

THE CITY OF PROVIDENCE
STATE OF RHODE ISLAND AND PROVIDENCE PLANTATIONS

~~RESOLUTION~~
RESOLUTION OF THE CITY COUNCIL

No. 296

Approved May 7, 1956

Resolved,

That

the Board of Contract and Supply is hereby authorized and directed to purchase from United States of America, General Services Administration, for public park and recreational purposes, all that land currently comprising the Government-owned surplus property known as "Fort Nathaniel Greene (South Reservation), Narragansett, Rhode Island," containing approximately thirty-three (33) acres of land, for the sum of SIXTEEN THOUSAND (\$16,000) DOLLARS, which sum is said to be the equivalent of fifty per cent of the fair market value of the property, plus other Federal expenses and charges not to exceed ONE THOUSAND (\$1,000) DOLLARS; said land and improvements to be taken by the City of Providence, subject to such conditions, covenants and reservations as may be imposed by the Federal Government to the effect that said land shall be used only for public park and recreational purposes; and it is understood and agreed that His Honor the Mayor is hereby authorized and empowered, by his signature, to bind the City of Providence to the conditions, covenants and reservations imposed by said United States of America.

BE IT FURTHER RESOLVED, THAT His Honor the Mayor is hereby authorized to sign such documents and agreements as may be required by the General Services Administration or the National Park Service, Department of Interior.

IN CITY COUNCIL

MAY 3 - 1956

READ and PASSED

Angelo...
President
Devere...
Clerk

APPROVED

MAY 7 1956

Walter H. Fitzgerald
MAYOR

RESOLUTION
OF THE
CITY COUNCIL

AUTHORIZING AND DIRECTING
THE BOARD OF CONTRACT AND SUP-
PLY TO PURCHASE FROM THE U.S.
AMERICA, GENERAL SERVICES
ADMINISTRATION, APPROXIMATELY
33 ACRES OF LAND, WITH THE
IMPROVEMENTS THEREON, KNOWN
AS "FORT NATHANIEL GREENE,

(South Reservation); NARRAGAN-
SETT, RHODE ISLAND."

IN CITY COUNCIL

MAY 2 - 1921

READ and PASSED

By the

City

THE CITY OF PROVIDENCE
STATE OF RHODE ISLAND AND PROVIDENCE PLANTATIONS

RESOLUTION OF THE CITY COUNCIL

No. 297

Approved May 7, 1956

Resolved,

That

His Honor the Mayor is hereby authorized to execute a conveyance of a portion of Lot 4 on Assessor's Plat 100, westerly side of Charles Street, containing approximately 34,889 square feet of land, to the Silver Spring Realty Company, at a price of one (\$1) dollar per square foot, substantially as shown by shaded area and designated by the letters A-B-C-D-E-F-G-H-A on that accompanying plan, entitled "Providence, R. I., Public Works Dept., - Engineering Office, City Property Section, Plan No. 061440, date April 24, 1956," attached hereto and made a part hereof, being a portion of Hopkins Park, so-called, lying easterly, but not adjacent to, the easterly line of the condemnation by the State of Rhode Island for Louisquisset Pike (Urban Extension).

IN CITY COUNCIL

MAY 3 - 1956

READ and PASSED

Charles A. Hill
President
W. Everett Whitman
Clerk

APPROVED

MAY 7 1956

Walter V. Reynolds
MAYOR

RESOLUTION
OF THE
CITY COUNCIL

AUTHORIZING HIS HONOR THE
MAYOR TO EXECUTE A CONVEY-
ANCE OF A PORTION OF LOT 4
ON ASSESSOR'S PLAT 100,
WESTERLY SIDE OF CHARLES
STREET, CONTAINING APPROXIM-
ATELY 34,889 SQUARE FEET OF
~~LAND TO THE SILVER SPRING~~
REALTY COMPANY, AT A PRICE
OF ONE (\$1) DOLLAR PER SQUARE
FOOT.



3

Silver Spring Realty Co.

061440

April 24, 1956

$\Delta = 18^{\circ}20'50''$
Rad = 430.00
Arc = 137.66
Tan = 69.42

Louisisset Pike
(Urban Extension)

Formerly Portion Of Hopkins Park

State Freeway Line

City Of Providence
34,889 Sq. Ft.

$\Delta = 170^{\circ}49'$
Rad = 25.00
Arc = 74.53
Tan = 311.29

City Of Providence

Charles St.

PROPOSED SALE
Shaded Area - ABCDEFGHA

Reid
 $\Delta = 3^{\circ}50'$
W.L.B.
April 24, 1956
William L. Reid
John W. Reid

Lot Numbers From Assessors Plat 100

RESOLUTION OF THE CITY COUNCIL

No. 298

Approved May 7, 1956

Resolved,

That the City Council of the City of Providence

hereby orders the assessment and collection of a tax on the ratable real estate and tangible personal property and ratable intangible personal property (the tax on ratable intangible property to be at the rate of forty cents on each one hundred dollars of the value thereof) in a sum not less than \$22,850,000.00 nor more than \$23,450,000.00; said tax is for ordinary expenses, charges and sinking funds, for the payment of interest and indebtedness in whole or in part of said City, and for other purposes authorized by law.

