about 100 feet easterly of First Street.

The alteration is made in three sections and is more fully described as follows:

Auxiliary Baseline "L" for this alteration is an extension of Auxiliary Baseline "L" of the aforesaid Layout No. 6646, and begins at a point in the intersection of Binney Street and Third Street, and is shown on the plan to which reference is hereinafter made as station 8+65.00, and extends thence, S 80°-28' - 24" E, in part following said Baseline "L" of said Layout No. 6646, for a total of 1335.00 feet to the point of ending thereof and shown on said plan as station 22.

The stations hereinafter mentioned are points on baseline "L", hereinbefore described.

#### SECTION 1

The First Section of City Highway, as hereby altered and laid out, is bounded by the easterly street line of Third Street, the southerly street line of Binney Street, the westerly street line of Second Street, and by the line described as follows: beginning at a point on the existing easterly street line of Third Street, said point bearing S  $22^{\circ}$ -39'-04" W and being 69.08 feet distance from station 9+05.69; and extending thence, leaving said easterly street line, northerly to northeasterly to easterly, by a curve to the right, of 30.00 feet radius, 40.00 feet to a point bearing S  $9^{\circ}$ -31'-36" W and 44.09 feet distant from station 9 + 18.97; thence, S  $80^{\circ}$ -56'-28" E 255.98 feet to a point bearing S  $9^{\circ}$ -31'-36" W and 42.00 feet distant from station 11+74.95; thence, S  $80^{\circ}$ -28'-24" E 361.94 feet to a point bearing S  $9^{\circ}$ -31'-36" W and 42.00 feet distant from station 15+36.89; thence, by a curve to the right of 10.00 feet radius, 15.70 feet to the point of ending thereof, on the westerly street line of Second Street, said point bearing S  $9^{\circ}$ -27'-25" W and being 51.99 feet distant from station 15+46.83.

#### SECTION 2

The Second Section of City Highway, as hereby altered and laid out, is bounded by the easterly street line of Second Street, the southerly street line of Binney Street, the westerly street line of First Street, and by the line described as follows: beginning at a point on the existing easterly

street line of Second Street, said point bearing S  $9^{\circ}$ -27'-25" W and being 52.01 feet distant from station 15+96.83; and extending thence, leaving said easterly street line, northerly to northeasterly to easterly by a curve to the right of 10.00 feet radius 15.72 feet, to a point bearing S  $9^{\circ}$ -31'-36" W and 42.00 feet distant from station 16+06.89; thence, S  $80^{\circ}$ -28'-24" E 370.14 feet to a point bearing S  $9^{\circ}$ -31'-36" W and 42.00 feet distance from station 19+77.03; thence, by a curve to the right of 20.00 feet radius 31.44 feet to the point of ending thereof on said westerly street line of First Street, said point bearing S  $9^{\circ}$ -36'-29" W and being 62.03 feet distance from station 19+97.12.

### SECTION 3

The Third Section of City Highway, as hereby altered and laid out is bounded by the easterly street line of First Street, the southerly street line of Binney Street, the location line of the aforesaid second section of City Layout No. 6646, and by the line described as follows; beginning at a point on said easterly street line of First Street, said point bearing S  $9^{\circ}$ -36'-29" W and being 62.98 feet distant from station 20+57.12; and extending thence, leaving said easterly street line, northerly to northeasterly, to easterly by a curve to the right of 15.00 feet radius, 23.54 feet, to a point bearing S  $9^{\circ}$ -31'-36" W and 48.00 feet distant from station 20+72.03; thence S  $80^{\circ}$ -28'-24" E 87.02 feet to the point of ending thereof, on the location line of said second section of L.O. No. 6646, said point bearing S  $9^{\circ}$ -36'-29" W and being 48.00 feet distant from station 21+59.12.

The location lines of the sections of highway hereby laid out in behalf of the City of Cambridge, as hereinbefore described, are to be further defined by bounds set thereon, at angle points, points of curvature, and at the points of beginning and ending thereof, where feasible.

Easements are hereby taken in the parcels of land hereinafter referred to as Parcels 1-TE-49, 1-TE-50, 1-TE-66, and 1-TE-67, for the purpose of constructing slopes of excavation or embankment, and consist of the right to enter upon said land at any time during the effective period of the easements to construct thereon, slopes of excavation and/or embankment.

