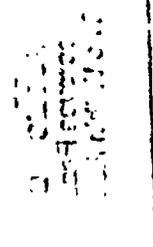


RESOLUTION OF THE CITY COUNCIL

No. 394

Approved July 10, 1998



WHEREAS, the City of Providence retains a fee in a twelve (12) foot easement held for sewer purposes; and

WHEREAS, said easement is located adjacent to Assessor's Lots 140, 141, and 633 on Assessor's Plat 10; and

WHEREAS, said easement runs between Pratt and Benefit Streets and is shown as the shaded areas on the accompanying map and designated by the letters (A-B-C-D-A); and

WHEREAS, said easement is no longer useful to the City of Providence,

NOW, THEREFORE, BE IT RESOLVED THAT His Honor, the Mayor, is authorized to transfer said easement to abutting property owners specifically conditioned precedent upon the following:

1. Any sewer lateral which is present within the easement area shall be capped with grid and mortar at the property line.
2. Upon such other terms and conditions as His Honor, the Mayor, and the City Solicitor may deem in the best interests of the city.

IN CITY COUNCIL
JUL 2 1998
READ AND PASSED
Evelyn V. Fargnoli
PRES.
Jan M. Angelone
CLERK

APPROVED
JUL 10 1998
Vincent A. Cianci
MAYOR

IN CITY COUNCIL
Dec 18, 1997
FIRST READING
REFERRED TO COMMITTEE ON
PUBLIC WORKS

Michael R. Clement

THE COMMITTEE ON
PUBLIC WORKS
Approves Passage of
The Within Resolution

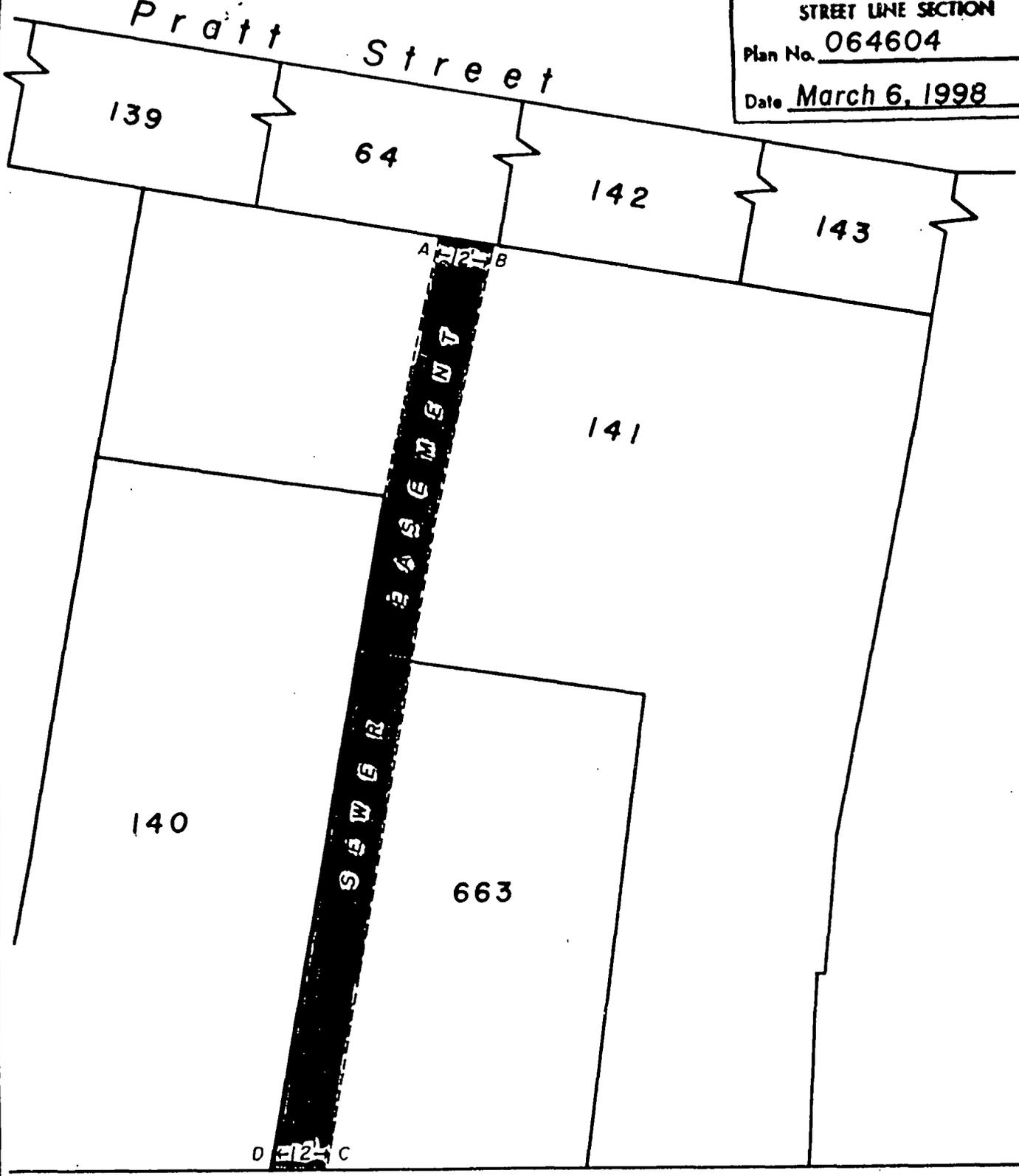
Barbara A. Fairien
Clerk

6/16/98

From the Clerk: Desk



PROVIDENCE, R. I.
 P. W. DEPT. - ENGINEERING OFFICE
 STREET LINE SECTION
 Plan No. 064604
 Date March 6, 1998



Benefit Street

NOTES: Shaded area indicates proposed abandonment of sewer / drainage easement. (A-B-C-D-A)