The City Assessor shall assess and apportion said tax on the inhabitants and ratable property of said City as of the 31st day of December, A. D. 1955, at twelve o'clock noon, Eastern Standard Time, according to law, and shall, on completion of said assessment, date and sign the same, and shall make out and certify to the City Collector of the City of Providence, on or before the 15th day of June, A. D. 1956, a complete list of the names of the persons taxed and of the total value of all the real estate taxed to each person, also the amount of personal estate assessed against each person, and also the total amount of the tax assessed against each person on said real estate and personal estate, opposite the name of the person or persons assessed, the assessment of real estate and of personal estate to appear in separate columns in said list. Said tax shall be due and payable on and between the 1st day of October, next and the twenty-fourth day of October, A. D. 1956, next, and all taxes remaining unpaid on said last named day shall carry until collected a penalty at the rate of eight per centum per annum upon such unpaid taxes. Provided, however, said tax may be paid in four installments, the first installment of twenty-five per centum on or before the twenty-fourth day of October, A. D. 1956, and the remaining installments as follows: Twenty-five per centum on the twenty-fourth day of January, A. D. 1957; twenty-five per centum on the twenty-fourth day of April, A. D. 1957; and twenty-five per centum on the twenty-fourth day of July, A. D. 1957. Each installment

RESOLUTION
OF THE
CITY COUNCIL

PROVIDING FOR THE ASSESSMENT
AND COLLECTION OF 1956 TAXES
A SUM NOT LESS THAN
\$22,850,000.00 NOR MORE THAN
\$23,450,000.00.

IN

The City of Providence

STATE OF RHODE ISLAND AND PROVIDENCE PLANTATIONS

PAGE 2

of taxes, if paid on or before the last day of each instalment period successively and in order, shall be free from any charge for interest. If the first instalment or any succeeding instalment of taxes is not paid by the last date of the respective instalment period or periods as they occur, then the whole tax or remaining unpaid balance of the tax, as the case may be, shall immediately become due and payable and shall carry until collected a penalty at the rate of eight per centum per annum. The City Collector shall, by advertisement, in the public newspapers of the City, notify all persons assessed to pay their respective taxes at his office on and between the said 1st and twenty-fourth days of October, A. D. 1956, both days inclusive; said Collector shall attend daily during said periods, Saturdays, Sundays and Holidays excepted, at his office from nine o'clock A. M. to five o'clock P. M. to receive said taxes.

IN CITY COUNCIL

MAY 3 - 1956

READ and PASSED

Angelo Della...
President
Deverett Whelan
Clark

APPROVED

MAY 7 1956

Walter H. Reynolds
MAYOR

No.

CHAPTER

~~AN ORDINANCE~~ RESOLUTION OF
THE CITY COUNCIL PROVIDING FOR
THE ASSESSMENT AND COLLECTION
OF 1956 TAXES IN A SUM NOT
LESS THAN \$22,850,000.00 NOR
MORE THAN \$23,450,000.00.

IN CITY COUNCIL

MAY 3 - 1956

READ and PASSED

President

Clerk

THE CITY OF PROVIDENCE
STATE OF RHODE ISLAND AND PROVIDENCE PLANTATIONS

RESOLUTION OF THE CITY COUNCIL

No. 299

Approved May 7, 1956

Resolved, DECREEED AND ORDERED,

That that certain portion of Union Street between Fountain Street and Sabin Street, shown as shaded area and designated by the letters A-B-C-D on the accompanying plan entitled "Providence, R. I., P. W. Dept - Engineering Office, City Property Section, Plan No. 061443 - Date April 26, 1956" has ceased to be useful to the public and the same is abandoned as a public highway and the damage to the abutters is appraised at nothing and it is further

ORDERED, that the Superintendent of Street Signs and Numbers be and he is hereby directed to cause a sign to be placed at each end of said portion of Union Street abandoned as aforesaid, having thereon the words "Not a Public Highway", and it is further

ORDERED, that after the entry of this order or decree the City Clerk shall cause a notice to be published in a newspaper published in the County of Providence, at least once each week for three successive weeks and a further and personal notice shall be served by the City Sergeant upon every owner of land abutting upon said portion of Union Street, which has been abandoned, who is known to reside within this State.

