

THE CITY OF PROVIDENCE
STATE OF RHODE ISLAND AND PROVIDENCE PLANTATIONS

RESOLUTION OF THE CITY COUNCIL

No. 651

Approved November 12, 1981

RESOLVED, That His Honor the Mayor is hereby authorized to execute any and all necessary documents in order to transfer to the State of Rhode Island by and through its Director of Transportation and State Properties Committee that property located at and upon Crary Street at Clay Street in the City of Providence (further identified as Rhode Island Department of Transportation Freeway Parcel No. 1 of Plat No. 1954) and comprising 575 square feet more or less. Said property is to be condemned for freeway purposes and may be conveyed for the sum of \$1.00.

IN CITY COUNCIL
NOV 5 1981

READ AND PASSED

Louis C. Stewart
PRES.

Rose M. Mendonça
CLERK

APPROVED
Vincent A. Cianci
MAYOR

NOV 12 1981

IN CITY COUNCIL
SEP 17 1981
FIRST READING
REFERRED TO COMMITTEE ON CITY PROPERTY

Jose M. Mendonca
Chairman

THE COMMITTEE ON
CITY PROPERTY

Approves Passage of
The Within Resolution

Jose M. Mendonca
Chairman

Nov. 5, 1981

Councilman Mansobillo (By Request)

City
Council

RAF

KNOW ALL MEN BY THESE PRESENTS:

That the CITY OF PROVIDENCE, a municipal corporation, created by Act of the General Assembly of the State of Rhode Island, for and in consideration of the sum of ONE (\$1) DOLLAR to it paid by the STATE OF RHODE ISLAND AND PROVIDENCE PLANTATIONS, through its Director of Transportation, the receipt whereof is hereby acknowledged, does hereby grant, bargain, sell and convey unto the STATE OF RHODE ISLAND AND PROVIDENCE PLANTATIONS, through its Director of Transportation, its successors and assigns, in fee simple, that certain tract or parcel of land situated in the City of Providence, shown as shaded area, and further identified as being Parcel #1 on State of Rhode Island Plat No. 1954, bounded and described as follows:

Beginning at a point on the northerly line of Crary Street at the northwesterly corner of herein described parcel; thence northeasterly along the existing Freeway Line of Plat No. 1074, twenty-two and 86/100ths (22.86') feet to a corner; thence southeasterly fifty-two and 12/100ths (52.12') feet to the northeasterly corner of herein described parcel, thence southerly along the range of the existing State Highway Line of Plat No. 1074, ten and 30/100ths (10.30') feet to the southeasterly corner of herein described parcel; thence westerly, along the State Highway Line Plat No. 1954, on a curve to the left, having a radius of 1019.25 feet on an arc of 63.79 feet with a central angle of 3°-35'-08"; thence westerly along the State Highway Line on a curve to the left, having a radius of 1872.53 ft. on an arc of 13.40 feet and a central angle of 0°-24'-36" and running to a point on the northerly line of Crary Street; said point being point and place of beginning.

Said parcel of land contains 575 square feet, and is further identified as being Parcel #1 on State Highway Plat No. 1954.

TO HAVE AND TO HOLD and aforesaid premises, with all the rights, privileges and appurtenances thereunto appertaining, unto and to the use of the said STATE OF RHODE ISLAND AND PROVIDENCE PLANTATIONS, through its Director of Transportation, its successors and assigns forever, in fee simple; said property to be condemned for Freeway Purposes.

This Deed is authorized by City Council Resolution No. 651, Approved November 12, 1981.

IN WITNESS WHEREOF, said CITY OF PROVIDENCE has caused these presents to be signed and its corporate seal to be hereunto affixed by VINCENT A. CIANCI, JR., its Mayor, thereunto duly authorized this 29th day of January, 1982.

CITY OF PROVIDENCE

BY

Vincent A. Cianci Jr.

STATE OF RHODE ISLAND
PROVIDENCE, SC.

In Providence, in said County, on the 29th day of January, 1982, before me personally appeared the above named VINCENT A. CIANCI, JR., Mayor, to me known and known by me to be the person executing the foregoing instrument, and he acknowledged said instrument by him executed, to be his free act and deed in his said capacity and the free act and deed of the CITY OF PROVIDENCE.

Donald Jannuzzi
NOTARY PUBLIC

ACCEPTED

STATE OF RHODE ISLAND

By

Wendell J. Lander

APPROVED AS TO FORM AND SUBSTANCE

John P. Tondt, Jr.
ACTING CITY SOLICITOR



STATE OF RHODE ISLAND
DIVISION OF PUBLIC WORKS
DEPARTMENT OF TRANSPORTATION

RAYMOND E. SKIERA
RIGHT OF WAY NEGOTIATOR

ROOM 317
STATE OFFICE BLDG.