Lot numbers taken from A.P. 10

CITY OF PROVIDENCE, R. I.
 Public Works Dept. - Engineering Office
 Showing Proposed abandonment of sewer easement.
 Drawn by A. Zisiades Checked by J.T.M.
 Scale 1" = 30' Date 3-6-98
 Correct James T. Moran Associate Engr.
 Approved [Signature] CHIEF ENGINEER

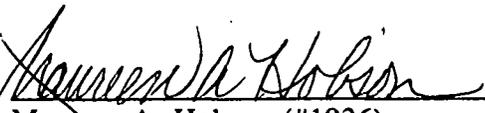
CITY OF PROVIDENCE
STATE OF RHODE ISLAND AND PROVIDENCE PLANTATIONS

PETITION TO THE CITY COUNCIL

WHEREFORE, Petitioners respectfully requests:

1. That the City of Providence abandon all its right, title, and interest in the sewer/drainage easement and declare the lot free and clear from any such encumbrance.
2. That Petitioners be granted such other and further relief as the circumstances shall deem proper.

Petitioners,
Dr. H. Denman Scott and Margaret H. Scott
By and through their attorney,


Maureen A. Hobson (#1936)
222 Jefferson Boulevard
Warwick, RI 02888
(401) 739-1115

IN CITY COUNCIL
12/18/98
FIRST READING
REFERRED TO COMMITTEE ON
PUBLIC WORKS

Michael R. Cleaver

THE COMMITTEE ON
PUBLIC WORKS
Approves Passage of
The Within Resolution

Barbara D. Parisien
6/16/98 Clerk

From The Clerk's Desk

PETITION TO THE CITY COUNCIL

STATE OF RHODE ISLAND

CITY OF PROVIDENCE

PETITION OF DR. H. DENMAN SCOTT
AND MARGARET H. SCOTT

TO THE HONORABLE CITY COUNCIL
OF THE CITY OF PROVIDENCE:

The undersigned, Dr. H. Denman Scott and Margaret H. Scott (hereinafter "Petitioners") respectfully petition your honorable body for a decree of abandonment. Specifically, Petitioners state the following:

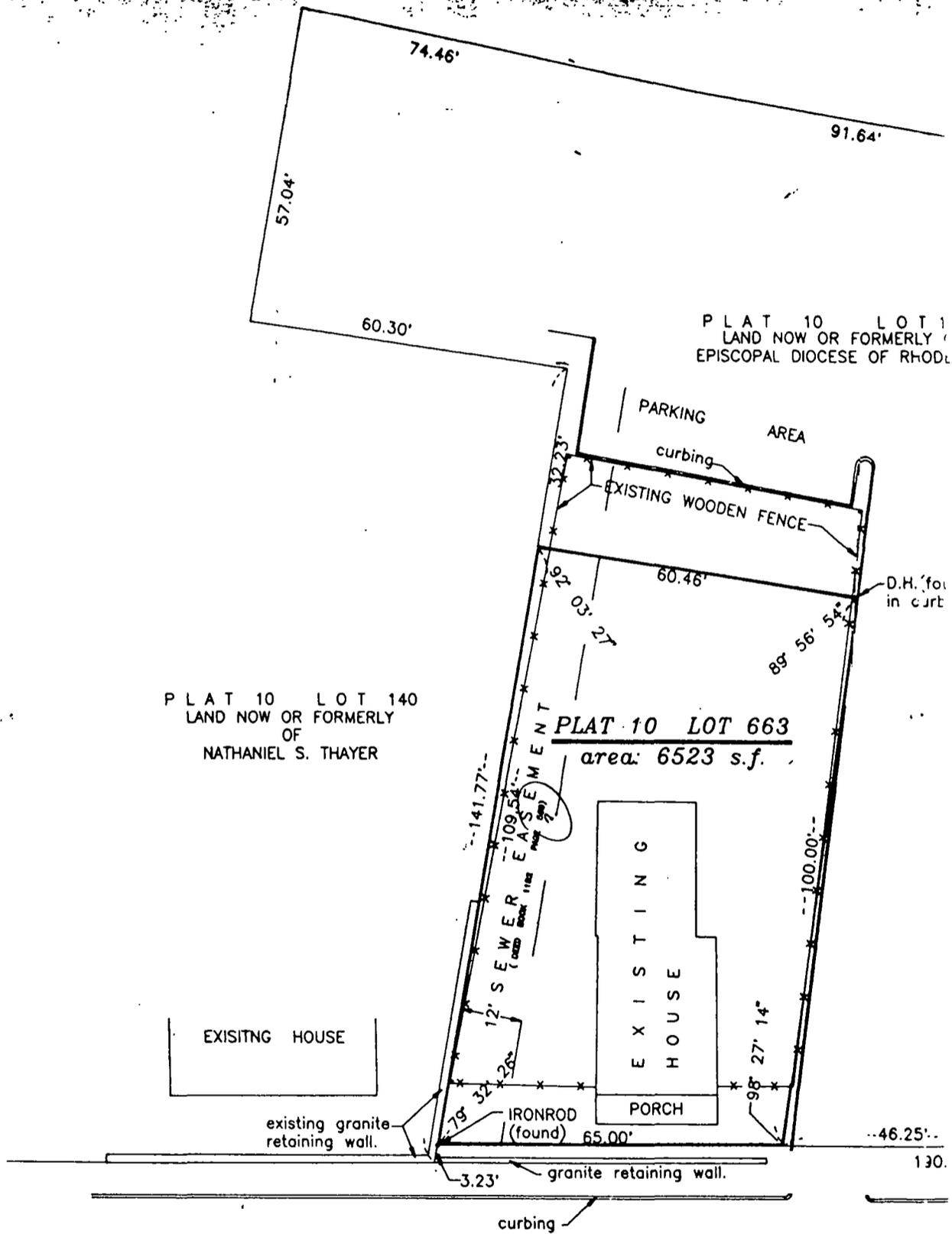
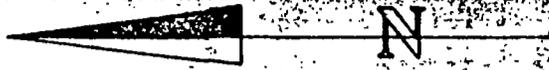
1. That Petitioners are the owners, in fee simple, of that parcel of land situated in the City of Providence, County of Providence, State of Rhode Island. Said parcel of land is identified as Lot 663 of Assessor's Plat 10 and as Recorded Lot 1 of the that plat entitled "Bailey W. Evans Estate, Benefit St., Providence, R.I., Chas. F. Chase, Engineer, Jan. 1907" which plat is recorded in the office of the Recorder of Deeds in said City of Providence in Plat Book 29 at page 29 and on Plat Card 935. (copy attached as Exhibit A).

2. That along the Northerly boundary of the aforementioned lot extending the length thereof, having a width of twelve (12) feet is a sewer/drainage easement as shown on the copies of survey maps designated as Exhibit B attached hereto. Said sewer/drainage easement was granted to the City of Providence, which owned the property from 1951 to 1969, for the sole purpose of providing sewer and/or drainage capabilities to recorded lots 4, 6, 7, and 8 on the aforementioned plat. The drainage easement was recorded on June 12, 1914 in Book 540 at Page 497 in the Land Evidence Records for the City of Providence. The sewer easement was referenced in a deed of conveyance recorded in Book 1192 at Page 569.

3. That despite its existence, the sewer/drainage easement was never necessary and, in fact, sewers were never installed across the easement. Lots 6, 7, and 8 and the easterly portion of lot 4 have obtained sewerage service via Pratt Street. (See Exhibit C). Recorded lot 4 (as well as recorded lots 2,3, & 5) were acquired by the Episcopal Diocese and are all being used as a parking area.