IN CITY COUNCIL

MAY 9 - 1956

READ and PASSED

Angelo Pilla
Everett H. Helan

APPROVED

MAY 7 1956

Walter Reynolds
MAYOR

RESOLUTION
OF THE
CITY COUNCIL

CITY OF PROVIDENCE
STATE OF RHODE ISLAND AND PROVIDENCE PLANTATIONS

PETITION TO THE CITY COUNCIL

TO THE HONORABLE CITY COUNCIL OF THE CITY OF PROVIDENCE:

~~The undersigned respectfully petition your Honorability to~~

Rhode Island Hospital, a corporation organized by the General Assembly of the State of Rhode Island, and having its principal place of business in the City of Providence, in said State, respectfully represents:

FIRST: That your petitioner is the owner in fee of a certain lot of land located in said City of Providence bounded and described as follows:

That parcel of land in the City of Providence in the State of Rhode Island, with all buildings and improvements thereon, situated on the northwesterly side of Fountain Street and extending from West Exchange Street and Dorrance Street, now known as Robert Emmet Square, to Union Street and bounded and described as follows:

Beginning at the point of intersection of the northwesterly line of Fountain Street with the northeasterly line of Union Street at the southerly corner of said parcel; thence northeasterly bounding southeasterly on said Fountain Street one hundred thirty-five and 46/100 (135.46) feet, more or less, to Dorrance Street, now known as Robert Emmet Square; thence northwesterly and westerly bounding northeasterly and northerly on Dorrance Street and on West Exchange Street, now known as Robert Emmet Square, to land now or lately of Industrial National Bank of Providence et al., Trustees; thence southwesterly bounding northwesterly on said last named land sixty-eight and 47/100 (68.47) feet, more or less, to Union Street; thence southeasterly bounding southwesterly on Union Street eighty (80) feet, more or less, to Fountain Street at the point of beginning.

SECOND: Rhode Island Hospital is also entitled upon the death of Katherine M. Hahn of the City and County of Providence and State of Rhode Island, widow of the late J. Jerome Hahn, under the terms of the will of said J. Jerome Hahn, to receive distribution from the Trustees under the will of J. Jerome Hahn of the following described parcel of land, abutting the parcel of land hereinbefore described in paragraph FIRST on the North, and more particularly bounded and described as follows:

That parcel of land with any and all buildings and improvements thereon, situated on the

CITY OF PROVIDENCE
STATE OF RHODE ISLAND AND PROVIDENCE PLANTATIONS

PETITION TO THE CITY COUNCIL

~~TO THE HONORABLE CITY COUNCIL OF THE CITY OF PROVIDENCE:~~

~~The undersigned respectfully petitions your Honorable body for~~
-2-

northeasterly side of Union Street in the City of Providence and State of Rhode Island, bounded and described as follows:

Beginning at a point in the northeasterly line of Union Street at the westerly corner of said parcel and at the southerly corner of land conveyed to the City of Providence by deed of Industrial Trust Company et al, Trustees under the will of J. Jerome Hahn, dated September 11, 1951 and recorded with the records of Land Evidence in said City of Providence in Deed Book 988 at Page 282; thence southeasterly, bounding southwesterly on Union Street thirty and 79/100 (30.79) feet, more or less, to land now or lately of Rhode Island Hospital; thence northeasterly bounding southeasterly on said last named land sixty-eight and 49/100 (68.49) feet, more or less, to West Exchange Street, now known as Robert Emmet Square; thence westerly bounding northerly on West Exchange Street, now known as Robert Emmet Square, about forty-one (41) feet to said land of the City of Providence; thence southwesterly bounding northwesterly on said last named land thirty-six and 51/100 (36.51) feet, more or less, to Union Street at the point of beginning.

THIRD: Your petitioner is informed that Katherine M. Hahn, Philip C. Joslin and Industrial National Bank of Providence, Trustees under the will of J. Jerome Hahn, are prepared to execute and deliver to the City of Providence a statement in writing joining in the prayers of this Petition and agreeing with said City that in the event that this Honorable City Council shall see fit to abandon that portion of Union Street lying between Sabin Street and Fountain Street, they will, as said trustees, waive any and all the damages arising out of said abandonment. Your petitioner is also informed that Providence Journal Company, the owner of all of the land on the westerly side of Union Street lying between Sabin Street and Fountain Street, is prepared to execute and deliver a statement in writing joining in the prayers of this Petition and agreeing with said City of Providence that in the event that this Honorable City Council shall see fit to abandon that portion of Union Street lying between Sabin Street

CITY OF PROVIDENCE
STATE OF RHODE ISLAND AND PROVIDENCE PLANTATIONS

PETITION TO THE CITY COUNCIL

~~TO THE HONORABLE CITY COUNCIL OF THE CITY OF PROVIDENCE:~~

~~The undersigned respectfully petitions your honorable body for~~

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and Fountain Street to waive any and all the damages arising out of said abandonment and that said Providence Journal Company will exonerate and hold harmless said City of Providence from all legal damages, if any, caused to any other person or persons whatsoever and for which said City is or may become legally liable by or on account of said abandonment. Said Providence Journal Company, Katherine M. Hahn, Philip C. Joslin, and Industrial National Bank of Providence, Trustees under the will of J. Jerome Hahn, and your petitioner together own all of the land abutting on said portion of Union Street lying between Sabin Street and Fountain Street with the exception of a small triangular shaped area of land abutting the parcel of land described in paragraph SECOND hereof on the North, which is owned by the City of Providence.

FOURTH: That the portion of Union Street lying between Sabin Street and Fountain Street in said Providence has ceased to be useful to the public.

