

THE CITY OF PROVIDENCE
STATE OF RHODE ISLAND AND PROVIDENCE PLANTATIONS

RESOLUTION OF THE CITY COUNCIL

No. 373

Approved June 8, 1977

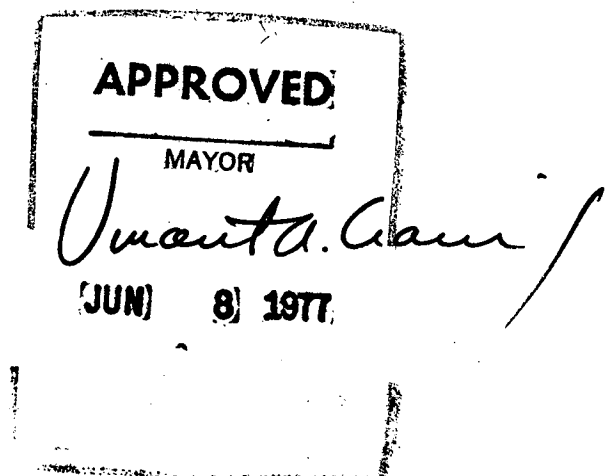
RESOLVED, that His Honor the Mayor is authorized, with the recommendation of the Committee on City Property of the City Council, to accept from William E. Burgess, those certain lots of land, with all the buildings and improvements thereon, situated at the northeasterly corner of O'Connor Street and Broom Street, in the City and County of Providence and State of Rhode Island, laid out and delineated as Lots Nos. 49 (forty-nine) and 52 (fifty-two) to 55 (fifty-five) inclusive on that plat entitled, "NO 2 THE PROSPECT PLOT OF SUBURBAN VILLA LOTS SURVEYED & PLATTED MARCH 20th 1957 BY N. B. SCHUBARTH", which plat is recorded in the office of the Recorder of Deeds in said City of Providence in Plat Book 1 at page 46 and in Plat Book 9 at page 24 and (copy) on Plat Card 251.

The said land and buildings are to be accepted from William E. Burgess for use as a proposed site for a community development facility. Said acceptance of property will be purchased with funds from the Mayor's Office of Community Development in the amount of Twenty-Five Thousand Four Hundred Dollars.

IN CITY COUNCIL

JUN 2 1977
READ AND PASSED

Ralph Laing PRES.
Vincent Vespia CLERK



THE COMMITTEE ON
PROPERTY

Approves Passage of
The Within Resolution

Ernest Cooper
May 24, 1977 *Clerk*

FILED
MAY 20 3 47 PM '77
DEPT. OF CITY CLERK
PROVIDENCE, R.I.