4. That Petitioners are desirous of placing a secondary structure over the easement/gangway area and have petitioned the City of Providence for approval of the design plans.

EXHIBIT B

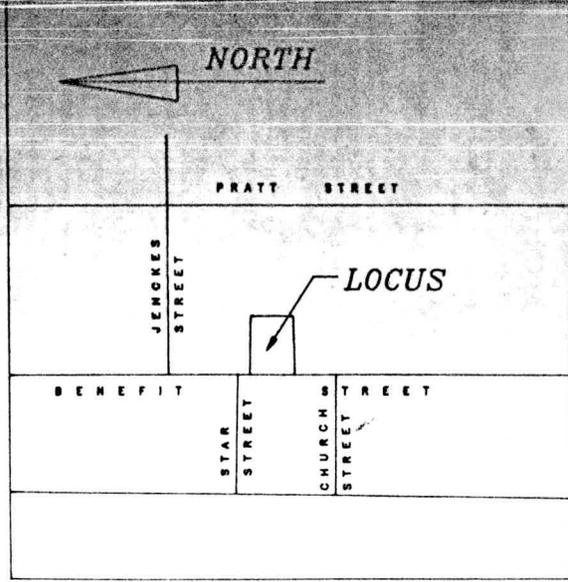
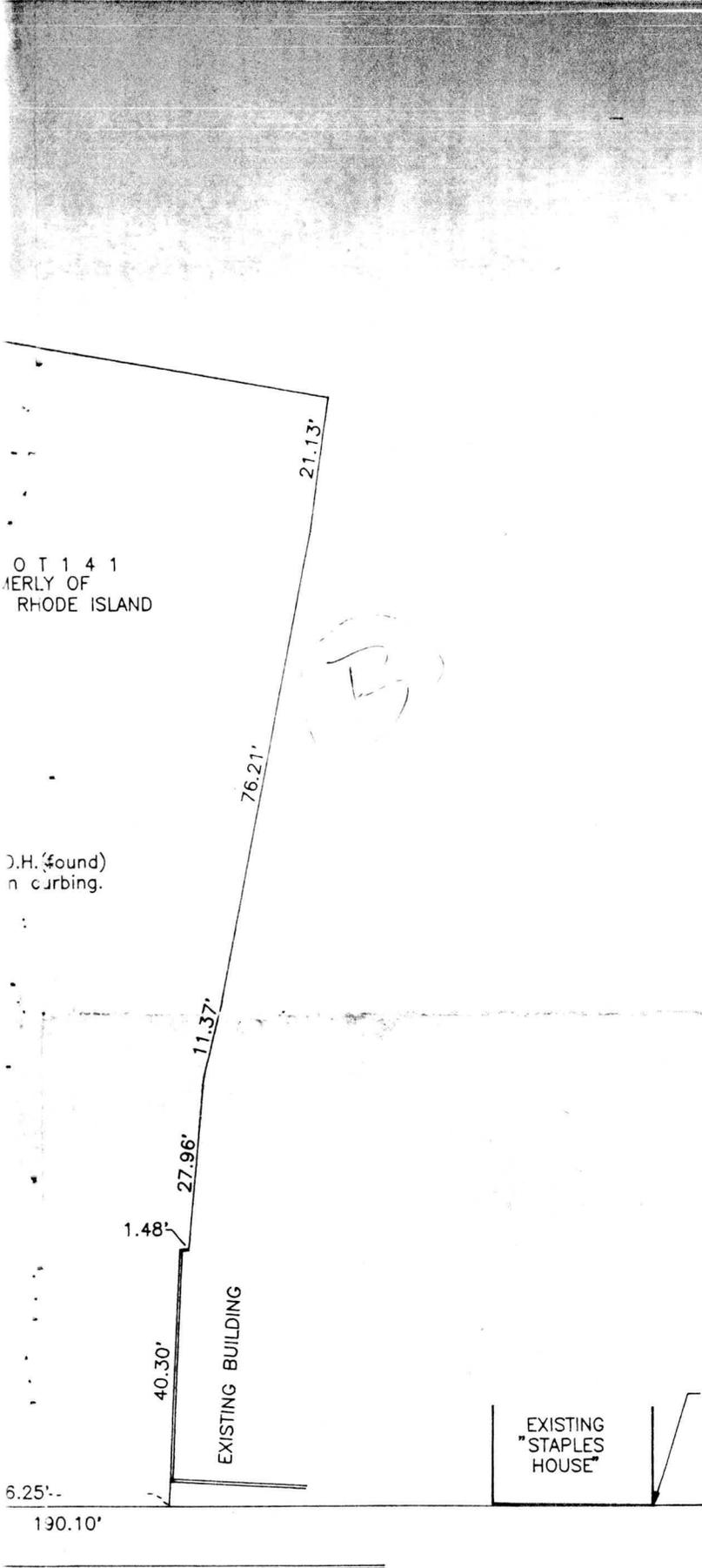


B E N E F I T S T R E E T

PLAT REFERENCE

PLAT ENTITLED "MAP OF BENEFIT STREET FROM NORTH MAIN ST. TO BOWEN ST."
FILED IN THE CITY ENGINEER'S OFFICE JAN. 28, 1879.