FIFTH: That in the event this Honorable City Council shall see fit to abandon said portion of Union Street lying between Sabin Street and Fountain Street your petitioner hereby agrees to waive any and all rights to receive compensation from the City of Providence for damages sustained by it by reason of such abandonment and will exonerate and hold harmless said City of Providence from all legal damages, if any, caused to any other person or persons whatsoever and for which said City is or may become legally liable by or on account of such abandonment.

WHEREFORE YOUR PETITIONER PRAYS that this Honorable

CITY OF PROVIDENCE
STATE OF RHODE ISLAND AND PROVIDENCE PLANTATIONS

PETITION TO THE CITY COUNCIL

TO THE HONORABLE CITY COUNCIL OF THE CITY OF PROVIDENCE

The undersigned respectfully petitions your Honorable body for

-4-

City Council declare that said portion of Union Street
between Sabin Street and Fountain Street has ceased to be
useful to the public and that this Honorable City Council
will abandon said portion of Union Street lying between
Sabin Street and Fountain Street in said Providence.

RHODE ISLAND HOSPITAL

By Louis C. Bern
President

March 12, 1956

FILED

MAR 12 5 24 PM

CITY CLERK'S OFFICE
PROVIDENCE, R. I.

IN CITY
COUNCIL

MAR 15 1956

FIRST READING
REFERRED TO COMMITTEE ON
PUBLIC WORKS
RECOMMENDATION
CERN

Mr. Boyle
(Copy - as per order)

CITY OF PROVIDENCE
STATE OF RHODE ISLAND AND PROVIDENCE PLANTATIONS

~~PETITION TO THE CITY COUNCIL~~

TO THE HONORABLE CITY COUNCIL OF THE CITY OF PROVIDENCE:

~~The undersigned hereby petitions the City Council to~~

JOINDER BY PROVIDENCE JOURNAL COMPANY IN PRAYERS OF
PETITION OF RHODE ISLAND HOSPITAL AND WAIVER OF DAMAGES THEREIN

Providence Journal Company, a corporation organized under the laws of the State of Rhode Island, the owner in fee of all that land lying on the westerly side of Union Street between Sabin Street and Fountain Street in the City of Providence, hereby joins in the prayers of the Petition of Rhode Island Hospital filed with the City Clerk on March 12, 1956, for the abandonment of that portion of Union Street lying between Sabin Street and Fountain Street in the City of Providence.

In the event that this Honorable City Council shall see fit to abandon said portion of Union Street between Sabin Street and Fountain Street, Providence Journal Company hereby agrees to waive any and all rights to receive compensation from the City of Providence for damages sustained by it by reason of such abandonment and any and all the other damages arising out of said abandonment and agrees that it will exonerate and hold harmless said City of Providence from all legal damages, if any, caused to any person or persons whomsoever except Rhode Island Hospital and the Trustees under the will of J. Jerome Hahn, for which said City is or may become legally liable by reason of said abandonment.

PROVIDENCE JOURNAL COMPANY

By William L. Ellis
Treasurer

March 12, 1956.

MAR 15 1956

City Council

XXX
XXX

XXX

JOINDER BY PROVIDENCE JOURNAL COMPANY IN PRAYERS OF
PETITION OF RHODE ISLAND HOSPITAL AND WAIVER OF DAMAGES THEREIN

Providence Journal Company, a corporation organized under the laws of the State of Rhode Island, the owner in fee of all that land lying on the westerly side of Union Street between Sabin Street and Fountain Street in the City of Providence, hereby joins in the prayers of the Petition of Rhode Island Hospital filed with the City Clerk on March 12, 1956, for the abandonment of that portion of Union Street lying between Sabin Street and Fountain Street in the City of Providence.

In the event that this Honorable City Council shall see fit to abandon said portion of Union Street between Sabin Street and Fountain Street, Providence Journal Company hereby agrees to waive any and all rights to receive compensation from the City of Providence for damages sustained by it by reason of such abandonment and any and all the other damages arising out of said abandonment and agrees that it will exonerate and hold harmless said City of Providence from all legal damages, if any, caused to any person or persons whomsoever except Rhode Island Hospital and the Trustees under the will of J. Jerome Hahn, for which said City is or may become legally liable by reason of said abandonment.

PROVIDENCE JOURNAL COMPANY

By S/ WILLIAM C. ELLIS

Treasurer

March 12, 1956.

The City of Providence — Legislative Department
CITY CLERK'S OFFICE—OFFICIAL MEMORANDUM

Providence, R. I. March 16, 1956

TO: City Plan Commission,

SUBJECT: Abandonment of Union Street between Sabin Street and Fountain Street

CONSIDERED BY: Committee on Public Works,

ACTION TAKEN: Voted to refer for study, report and recommendation

Accompanying petition of Rhode Island Hospital.