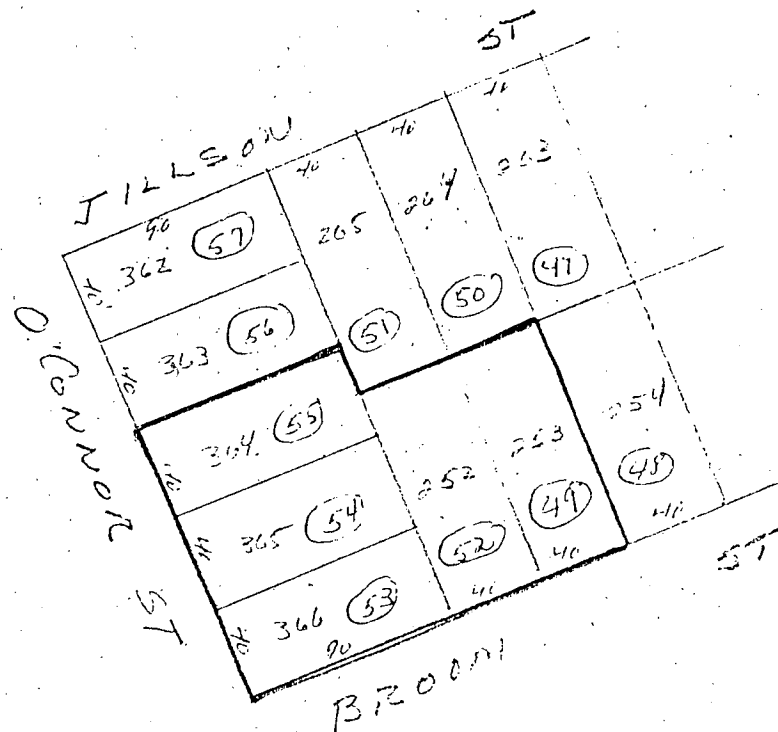
JUN 5 1977

NO 2 THE PROSPECT PLOT
OF SUBURBAN VILLA LOTS
SURVEYED & PLATTED MARCH 20th 1857
By H. B. SCHUBARTH

PB 1-46

PB 9-24

PC 251



AP 58

LTS 362, 363 SAMUEL WEINBERG ET AL 1179-365

LTS 364, 365, 366 WILLIAM E. BURGESS 1180-366

LTS 252, 253 SAME

LTS 254 LOUISE HARRIS 1182-553

LTS 264 ERNEST W. DAVIS ET AL

LTS 265 MORRIS J. SIMONS 1172-620

A G R E E M E N T

In consideration of the sum of one (\$1) dollar and other valuable consideration to the undersigned paid, the receipt whereof is hereby acknowledged (I) (we) the undersigned agree that at any time within 90 days from the date hereof to accept the sum of Twenty Five Thousand Four Hundred and 00/100 (\$25,400.00) Dollars, as full and fair value of (my) (our) interest in that certain parcel or tract of land together with all buildings and improvements thereon hereinafter described.

That certain tract or parcel of land with all buildings and improvements thereon situated in the City of Providence designated as Lots 252, 253, 364, 365 and 366 on Plat No. 58 of the records of the Tax Assessor of the City of Providence, and located at O'Connor and Broom Streets, Providence, Rhode Island.

And for the consideration aforesaid, the undersigned further agree(s) that at any time within 90 days from the date hereof, and before the payment of any other consideration under this agreement, (I) (we) will, upon demand, written or oral, execute and deliver to the Mayor's Office of Community Development a good and sufficient warranty deed of the above-described premises, conveying said land and improvements to said Agency in fee simple, free and clear of all encumbrances.

And further for the consideration aforesaid, (I) (we) agree to convey the said property together with all the buildings and improvements thereon (except those removed pursuant to the right, if any, reserved to us, by this agreement) and all hereditaments and appurtenances thereunto belonging, or in any manner appertaining, including all fixtures now on said premises annexed to the realty or built and fitted especially therefor and designed to be used and enjoyed in connection therewith, including but not limited to electric fixtures, oil burners, screens, screen doors, storm

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windows, venetian blinds, window shades and awnings, if any; but excluding, nevertheless, such of said fixtures, if any, as are lawfully removable by the tenants, and together with all right, title and interest in and to any streets, roads, avenues, alleys, alleyways and rights of way, abutting or in any way appertaining to the land herein described on the date of the payment of the Mayor's Office of Community Development of the consideration set forth herein free and clear of all mortgages, rights easements, restrictions, leases, judgements, assessments, attachments, existing or inchoate liens or other encumbrances of any sort.

And further for the consideration aforesaid, (I) (we) agree to keep the buildings on said premises insured, at (his) (her) (our) expense, until the delivery of the deed, insuring against loss by fire with "Uniform Standard New England Extended Coverage Endorsement No. 4," in the sum of

Dollars, and, in

case of any loss, to pay over or assign to the Buyer upon payment of the purchase price all sums recovered or recoverable on account of said insurance, or the Buyer may, at his option, terminate this agreement, unless the Seller shall have restored the premises to their former condition.

This Agreement shall be binding upon and enure to the benefit of the heirs, administrators, executors successors and assigns of the parties hereto.