TELEPHONE
277-6840

Rose
Mendoza



STATE OF RHODE ISLAND AND PROVIDENCE PLANTATIONS

Department of Transportation
DIVISION OF PUBLIC WORKS
State Office Building
Providence, R. I. 02903

October 26, 1981

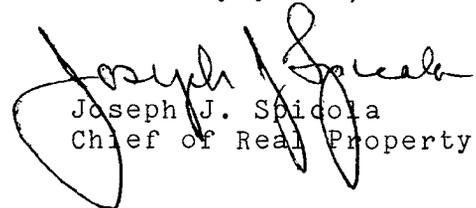
Councilman Harry A. Johnson
City Council
City Hall
Providence, Rhode Island 02903
c/o City Clerk's Office

Dear Mr. Johnson:

Pursuant to a telephone conversation you had with Mr. Raymond E. Skiera of the Right-of-Way Section on October 10, 1981, I am writing you requesting your cooperation in having Plat 1954 parcel 1 approved by the City Council at your earliest opportunity (November 5, 1981).

It is of the utmost importance that this matter be resolved and approved in order to assure the safety improvements and roadway upgrading work may begin.

Sincerely yours,


Joseph J. Spicola
Chief of Real Property

JJS/rmp

cc: File

City of Providence



Rhode Island

Department of City Clerk

MEMORANDUM

DATE: June 15, 1981

TO: Mayor Vincent A. Cianci, Jr.

SUBJECT: REAL PROPERTY ACQUIRED BY STATE DEPARTMENT OF TRANSPORTATION -
DIVISION OF PUBLIC WORKS

CONSIDERED BY: Rose M. Mendonca, City Clerk

DISPOSITION:

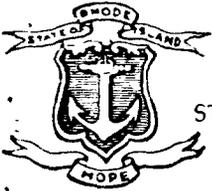
The attached matter has been forwarded to me from the State Department of Transportation - Division of Public Works, which I received on June 15, 1981.

A decision to acquire this property must be made within Thirty (30) Days of the date of mailing thereof.

The original and only copy of the map is attached.

*Shierru
Dept of
Transportation*

Rose M. Mendonca
City Clerk



STATE OF RHODE ISLAND AND PROVIDENCE PLANTATIONS

Department of Transportation
DIVISION OF PUBLIC WORKS
State Office Building
Providence, R. I. 02903

DATE: June 11, 1981
RE: OFFER OF SETTLEMENT
RE: OFFER OF REPURCHASE
ROAD: I-95
CITY OR TOWN: Providence
FREEWAY PLAT: 1954 PARCEL(S): 1

The State of Rhode Island pursuant to and under the authority of Title 37, Chapter 6 and Title 24, Chapter 10 of the General Laws of Rhode Island 1956 (Re-enactment of 1969), as amended, and proposes to condemn the above described property for highway purposes. Based upon an appraisal of the property the State, subject to the approval of the State Properties Committee, is authorized to pay to you, as the record owner(s) of said property, the sum of \$1.00 one dollar and 00/100 in full settlement of all claims arising from proposed taking, including payment for the land and any and all improvements thereon and severance damages if any; it is understood that in the event of a partial taking, wherein the State is to replace improvements such as walls and fences, that the appraised value of same will be deducted from the amount of the offer stated herein. Said offer includes payment for any and all claims, debts, rights, and damages for all manner of actions and causes of action both in law and in equity, which against the State you and/or all persons claiming by, through or under you ever had, now have or ought to have, for or by reason of the taking of said property by this proposed condemnation. The payment of the above stated offer will be made as soon as possible, provided, that the proposed plat is filed for condemnation.

The law provides that you, as a condemnee, have the right to repurchase the building(s) and/or improvements located upon the area condemned, if you so desire.

Failure to advise this office of your wish to repurchase, within 30 days of the date of this letter, the State of Rhode Island will deem your right to repurchase to be waived.

The repurchase price of the building(s) and/or improvements is
\$ -0- .

Very truly yours,

Joseph J. Spicola
Chief of Real Property



STATE OF RHODE ISLAND AND PROVIDENCE PLANTATIONS

Department of Transportation
DIVISION OF PUBLIC WORKS
State Office Building
Providence, R. I. 02903

NAME City of Providence PROJECT NO. _____
ADDRESS _____ LOCATION Public Street
_____ to I-195
PLAT, PARCEL 1954/1

STATEMENT OF JUST COMPENSATION TO OWNER

1. The amount of money established as just compensation and which amount is offered by the State to you for real property to be acquired is:

\$ 1.00

2. This offer is based on the Right-of-Way Section's review and analysis of an appraisal(s) of subject property, showing the indicated Fair Market Value as established by a qualified appraiser(s).