PLAT ENTITLED "LAND WITHIN THE EAST SIDE PROJECT. GRANTOR: PROVIDENCE REDEVELOPMENT AGENCY. FILED IN DEED BOOK 1192 PAGE 569. JUNE 28, 1976."



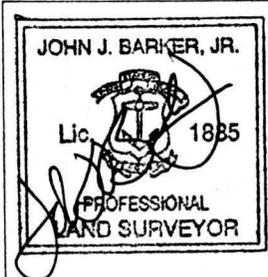
LOCATION MAP

LEGEND

R E E T

THIS PLAN AND SURVEY CONFORM TO A CLASS 1 STANDARD AS ADOPTED BY THE BOARD OF REGISTRATION FOR PROFESSIONAL LAND SURVEYORS.

John J. Barker, Jr. 1/28/97
PROFESSIONAL LAND SURVEYOR #1885.

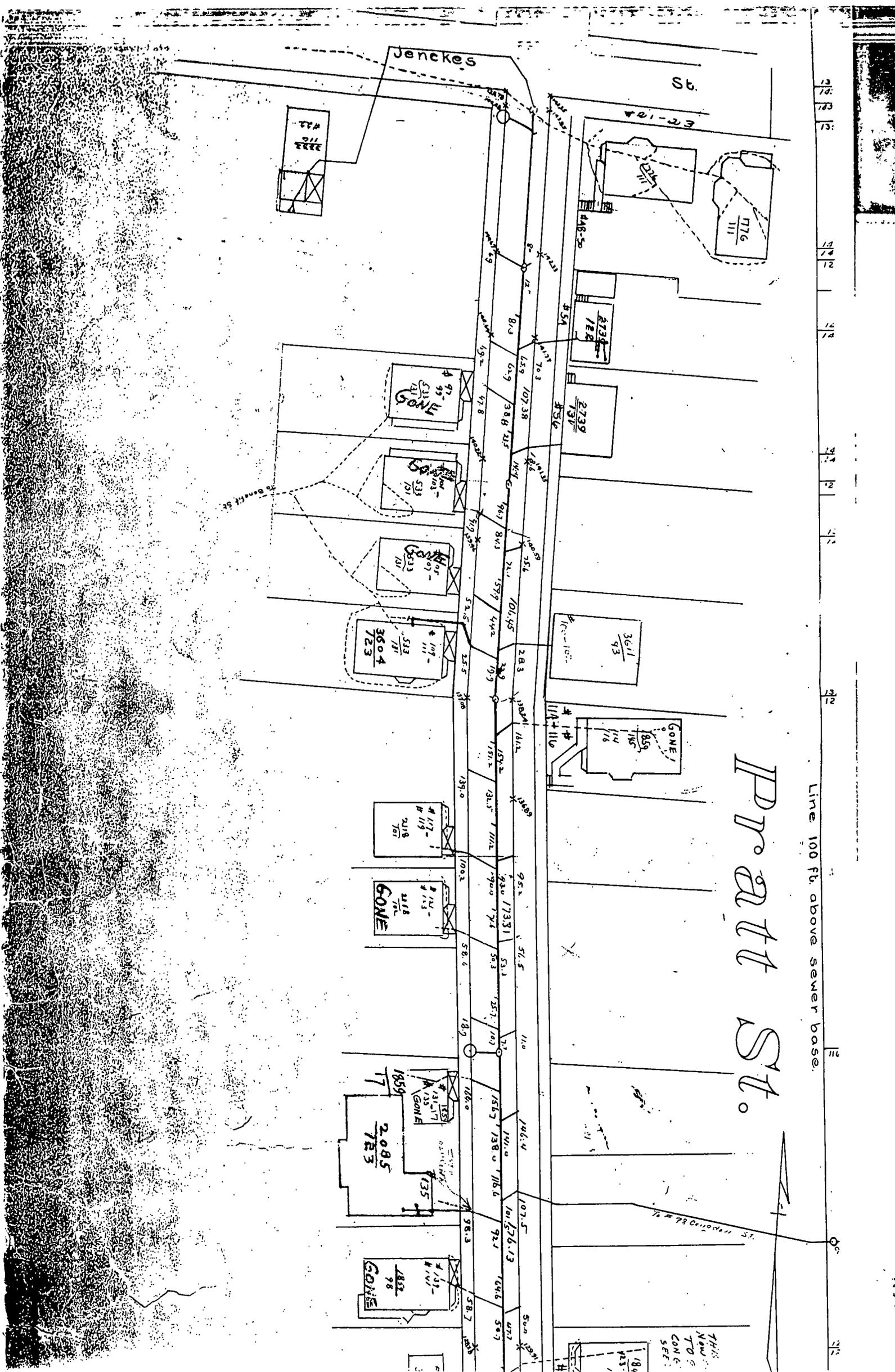


BARKER LAND SURVEYING, INC.
168 HIGH STREET BRISTOL, R.I. 02809-2101 (401) 254-0824

PROPERTY LINE SURVEY
for
Dr. & Mrs. H. Denman Scott

PLAT 10 LOT 663 65 BENEFIT STREET, PROVIDENCE

REVISIONS.	SCALE	DATE	SHEET	BY	DRAWING NO.
	1"=20'	1/27/97	1 OF 1	JJB	970101



City of Providence



Rhode Island

Department of City Clerk

MEMORANDUM

DATE: December 22, 1997

TO: Ferdinand Ihenacho, Director of Public Works

SUBJECT: **PETITION FROM DOCTOR H. DENMAN SCOTT AND MARGARET H. SCOTT, REQUESTING PERMISSION TO PLACE A SECONDARY STRUCTURE OVER THE EASEMENT/GANGWAY AREA AND HAVE PETITIONED THE CITY OF PROVIDENCE FOR APPROVAL OF THE DESIGN PLANS.**

CONSIDERED BY: Barbara A. Poirier, Second Deputy City Clerk

DISPOSITION: The accompanying resolutions are referred to you for study, report and recommendation and report back in writing to the above-named committee as soon as practical.

Barbara A. Poirier
Second Deputy City Clerk

City of Providence



Rhode Island

Department of City Clerk

MEMORANDUM

DATE: December 22, 1997

TO: Irene Testa, Traffic Engineer