City Clerk

The City of Providence — Legislative Department
CITY CLERK'S OFFICE—OFFICIAL MEMORANDUM

Providence, R. I., March 16, 1956

TO: Philip J. Holton, Chief Engineer - Water Supply Board

SUBJECT: Abandonment of Union Street

CONSIDERED BY: Committee on Public Works

ACTION TAKEN: Voted: to refer attached petition for study, report, and recommendation.

Memorandum

City Clerk

The City of Providence — Legislative Department
CITY CLERK'S OFFICE—OFFICIAL MEMORANDUM

Providence, R. I., March 16, 1956

TO: John E. Meade, Deputy Director of Public Works,

SUBJECT: Abandonment of Union Street between Sabin Street and Fountain Street

CONSIDERED BY: Committee on Public Works

ACTION TAKEN: Voted to refer for study, report and recommendation

Accompanying petition of Rhode Island Hospital.

City Clerk

The City of Providence
CITY SERGEANT'S OFFICE

THIS IS TO CERTIFY, That I have caused the notice, of which a true copy is hereto annexed, to be served upon the following named persons, by handing to each of said persons, or by leaving at their last and usual place of abode in this State a true copy of said notice, to wit:- **UNION STREET, between Sabin Street and Fountain Street**

Plat. 25

<u>Lot</u>	<u>Name</u>	<u>Address</u>
236	Providence Journal Company	75 Fountain Street
146	City of Providence	
144	Industrial Trust Company, Philip C. Joslin & Katherine M. Harn, trs. u/w J. Jerome Harn	
125	Rhode Island Hospital	Eddy Street

A. Acedeman

Dep City Sergeant

Personal notice was served upon every owner of land
abutting said portion of Union Street after the entry
of this Order and Decree.

Harry Acedeman

Dep City Sergeant

THE CITY OF PROVIDENCE

WATER SUPPLY BOARD

JOHN A. DOHERTY, CHAIRMAN

EARL H. ASHLEY

UGO RICCIO

JOHN J. TIERNEY

MICHAEL N. CARDARELLI, EX-OFFICIO

552 ACADEMY AVENUE

PROVIDENCE 8, R. I.

PHILIP J. HOLTON, JR.

CHIEF ENGINEER

JOHN T. WALSH

LEGAL ADVISOR

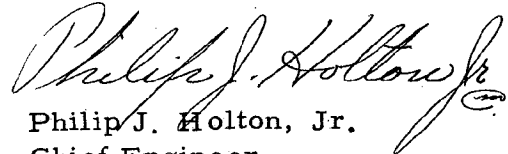
March 21, 1956

Councilman Ralph Matera, Chairman
Public Works Committee
City Hall
Providence, Rhode Island

Dear Councilman Matera:

In reference to the petition received by the City Council regarding the abandonment of a portion of Union Street, this department wishes to advise that there are no water mains or other waterworks appurtenances in the section of Union Street between Fountain and Sabin Streets.

Yours very truly,


Philip J. Holton, Jr.
Chief Engineer

PJH/M

CC: W. P. Ingham

FILED

MAR 21 3 45 PM

**CITY CLERK'S OFFICE
PROVIDENCE, R. I**

4-26-56

This is to replace previous letter
submitted to your Committee.



City Plan Commission

EDWARD WINSOR, *Chairman*
JERRY LORENZO RALPH MATERA

WALTER H. REYNOLDS, *Mayor*
LUCIO E. CARLONE, *Secretary*

PAUL A. SAN SOUZI, *Vice Chairman*
RAYMOND J. NOTTAGE HARRY PINKERSON

FRANK H. MALLEY, *Director*
MILLARD HUMSTONE, *Senior Planner*

*Suite 103, City Hall,
Providence 3, Rhode Island*

April 12, 1956

Committee on Public Works
City Hall
Providence, R. I.

SUBJECT: Referral No. 801 - ABANDONMENT OF UNION STREET BETWEEN SABIN STREET AND FOUNTAIN STREET

Gentlemen:

The subject referral received consideration by the City Plan Commission at a meeting held on Tuesday, April 10, 1956.

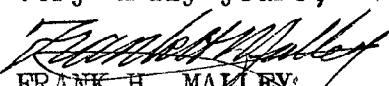
This referral is a request for abandonment of that portion of Union Street between Sabin Street and Fountain Street.

On the field trip it was found that the street in question lies between the Journal Building and a parking lot. As the abandonment does not conflict with any present or contemplated city plans,

The Commission

VOTED: To offer no objection to the granting of this petition provided that in the event of the widening of Sabin Street the Journal will reconvey without cost that portion of Union Street needed for the widening, not to exceed twenty feet from Sabin Street.

Very truly yours,


FRANK H. MALLEY
DIRECTOR
CITY PLAN COMMISSION

FHM:MMH

c.c. Councilman William A. Gray
Councilman Russell J. Boyle

FILED

APR 26 12 17 PM

CITY CLERK'S OFFICE
PROVIDENCE, R. I.