Payment of the consideration set forth above, shall be made upon delivery to the Mayor's Office of Community Development of the aforesaid deed and shall be full and just compensation for all obligations of the Mayor's Office of Community Development and all claims.

Subject to approval of the Department of Housing and Urban Development. Failure of this Agreement to be accepted shall not be prejudicial to the rights of either party.

The parties hereto, severally declare that this instrument contains the entire Agreement between the parties, and that it is subject to no understanding conditions or representations other than those expressly stated herein.

It is expressly understood by the parties to this Agreement that this Agreement is contingent upon the approval of said Agreement by the City Council of the City of Providence.

IN WITNESS WHEREOF, we have set our hands and seals this

13th day of May, A.D. 1977.

Signed, sealed and delivered in the presence of:

William E. Burgers

STATE OF RHODE ISLAND
COUNTY OF PROVIDENCE

In Providence in said County on the 13 day of May, 1977, before me personally appeared the above-named William E. Burgers to me known and known by me to be the person(s) executing the foregoing instrument and (he) (they) (she) (severally) acknowledged said instrument by (him) (her) (them) executed to be (his) (her) (their) free act and deed.

William E. Burgers
Notary Public

In Providence in said County on the _____ day of _____, 19____, before me personally appeared _____ (and) _____ (President) (Vice President) (and) (Treasurer) (parties) executing the foregoing instrument for and on behalf of said corporation and (he) (they) (severally) acknowledged said instrument by (him) (them) executed to be (his) (their) free act and deed in (his) (their) said (respective) (capacity) (capacities), and the free act and deed of said

Notary Public

Vincent A. Cianci, Jr.
Mayor of Providence
44 Washington Street
Providence, R. I. 02903
Phone: (401) 351-4300

MAYOR'S OFFICE OF COMMUNITY DEVELOPMENT

May 16, 1977

Henry A. Johnson, Chairman
City Property Committee
City Clerk's Office
City Hall
Providence, Rhode Island

Dear Mr. Johnson:

It is the request of the Mayor's Office of Community Development that the City Property Committee act on and accept a certain tract of property in an area bounded by the north-easterly corner of O'Connor Street and Broom Street, in the City and County of Providence and State of Rhode Island, laid out and delineated as Lots Nos. 49 (forty-nine) and 52 (fifty-two) to 55 (fifty-five) inclusive on that plat entitled, "NO 2 THE PROSPECT PLOT OF SUBURBAN VILLA LOTS SURVEYED & PLATTED MARCH 20th 1857 BY N. B. SCHUBARTH", which plat is recorded in the office of the Recorder of Deeds in said City of Providence in Plat Book 1 at page 46 and in Plat Book 9 at page 24 and (copy) on Plat Card 251, Assessor's Plat 58, Lots 252, 253, 364, 365 and 366.

Said land and buildings are to be accepted from William E. Burgess for use as a proposed site for a community development facility. Said acceptance of property will be purchased with funds from the Mayor's Office of Community Development in the amount of Twenty-Five Thousand Four Hundred Dollars.

Very truly yours,

Therese S. Kelly
Therese S. Kelly
Director of Administration

FILED
MAY 17 3 12 PM '77
DEPT. OF CITY CLERK
PROVIDENCE, R.I.

(B)

DESCRIPTION

Those certain lots of land, with all the buildings and improvements thereon, situated at the northeasterly corner of O'Connor Street and Broom Street, in the City and County of Providence and State of Rhode Island, laid out and delineated as Lots Nos. 49 (forty-nine) and 52 (fifty-two) to 55 (fifty-five) inclusive on that plat entitled, "NO 2 THE PROSPECT PLOT OF SUBURBAN VILLA LOTS SURVEYED & PLATTED MARCH 20th 1857 BY N. B. SCHUBARTH", which plat is recorded in the office of the Recorder of Deeds in said City of Providence in Plat Book 1 at page 46 and in Plat Book 9 at page 24 and (copy) on Plat Card 251.