3. Real Property and Estate or Interest being acquired: 575 square
feet (taking)

4. Building, structures, and other improvements, fixtures, removable building, equipment, etc. (considered the real property) included in our offer of Just Compensation is as follows: _____

5. A. The Just Compensation for the Real Property to be acquired is:

\$1.00

B. The Just Compensation for damages to remaining property is:

-0-

Raymond E. Sullivan
Right-of-Way Negotiator

STATE OF RHODE ISLAND AND PROVIDENCE PLANTATIONS
DEPARTMENT OF TRANSPORTATION
DIVISION OF PUBLIC WORKS
LETTER OF RIGHTS

If said real estate is condemned by the State of Rhode Island and Providence Plantations in accordance with Chapter 37-6 of the General Laws of Rhode Island, 1956, as amended, final payment to you of the aforesaid sum is subject to the discharge of any and all encumbrances, liens attachments, taxes and any other interest in or claim against said property. If said offer is acceptable as full compensation for said property to be taken, sign the "Full Release" and return it to the negotiator. If said offer is not acceptable, sign the "Advance Payment Release." By doing so you will receive payment of an amount not less than the approved appraisal of fair market value, equal to One Hundred Percent (100%) of the State's offer. If you sign the "Advance Payment Release" you in no way prejudice your right to file a petition in the Superior Court requesting a trial for the assessment of your damages. Also your signing of the "Advance Payment Release" is without prejudice to your right, at a later date, to either accept the offer contained herein or to file a petition as aforesaid.

In the event you sign neither the "Full Release" or the "Advance Payment Release" the amount of the offer will be deposited in the Registry of the Superior Court for your benefit.

The foregoing is contingent upon the condemnation of said real estate by the State of Rhode Island and Providence Plantations as aforesaid.

November 19, 1981

Joseph J. Spicola,
Chief of Real Property
Department of Transportation
State Office Building, Room 217
Providence, Rhode Island 02903

Dear Mr. Spicola:

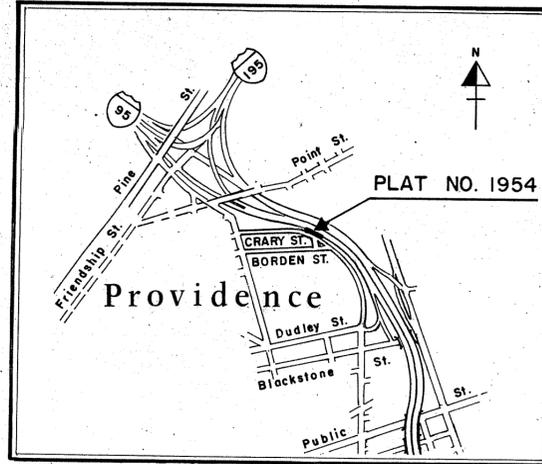
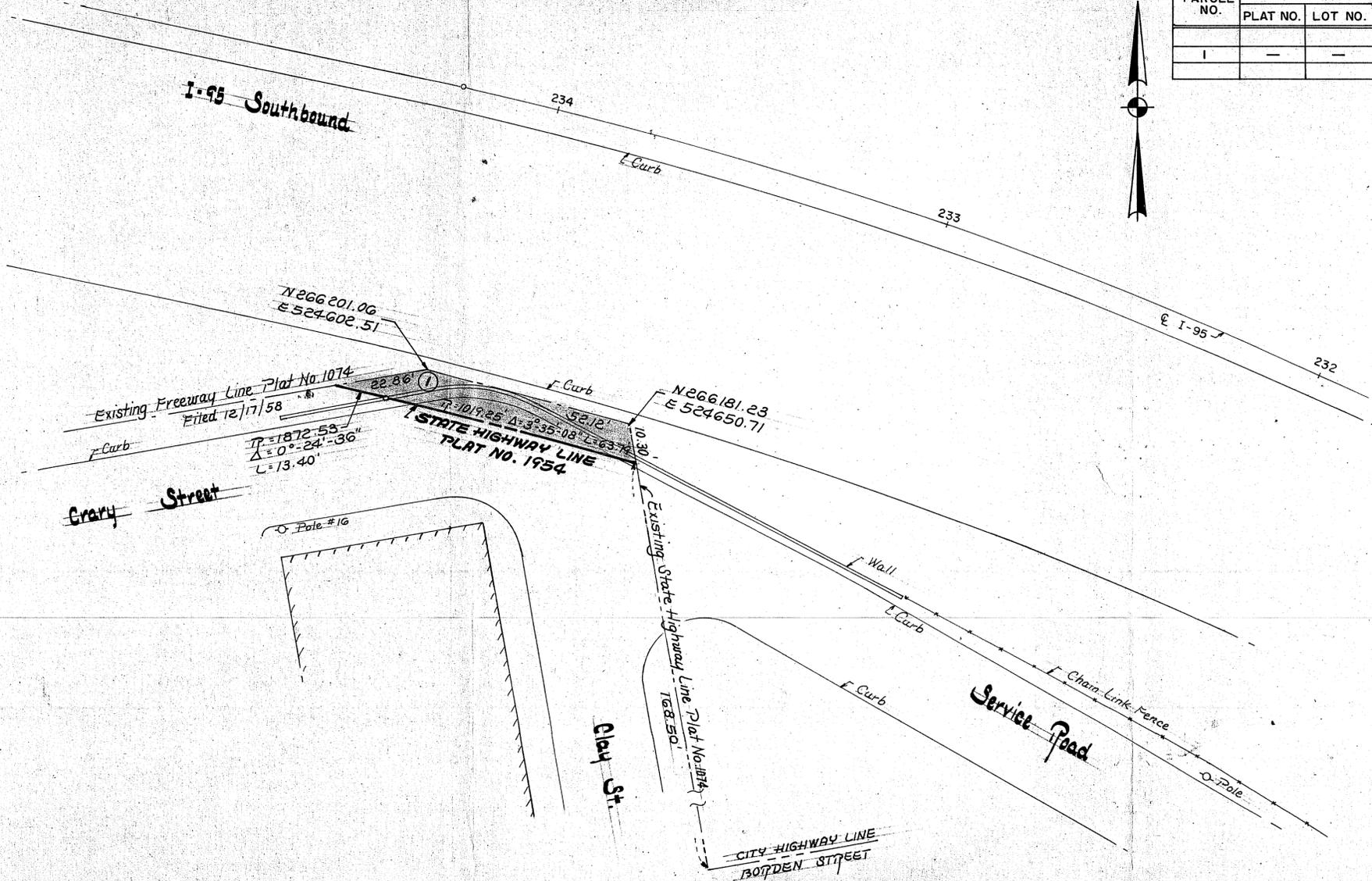
Enclosed is Resolution passed by the City Council and approved by His Honor the Mayor for your notification, the same having been sponsored by Councilman Charles R. Mansolillo.