UNION STREET, between Sabin Street and Fountain Street

Plat 25

Lot 236 Pross Journal Co
75 Fountain St

146 City of Pross

149 Industrial Tr. Co.
~~Independence Nat'l Bldg Pross~~
Philip C Joslin + Katherine Harris
Ers Wm J Jerome Harris

125 R L Hooper
Eddy St.

Und 12
Commenced Gray & Boyce

1/1/56 to 3/12/56
m. Behrman

EDWARDS & ANGELL
15 WESTMINSTER STREET
PROVIDENCE 3, RHODE ISLAND

March 26, 1956

Mr. Vincent Vespia
Deputy City Clerk
City Hall
Providence, Rhode Island

Dear Vini:

You were kind enough to show me an advance copy of the form of advertisement which you propose to use in the matter of abandoning that portion of Union Street between Sabin Street and Fountain Street. I have showed this form to Ed Singesen of the Title Guarantee Company of P. I. and he raises no question as to form itself. However, he thinks that it should be advertised for the hearing on April 26th before the Public Works Committee on April 4, 11 and 18, instead of April 11, 18 and 25. His reasons for this as I understand them are as follows:

The power of sale clause in mortgages uses exactly the same language as is used concerning the advertising requirement in the abandonment statute. The mortgage clause, however, has definitely been interpreted so that at least twenty-one days must elapse between the first advertisement and the actual date of sale. If we apply the same reasoning to the abandonment statute which has already been applied to the same language in the mortgage statute, then if we commence the advertisement on the 11th, it would be insufficient, since the time elapsing between the 11th and the 26th is less than twenty-one days.

Therefore in the event that there is some doubt as to the propriety of the shorter period of time, I think to be abundantly safe, the advertisement should be run on April 4, 11 and 18 for hearing on the 26th. If you want to you could run it again on April 25th, and this would be all right.

If there are any added charges in connection with this thing, we would be glad to defray these.

Sincerely yours,

/s/ Gerry Harrington

201/bdscor2



CITY OF PROVIDENCE • RHODE ISLAND • Walter H. Reynolds • Mayor

DEPARTMENT OF PUBLIC WORKS

Charles F. McElroy

Director

John E. Meade

Deputy Director

March 22, 1956

CITY HALL

Mr. Ralph Matera, Chairman,
Committee on Public Works,
City Hall,
Providence, R. I.

Re: Abandonment of Union Street from
Sabin St. to Fountain Street.

Dear Sir:

This section of Union Street is used mostly by Providence Journal Company trucks and cars from the abutting parking lot.

It is our understanding that the Providence Journal Company plan on extending their present building over the parking lot, provided the abandonment is approved.

We wish to advise the committee that there is a 15" storm sewer in Union Street from Fountain Street to Sabin Street, which is important to the drainage of the adjacent area, and other means of draining the area should be provided if the highway is abandoned.

We have been advised by the Providence Journal Company that a storm sewer to replace the one in Union Street will be built at their expense if the abandonment is approved.

Under these conditions, we approve the abandonment.

Very truly yours,

John E. Meade

John E. Meade

Dep. Director of Public Works

JEM:bs

FILED

MAR 22 3 30 PM

**CITY CLERK'S OFFICE
PROVIDENCE, R. I.**

CITY OF PROVIDENCE
STATE OF RHODE ISLAND AND PROVIDENCE PLANTATIONS

~~PETITION TO THE CITY COUNCIL~~

TO THE HONORABLE CITY COUNCIL OF THE CITY OF PROVIDENCE:

~~The undersigned respectfully petitions your honorable body~~

JOINDER BY INDUSTRIAL NATIONAL BANK OF PROVIDENCE, KATHERINE M. HAHN
AND PHILIP C. JOSLIN, TRUSTEES UNDER THE WILL OF J. JEROME HAHN, IN
PRAYERS OF PETITION OF RHODE ISLAND HOSPITAL AND WAIVER OF DAMAGES
THEREIN.

Industrial National Bank of Providence, Katherine M. Hahn and Philip C. Joslin, Trustees under the will of J. Jerome Hahn, late of Providence, Rhode Island, deceased, being the owners of a certain parcel of land on the northeasterly side of Union Street between Sabin Street and Fountain Street, in said City of Providence, more particularly described in the SECOND Paragraph of a petition of Rhode Island Hospital filed with the City Clerk on March 12, 1956 for the abandonment of that portion of Union Street lying between Sabin Street and Fountain Street, in said City of Providence, hereby join in the prayers of said petition.

In the event that this Honorable City Council shall see fit to abandon said portion of Union Street between Sabin Street and Fountain Street, said Industrial National Bank of Providence, Katherine M. Hahn and Philip C. Joslin, Trustees as aforesaid, hereby agree to waive any and all rights to receive compensation from the City of Providence for any damages sustained by them by reason of such abandonment and any and all damages arising out of said abandonment.

INDUSTRIAL NATIONAL BANK OF PROVIDENCE
BY *Edw. J. Alden* Vice President
BY *Edw. J. Alden* Asst. Trust Officer

Katherine M. Hahn

Philip C. Joslin

Trustees under will of J. Jerome Hahn

March 13, 1956

FILED

MAR 23 1 27 PM

CITY CLERK'S OFFICE
PROVIDENCE, R.I.



