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MAIL TO  
MASS DOT.  
HIGHWAY DIVISION  
10 PARK PLAZA  
RM # 6010  
Boston, MA  
02116

Re: Lowell Secondary Track (Railroad Line) in Acton, MA  
Concord, MA  
Sudbury, MA

MASSACHUSETTS DEPARTMENT OF TRANSPORTATION

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ACTON, CONCORD AND SUDBURY  
ORDER OF TAKING

The Massachusetts Department of Transportation does hereby take, under the authority of Chapter 6C of the General Laws and of all other general or special laws enabling, those certain interests in parcels of land situated in the Towns of Acton, Concord and Sudbury, consisting of a railroad line known as the Lowell Secondary Track, all of which parcels are further described in Schedule "A" to two Release Deeds from The Penn Central Corporation to the Commonwealth of Massachusetts, acting through its Executive Office of Transportation and Construction, dated April 28, 1982, and November 29, 1982, recorded with the Middlesex County South District Registry of Deeds in, Book 14609, Page 302, and Book 14836, Page 507, respectively.

The premises so taken by operation of this Order, are comprised of (a) whatever right, title and interest may have been held by The Penn Central Corporation as of the date of the

recording of the Release Deeds, whether by fee, easement or otherwise, whether of record or unrecorded, and including without limitation rights for railroad purposes by virtue of the original takings and locations of the railroad as filed with the applicable County Commissioners, in said certain parcels, and whereby this Order shall serve to confirm the vesting of such right, title and interest in and to the Massachusetts Department of Transportation as the statutory successor to the Executive Office of Transportation and Construction, (b) whatever right, title and interest may continue to be held by any predecessors and successors to The Penn Central Corporation, which have from time to time operated the aforementioned line of railroad, whether by fee, easement or otherwise, whether of record or unrecorded, and including without limitation rights for railroad purposes by virtue of the original takings and locations of the railroad as filed with the applicable County Commissioners, in said certain parcels, and (c) in the event that The Penn Central Corporation and its successors held as of the date of the recording of the Release Deeds, or such predecessors or successors continue to hold as of the date hereof, no right, title or interest, whether by fee, easement or otherwise, with respect to any portions of said certain parcels, and no right, title or interest with respect to such portions of said parcels was conveyed by the Release Deeds, a fee title interest in said portions of said parcels are taken by operation of this Order for the purpose of extending the right, title and interest of the Massachusetts Department of Transportation to the entire line of railroad as described herein.

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 and other communication now lawfully in or upon said premises hereby taken.

This Order is to confirm title in and to said premises as held by the Massachusetts Department of Transportation.

Meaning and intending to take the above-described premises, howsoever the same may be bounded and described.

Dated at Boston this 18th day of August, 2014.



RICHARD A. DAVEY  
SECRETARY AND  
CHIEF EXECUTIVE OFFICER

THE COMMONWEALTH OF MASSACHUSETTS

Suffolk, ss.

On this 18th day of August, 2014, before me, the undersigned notary public, personally appeared Richard A. Davey, Secretary and Chief Executive Officer of the Massachusetts Department of Transportation, whose name is signed on the preceding document, and such person acknowledged to me that he signed such document voluntarily for its stated purpose. The identity of such person was proved to me through satisfactory evidence of identification, which was [ ] photographic identification with signature issued by a federal or state governmental agency, [ ] oath or affirmation of a credible witness, or [x] personal knowledge of the undersigned.



Notary Public THOMAS P. GRAY  
My commission expires: February 20, 2015