SUBJECT: **PETITION FROM DOCTOR H. DENMAN SCOTT AND MARGARET H. SCOTT, REQUESTING PERMISSION TO PLACE A SECONDARY STRUCTURE OVER THE EASEMENT/GANGWAY AREA AND HAVE PETITIONED THE CITY OF PROVIDENCE FOR APPROVAL OF THE DESIGN PLANS.**

CONSIDERED BY: Barbara A. Poirier, Second Deputy City Clerk

DISPOSITION: The accompanying resolutions are referred to you for study, report and recommendation and report back in writing to the above-named committee as soon as practical.

Barbara A. Poirier
Second Dep City Clerk

COLONEL URBANO
PRIGNANO Jr.

Chief of Police



VINCENT A. CIANCI, JR.

Mayor

**PROVIDENCE POLICE DEPARTMENT
TRAFFIC BUREAU**

Lieutenant Kenneth M. Cohen, Commanding

June 29, 1998

TO: Barbara Poirier
FROM: Lieutenant Kenneth M. Cohen, Traffic Bureau
SUBJECT: Abandonment of Property

Barbara:

I have reviewed the request by Dr. Scott for the abandonment of an area on Benefit Street. I do not feel that this proposal would adversely affect the Police Department. The adjacent property owners would not be affected as this property is part of an existing parcel.

I do not feel that the police department would have an objection to this proposal.

Respectfully,

Lieutenant Kenneth M. Cohen
Commander, Traffic Bureau

IRENE J. TESTA
Traffic Engineer

JOSEPH W. CAPRIO
Deputy Director



VINCENT A. CIANCI, JR.
Mayor

Department of Traffic Engineering
"Building Pride In Providence"

MEMORANDUM

TO: COUNCILMAN ROBERT CLARKIN, CHAIRMAN
COMMITTEE ON PUBLIC WORKS

FROM: IRENE J. TESTA *Irene J. Testa*

DATE: 6/15/98

RE: PENDING MATTER

REQUEST: That the City of Providence abandon all its right, title, and interest in the sewer/drainage easement and declare the lot free and clear from any such encumbrance.