City Plan Commission

EDWARD WINSOR, *Chairman*

JERRY LORENZO

RALPH MATERA

WALTER H. REYNOLDS, *Mayor*

LUCIO E. CARLONE, *Secretary*

PAUL A. SAN SOUCL, *Vice Chairman*

RAYMOND J. NOTTAGE

HARRY PINKERSON

FRANK H. MALLEY, *Director*

MILLARD HUMSTONE, *Senior Planner*

*Suite 103, City Hall,
Providence 3, Rhode Island*

April 12, 1956

Committee on Public Works
City Hall
Providence, R. I.

SUBJECT: Referral No. 801 - ABANDONMENT OF UNION STREET BETWEEN SABIN STREET AND FOUNTAIN STREET

Gentlemen:

The subject referral received consideration by the City Plan Commission at a meeting held on Tuesday, April 10, 1956.

This referral is a request for abandonment of that portion of Union Street between Sabin Street and Fountain Street.

On the field trip it was found that the street in question lies between the Journal Building and a parking lot. As the abandonment does not conflict with any present or contemplated city plans,

The Commission

VOTED: To offer no objection to the granting of this petition provided that in the event of the widening of Sabin Street the Journal will reconvey that portion of Union Street needed for the widening, not to exceed twenty feet of the building.

Very truly yours,

FRANK H. MALLEY
DIRECTOR
CITY PLAN COMMISSION

FHM:MMH

c.c. Councilman William A. Gray
Councilman Russell J. Boyle

FILED

APR 13 9 04 AM

CITY CLERK'S OFFICE
PROVIDENCE, R.I.

EDWARDS & ANGELL
COUNSELLORS AT LAW

TELEPHONE: JACKSON 1-1100
CABLE ADDRESS "EDWANGLE PROVIDENCE"

EUGENE A. KINGMAN
ROBERT B. DRESSER
WALTER A. EDWARDS
KIRK SMITH
JOHN RAE GILMAN
WILLIAM H. EDWARDS
ELMER E. TUFTS, JR.
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KNIGHT EDWARDS
BEVERLY GLENN LONG
WINSTON V. MORROW, JR.

WILLIAM LANE BRUCE
CHARLES F. SHERIDAN, JR.
JAMES K. EDWARDS

*15 Westminster Street
Providence 3
Rhode Island*

March 26, 1956

Mr. Vincint Vespia
Deputy City Clerk
City Hall
Providence, Rhode Island

Dear Vin:

You were kind enough to show me an advance copy of the form of advertisement which you propose to use in the matter of abandoning that portion of Union Street between Sabin Street and Fountain Street. I have showed this form to Ed Singsen of the Title Guarantee Company of R. I. and he raises no question as to form itself. However, he thinks that it should be advertised for the hearing on April 26th before the Public Works Committee on April 4, 11 and 18, instead of April 11, 18 and 25. His reasons for this as I understand them are as follows:

The power of sale clause in mortgages uses exactly the same language as is used concerning the advertising requirement in the abandonment statute. The mortgage clause, however, has definitely been interpreted so that at least twenty-one days must elapse between the first advertisement and the actual date of sale. If we apply the same reasoning to the abandonment statute which has already been applied to the same language in the mortgage statute, then if we commence the advertisement on the 11th, it would be insufficient, since the time elapsing between the 11th and the 26th is less than twenty-one days.

Therefore in the event that there is some doubt as to the propriety of the shorter period of time, I think to be abundantly safe, the advertisement should be run on April 4, 11 and 18 for hearing on the 26th. If you want to you could run it again on April 25th, and this would be all right.

If there are any added charges in connection with this thing, we would be glad to defray these.

Sincerely yours,

Gerry Harrington

The Providence Journal and The Evening Bulletin

PROVIDENCE 2, R. I.

JOHN C. A. WATKINS
PUBLISHER

March 26, 1956

Mr. John E. Meade
Deputy Director of Public Works
City of Providence
City Hall
Providence, Rhode Island

Dear Mr. Meade:

In our telephone conversation of Friday, March 23rd, you raised the following problem:

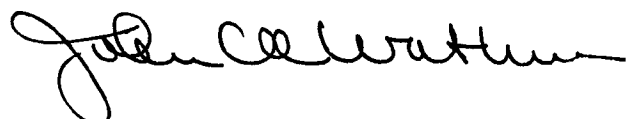
In the event that the portion of Union Street lying between Sabin Street and Fountain Street should be abandoned by the City of Providence, the easterly half of the abandoned portion which lies opposite lot 146 (the lot belonging to the City of Providence and having a frontage of approximately twenty feet on Union Street) would revert to the City of Providence, and the westerly half of that portion of the street would revert to the Providence Journal Company. If nothing were done to prevent this result, the City, as you pointed out, would be placed in the position of having to pay our company damages for such portion of this part of the street as is required for highway purposes when, as a matter of fact, it now already owns the right to use that area for highway purposes at the present time. Naturally, in the best interests of the City, you desire to avoid this result.