An easement is hereby taken in the parcel of land hereinafter referred to as Parcel 1-TE-65 for the purpose of constructing slopes of excavation or embankment, and of relocating and constructing an existing driveway, and consist of the right to enter upon said land at any time, during the effective period of the easement, to construct thereon slopes, and of relocating and constructing and paving an existing driveway with bituminous concrete, and to perform any other necessary incidental construction.

An easement is hereby taken in the parcel of land hereinafter referred to as Parcel 1-RTTE-1, for the purpose of removing or demolishing structures of portions thereof, which are located wholly or partly within said parcel, and for constructing slopes of excavation or embankment and to perform any other incidental work pertinent thereto, and consists of the right to enter upon said land at any time during the effective period of said easement to perform the above mentioned work.

An easement is hereby taken in the parcel of land hereinafter referred to as Parcel 1-RTTS-1, for the purpose of removing or demolishing a structure, or portions thereof, which are located within the limits of said

parcel, or within the limits of the third section of city highway altered and laid out as hereinbefore described, and for the purpose of constructing slopes of excavation and/or embankment, and to perform any other incidental work pertinent thereto. Said easement consists of the right to enter upon said land at any time during the effective period of said easement to perform the above mentioned work.

As easement is hereby taken in the parcel of land hereinafter referred to as Parcel 1-RT-10, for the purpose of removing or demolishing structures or portions of structures which are located wholly or partly within the limits of Section 1 of City highway, altered and laid out as hereinbefore described, and consists of the right to enter upon said land at any time during the effective period of the easement to remove and/or demolish said structures or portions thereof.

Said easements are temporary in nature and are to be in effect only for a period of three years from the the date of recording of this instrument.

The location of the aforesaid easements are more particularly shown on the plan to which reference is hereinafter made.

For the purpose of laying out, constructing and maintaining said sections of City Highway, the Massachusetts Department of Public Works, does hereby take, in fee simple, in behalf of the City of Cambridge, under the provisions of Chapter 79 of the General Laws and all other special or general laws thereto enabling, Parcel 1-4-C and Parcels 1-24-C to 1-29-C, inclusive, shown on the plan to which reference is hereinafter made, being set forth in the schedule hereinafter contained, including all trees and structures located thereon (not, however, including poles, towers, lines, wires, cables and other appurtenances for the conveyance of electricity and telephone communication), situated in the City of Cambridge, County of

Middlesex, excepting from the rights herein taken, all easements for wires, pipes, conduits, poles, and other appurtenances for the conveyance of water, sewage, gas, oil and electricity and for telephone communication now lawfully in or upon said premises, hereby taken and all lawful rights of the public to use those parts of the public way or ways in the City of Cambridge, which are included in the foregoing description.

The sections of City Highway hereby laid out and the aforesaid takings are shown on a plan signed by the Chief Engineer and signed by the Department of Public Works, and on file in its office, said plan being entitled:

The Commonwealth of Massachusetts

PLAN OF ROAD

in the City of

CAMBRIDGE

MIDDLESEX COUNTY

Altered and Laid Out as a City Highway by the

Department of Public Works

August 8, 1990

Scale = 20 feet to the inch

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

Certain parcels of land in this layout and order of taking, are registered land and are shown on the plan hereinbefore mentioned, as Parcels 1-4-C, 1-26-C, 1-RTTS-1, and 1-TE-49, said land being registered in the Land Court at Boston and recorded in the Registered Land Division of the Registry of Deeds for Middlesex County Southern District, at East Cambridge as follows:

| <u>Parcel No.</u> | <u>Owner</u>                                                                                | <u>Certificate</u> | <u>Book</u> | <u>Page</u> |
|-------------------|---------------------------------------------------------------------------------------------|--------------------|-------------|-------------|
| 1-4-C             | Joseph D. Taymore,<br>Beatrice Kramer, Melvin R. Taymore<br>and Maynard J. Taymore          | 156256             | 911         | 106         |
| 1-26-C            | Robert A. Jones and<br>K. George Najarian,<br>Trustees of Athenaeum<br>Realty Nominee Trust | 159857             | 929         | 107         |
| 1-RTTS-1          | Joseph D. Taymore,<br>Beatrice Kramer, Melvin R. Taymore<br>and Maynard J. Taymore          | 156256             | 911         | 106         |
| 1-TE-49           | Robert A. Jones and<br>K. George Najarian,<br>Trustee of Athenaeum<br>Realty Nominee Trust  | 159857             | 929         | 107         |

