



City of Waltham

Jeannette A. McCarthy
Mayor

CITY OF WALTHAM
CITY CLERK'S OFFICE

2018 AUG -9 P 3:02

RECORDED

August 9, 2018

TO: The City Council
RE: 91 Woerd Avenue Gift Deed of One Temporary Construction Easement for Three Years.

Dear Councillors:

In reference to the Woerd Avenue Bridge Project, I respectfully request approval of a Gift Deed for one Temporary Construction Easement for Three Years, Parcel TE-3 (green) on the enclosed plan. The owner is Michael N. Latz.

Enclosed please find Gift Deed of one Temporary Construction Easement for Three Years and Certificate of Donation.

The City Engineer, Steve Casazza is available to answer any questions you may have regarding this request.

Sincerely,

Jeannette A. McCarthy

JAM/dd

encl.

cc: Steve Casazza

RECEIVED

JUL 10 2018

CERTIFICATE OF DONATION

WALTHAM
ENGINEERING DEPT.

Owner(s) of Record: MICHAEL N. LATZ

City/Town: WALTHAM Fed Aid Number: PENDING

Project: WOERD AVENUE - BRIDGE REPLACEMENT PROJECT

Parcel Number (ROW Plans) & Square Footage(s):

In Fee: N/A ~~Permanent~~ Easement(s): N/A

Temporary Easement(s): PARCEL - TE-3 AREA = 743 sq. Ft.
AS SHOWN ON "PLAN OF EASEMENTS, WALTHAM, MA"
BRIDGE W-04-006, WOERD AVENUE
OVER THE CHARLES RIVER
SCALE 1"=20' dated FEBRUARY 28, 2018

To: John DeLeire, Director
 Right of Way Bureau
 MassDOT/ Highway Division
 10 Park Plaza - Room 6160
 Boston, MA 02116-3973

NOTE: TEMPORARY EASEMENT IS FOR 3 YEARS.

This is to certify that the above referenced parcel(s) were donated by the owner(s) as provided for in the provisions of Title III, Uniform Relocation Assistance and Real Property Acquisition Policies Act of 1970, as amended.

The conveyance of these parcels will be accomplished by deed or Order of Taking and recorded in the Registry of Deeds.

This donation is made of my/our free will. I/we waive my/our right(s) to an appraisal and compensation. I/we have been given the Federal Aid Acquisition Guide for Property Owners and have reviewed it.

Michael N. Latz
 Owner(s)/ Authorized Representative
 All Owners of Records must sign

July 10, 2018
 Date

Authorized City/Town Official - Title

Date

Note: If the subject parcel(s) is/are owned by a corporation, estate, trust, etc., then an appropriate document, authorizing this donation must be attached to this document.

Note: An executed Affidavit from the municipality must be attached for this document to be valid for ROW Certification.

Gift deed of temporary construction easement for three years

Michael N. Latz, owner of the property known as and numbered 91 Woerd Avenue, Waltham, MA, (the Grantor) hereby donates to the City of Waltham, 610 Main Street, Waltham, MA (the Grantee) a municipal corporation, and the City of Waltham, acting by and through its Mayor, hereby accepts, the below identified temporary construction easement for three years, to be used for the purposes of reconstruction of the Woerd Avenue bridge and related utilities.

Said temporary construction easement for three (3) years consists of a portion of the property known as and numbered 91 Woerd Avenue, located northwesterly of said Woerd Avenue in the City of Waltham, Middlesex County, Massachusetts. Said temporary construction easement, being granted for a period of three (3) years from the date this easement is accepted by the City Waltham, as evidenced by the signature of the Mayor hereto, is identified as PARCEL TE-3 on the plan captioned "Plan of Easements, Waltham, Massachusetts, Bridge W-04-006, Woerd Avenue over Charles River" by Green International Affiliates, Inc., dated June 13, 2018 and more particularly bounded and described as follows:

Beginning at a point on the northwesterly sideline of the 1929 City Location line of Woerd Avenue, being the southeasterly corner of the parcel hereinafter described:
thence northerly a distance of about 17 feet;
thence northeasterly a distance of about 26 feet;
thence northerly a distance of about 14 feet;
thence easterly a distance of about 22 feet;
thence S 38°52'41" W a distance of about 3 feet;
thence N 81°47'11" W a distance of 4.01 feet;
thence N 88°28'58" W a distance of 1.32 feet;
thence S 38°14'18" W a distance of 9.99 feet;
thence S 51°45'42" E a distance of 10.99 feet;
thence following said City Location Line southwesterly a distance of about 44 feet which is the point of beginning.

The above-described parcel of land contains an area of about 743 square feet, 0.017 acres.

In witness whereof the said Michael N. Latz has caused this gift deed of a temporary, three (3) year easement to be signed, acknowledged and delivered this

_____ day of _____, 2018.

Executed this _____ day of _____, 2018.

Michael N. Latz

Witness: _____

Witness: _____

_____, ss.

Date: _____

Then personally appeared the above-named Michael N. Latz, proven to me to be said person by driver's license/personal knowledge/other identification, and acknowledged the foregoing to be his true act and deed, before me

Notary Public

My Commission expires: _____

I, Jeannette A. McCarthy, Mayor, hereby accept the above temporary easement on behalf of the City of Waltham.

Jeannette A. McCarthy, Mayor
Pursuant to City Council Order # _____

Middlesex, ss.

Date: _____

Then personally appeared the above-named Jeannette A. McCarthy, Mayor of the City of Waltham, proven to me to be said person by driver's license/personal knowledge/other identification, and acknowledged the foregoing to be the true act and deed of the City of Waltham, before me

Notary Public

My Commission expires: _____

file: 90F-2018 – form for revised temporary easement donation – 6-18-18 - Latz