Very truly yours,

Rose M. Mendonca,
City Clerk.

RMM/jma

PARCEL NO.	ASSESSORS		OWNER'S NAME	AREA - SQUARE FEET		
	PLAT NO.	LOT NO.		TOTAL	TAKEN	REMAINDER
1	-	-	CITY OF PROVIDENCE	-	575 ±	-



LOCATION MAP
SCALE: 1" = 1200'



CE MAGUIRE, INC.
ENGINEERS
PROVIDENCE

PROVIDENCE
 INTERSTATE ROUTE 95
 FROM: PUBLIC STREET
 TO: INTERSTATE 195

FED. ROAD DIV. NO.	STATE	FEDERAL AID PROJECT NO.	FISCAL YEAR	SHEET NO.	TOTAL SHEETS
	R.I.			1	1

RHODE ISLAND
DEPARTMENT OF TRANSPORTATION
DIVISION OF PUBLIC WORKS

PLAT
 SHOWING LAND IN
 PROVIDENCE
 TAKEN IN FEE SIMPLE FOR STATE HIGHWAY PURPOSES
 AND IN FEE SIMPLE FOR FREEWAY PURPOSES ON BEHALF OF
 THE STATE OF RHODE ISLAND
 & PROVIDENCE PLANTATIONS

BY THE
 DIRECTOR OF TRANSPORTATION
 ACQUISITION BY CONDEMNATION AUTHORIZED BY THE STATE
 PROPERTIES COMMITTEE ON JULY 14 1981
 PURSUANT TO THE PROVISIONS OF TITLE 37, CHAPTER 6 OF
 THE GENERAL LAWS OF RHODE ISLAND 1956, AND TITLE 24,
 CHAPTER 10 OF THE GENERAL LAWS OF RHODE ISLAND 1956,
 AS AMENDED, AND PURSUANT TO THE PROVISIONS OF CHAPTER
 III OF THE PUBLIC LAWS OF RHODE ISLAND, 1970.

FILED IN THE OFFICE OF THE RECORDER OF DEEDS OF THE
CITY OF PROVIDENCE ON THE 22 DAY OF SEPT. 1981

SUBMITTED James H. Condit
 CHIEF DESIGN ENGINEER DIVISION OF PUBLIC WORKS
 APPROVED William Carson
 CHIEF ENGINEER DIVISION OF PUBLIC WORKS
 APPROVED Wendell J. Sanders
 DIRECTOR OF TRANSPORTATION

SCALE 20 FEET PER INCH

SHEETS SHEET NO. 1

PLAT NO. 1954