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

| <u>Parcel No.</u> | <u>Supposed Owner</u>                                                                   | <u>Area</u>   |
|-------------------|-----------------------------------------------------------------------------------------|---------------|
| 1-4-C             | Joseph D. Taymore, Beatrice Kramer<br>Melvin R. Taymore and<br>Maynard J. Taymore       | 4750 Sq. Ft.  |
| 1-24-C            | Robert A. Jones and K. George<br>Najarian Trustees of Jona Realty<br>Trust              | 16126 Sq. Ft. |
| 1-25-C            | Bruce A. Beal, and Robert L.<br>Beal, Trustees of the<br>Cambridge East Trust           | 10006 Sq. Ft. |
| 1-26-C            | Robert A. Jones and K. George<br>Najarian Trustees of Athenaeum<br>Realty Nominee Trust | 6005 Sq. Ft.  |
| 1-27-C            | Bruce A. Beal and Robert L.<br>Beal, Trustees of the Cambridge<br>East Trust            | 2020 Sq. Ft.  |

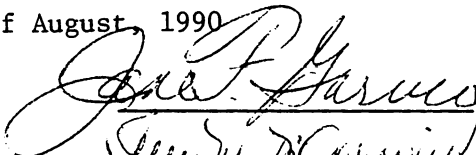
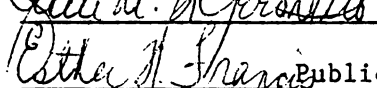
|          |                                                                                         |               |
|----------|-----------------------------------------------------------------------------------------|---------------|
| 1-28-C   | Robert Tonon                                                                            | 2648 Sq. Ft.  |
| 1-29-C   | Peter Gray Corporation                                                                  | 5596 Sq. Ft.  |
| 1-TE-49  | Robert A. Jones and K. George<br>Najarian Trustees of Athenaeum<br>Realty Nominee Trust | 900 Sq. Ft.   |
| 1-TE-50  | Robert Tonon                                                                            | 390 Sq. Ft.   |
| 1-TE-65  | Robert A. Jones and K. George<br>Najarian Trustees of Jona Realty<br>Trust              | 6800 Sq. Ft.  |
| 1-TE-66  | Bruce A. Beal and Robert L.<br>Beal, Trustees of the Cambridge<br>East Trust            | 300 Sq. Ft.   |
| 1-TE-67  | Peter Gray Corporation                                                                  | 1070 Sq. Ft.  |
| 1-RT-10  | Peter Gray Corporation                                                                  | 2500 Sq. Ft.  |
| 1-RTTE-1 | Bruce A. Beal and Robert L.<br>Beal Trustees of the Cambridge<br>East Trust             | 1480 Sq. Ft.  |
| 1-RTTS-1 | Joseph D. Taymore, Beatrice Kramer,<br>Melvin R. Taymore and Maynard J.<br>Taymore      | 1,500 Sq. Ft. |

The names of the owners herein given, although supposed to be correct, are such only as matters of opinion and belief.

It is therefore

Voted: That said new or existing way, as described herein and as described and shown on said plan, be and the same is hereby laid out by the Massachusetts Department of Public Works in behalf of the City of Cambridge; that the Secretary to the Massachusetts Public Works Commission be, and hereby is instructed to file, in the office of the County Commissioners of the County of Middlesex, and in the office of the City Clerk of the City of Cambridge, certified copies of said plan and of this certificate, signed by at least a majority of the members of the Public Works Commission, attesting that said Department of Public Works has laid out said sections of City Way in accordance with said plan, together with a copy of this adjudication and vote.

Dated at Boston this eighth day of August, 1990

  
\_\_\_\_\_  
Members  
  
\_\_\_\_\_  
of the  
  
\_\_\_\_\_  
Public Works  
\_\_\_\_\_  
Commission  
\_\_\_\_\_

790  
Order of Taking from the State Department  
of Public Works of Binney Street.

August 27, 1990