The officers of Providence Journal Company feel that your proposal that the City should be able to widen Sabin Street without paying damages with respect to this area of land is only fair.

Accordingly, Providence Journal Company hereby agrees that in the event that the portion of Union Street which lies between Sabin Street and Fountain Street shall be abandoned by the City of Providence, and in the further event that the City of Providence later undertakes to widen Sabin Street, Providence Journal Company will convey to the City of Providence without payment of damages and without any other consideration being required for such conveyance, such portion of the westerly half of Union Street lying directly opposite lot 146 on Assessor's Plat 25 as shall be required for such widening.

We shall prepare an appropriate form of resolution which will be presented at the next meeting of our Board of Directors. Upon passage of this, we will furnish you with an attested copy.

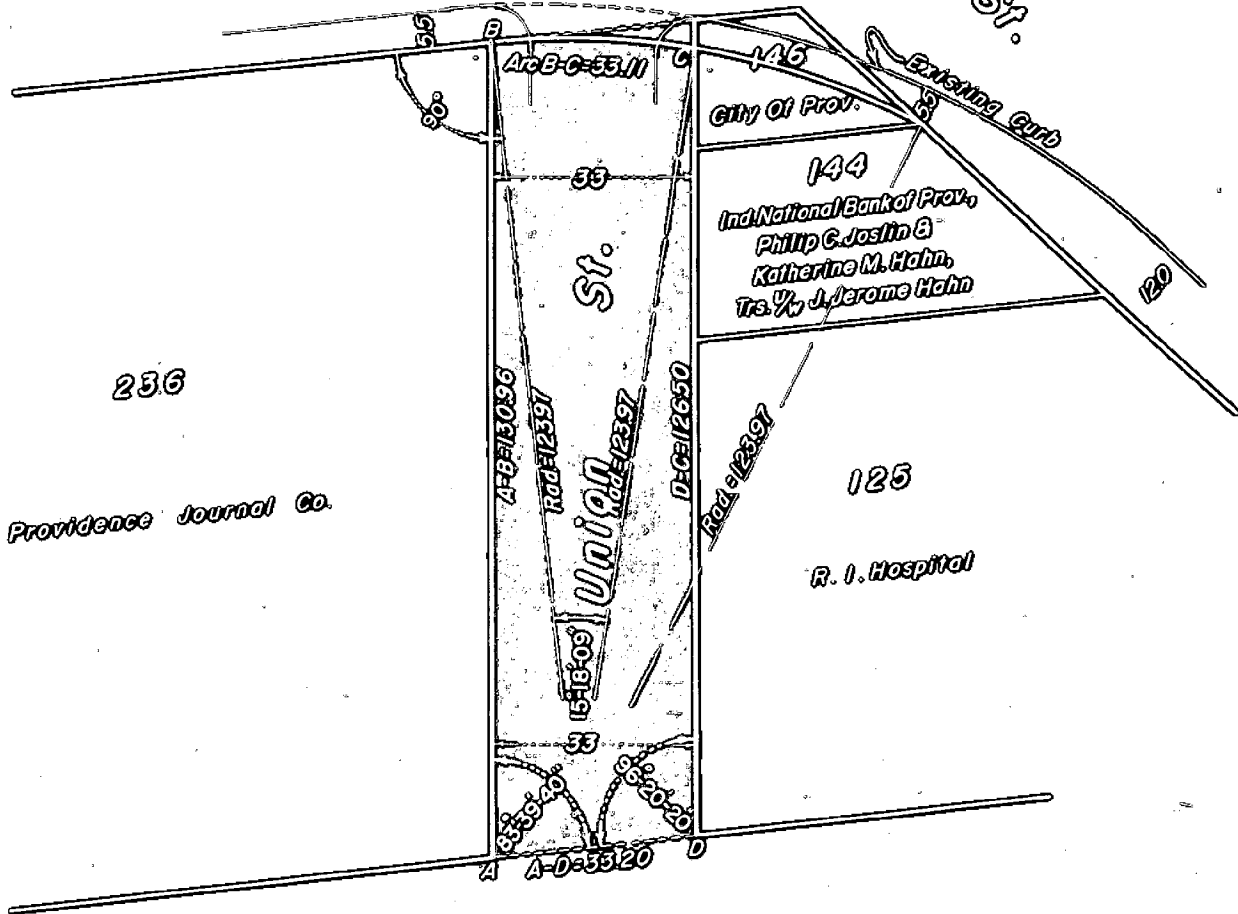
Very truly yours,



061443
April 26, 1956

West Exchange St.

Sabin St.



Providence Journal Co.

City of Prov.

144
Ind. National Bank of Prov.,
Philip C. Joslin &
Katherine M. Hahn,
Trs. 1/4 J. Jerome Hahn

125

R. I. Hospital

Fountain St.

Proposed Abandonment
of Union St. (Shaded Area)
Filed
30'
April 26, 1956
W. L. 2
William C. Joslin
John W. Joslin

Lot Numbers From Assessor's Plat 25.