That Petitioners be granted such other and further relief as the circumstances shall deem proper.

Said parcel of land is identified as Lot 663 of Assessor's Plat 10 and as Recorded Lot 1 of that plat entitled "Bailey W. Evans Estate, Benefit Street, Providence, R.I., Chas, F. Chase, Engineer, Jan. 1907" which plat is recorded in the office of the Recorder of Deeds in said City of Providence in Plat book 29 at page 29 and on Plat Card 935.

DISPOSITON: No objection.

James F. Rattigan
Chief of Department
David D. Costa
Fire Marshal

Vincent A. Cianci Jr.
Mayor
John J. Partington
Commissioner



PROVIDENCE FIRE PREVENTION DIVISION

"Smoke Detectors Save Lives"

February 5, 1998

Barbara A. Poirier
Second Deputy City Clerk
City Hall
Providence, RI 02903

Re: Abandonment of Sewer Easement

Dear Deputy City Clerk Poirier,

After review of the proposal to abandon the sewer/drainage easement on land identified as Lot 663 of Assessor's Plat 10 (see attached), the Fire Department has no objection.

If you have any questions, please call me at 421-8290.

A handwritten signature in black ink, appearing to read "David D. Costa".

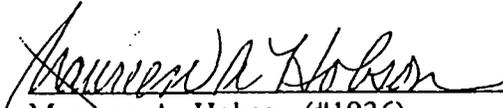
David D. Costa
Fire Marshal

PETITION TO THE CITY COUNCIL

WHEREFORE, Petitioners respectfully requests:

1. That the City of Providence abandon all its right, title, and interest in the sewer/drainage easement and declare the lot free and clear from any such encumbrance.
2. That Petitioners be granted such other and further relief as the circumstances shall deem proper.

Petitioners,
Dr. H. Denman Scott and Margaret H. Scott
By and through their attorney,



Maureen A. Hobson (#1936)
222 Jefferson Boulevard
Warwick, RI 02888
(401) 739-1115

CITY OF PROVIDENCE
STATE OF RHODE ISLAND AND PROVIDENCE PLANTATIONS

PETITION TO THE CITY COUNCIL

STATE OF RHODE ISLAND

CITY OF PROVIDENCE

PETITION OF DR. H. DENMAN SCOTT
AND MARGARET H. SCOTT

TO THE HONORABLE CITY COUNCIL
OF THE CITY OF PROVIDENCE:

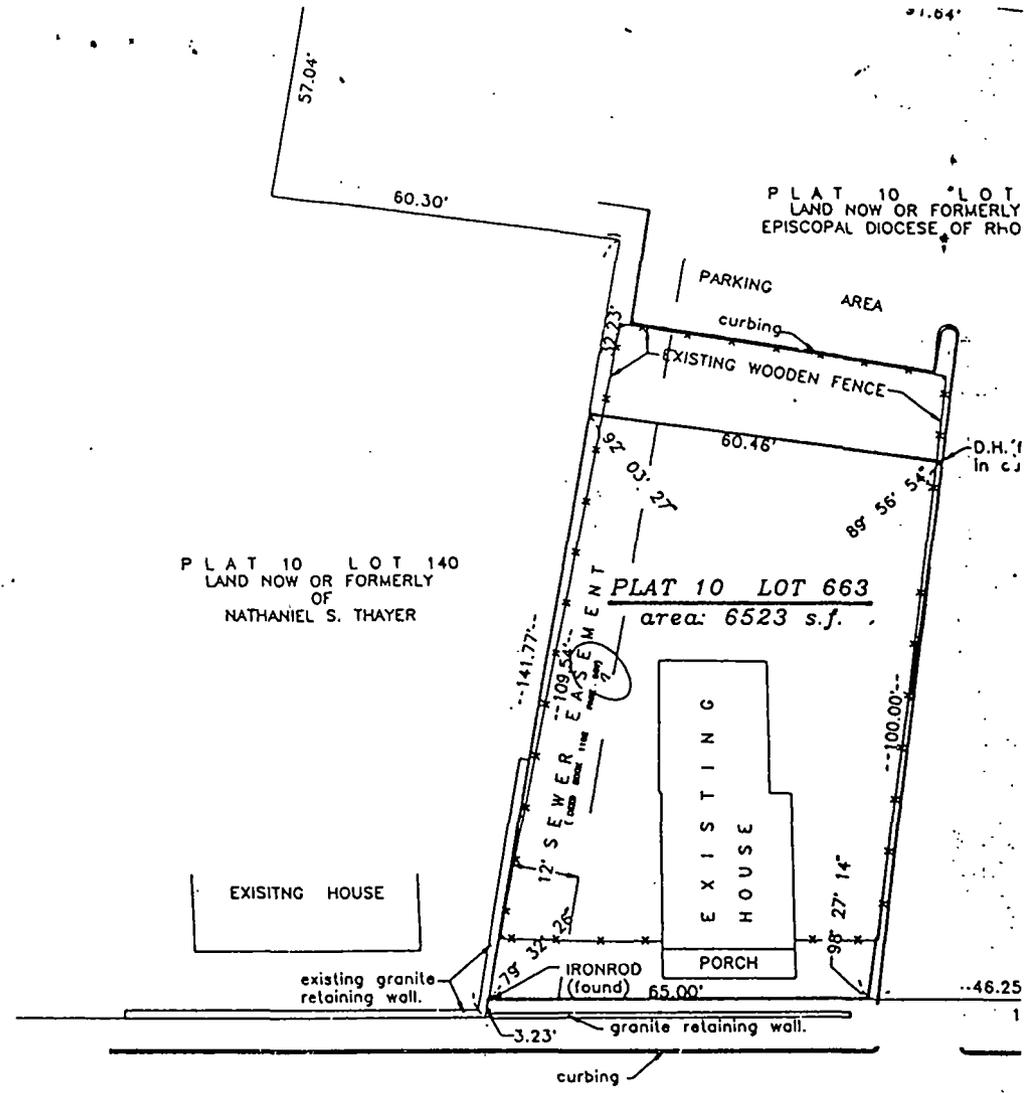
The undersigned, Dr. H. Denman Scott and Margaret H. Scott (hereinafter "Petitioners") respectfully petition your honorable body for a decree of abandonment. Specifically, Petitioners state the following:

1. That Petitioners are the owners, in fee simple, of that parcel of land situated in the City of Providence, County of Providence, State of Rhode Island. Said parcel of land is identified as Lot 663 of Assessor's Plat 10 and as Recorded Lot 1 of the that plat entitled "Bailey W. Evans Estate, Benefit St., Providence, R.I., Chas. F. Chase, Engineer, Jan. 1907" which plat is recorded in the office of the Recorder of Deeds in said City of Providence in Plat Book 29 at page 29 and on Plat Card 935. (copy attached as Exhibit A).

2. That along the Northerly boundary of the aforementioned lot extending the length thereof, having a width of twelve (12) feet is a sewer/drainage easement as shown on the copies of survey maps designated as Exhibit B attached hereto. Said sewer/drainage easement was granted to the City of Providence, which owned the property from 1951 to 1969, for the sole purpose of providing sewer and/or drainage capabilities to recorded lots 4, 6, 7, and 8 on the aforementioned plat. The drainage easement was recorded on June 12, 1914 in Book 540 at Page 497 in the Land Evidence Records for the City of Providence. The sewer easement was referenced in a deed of conveyance recorded in Book 1192 at Page 569.

3. That despite its existence, the sewer/drainage easement was never necessary and, in fact, sewers were never installed across the easement. Lots 6, 7, and 8 and the easterly portion of lot 4 have obtained sewerage service via Pratt Street. (See Exhibit C). Recorded lot 4 (as well as recorded lots 2,3, & 5) were acquired by the Episcopal Diocese and are all being used as a parking area.

4. That Petitioners are desirous of placing a secondary structure over the easement/gangway area and have petitioned the City of Providence for approval of the design plans.



B E N E F I T S T R E E T

PLAT REFERENCE
 PLAT ENTITLED "MAP OF BENEFIT STREET FROM NORTH MAIN ST. TO BOWEN ST."
 FILED IN THE CITY ENGINEER'S OFFICE JAN. 28, 1879.
 PLAT ENTITLED "LAND WITHIN THE EAST SIDE PROJECT. GRANTOR: PROVIDENCE REDEVELOPMENT
 AGENCY. FILED IN DEED. BOOK 1192 PAGE 569. JUNE 28, 1976."

B. JAMES SUZMAN

Director



VINCENT A. CIANCI, JR.

Mayor

Department of Public Works

"Building Pride In Providence"

March 17, 1998

Hon. Robert M. Clarkin
Chairman of the Public Works Committee
Providence City Council — City Hall
Prov., R.I. 02903

Re: Petition of Dr.H. Denman Scott & Margaret H. Scott
Request for Permission to Place Secondary Structure
Over the Easement/Gangway area (Benefit St. to Pratt St.)

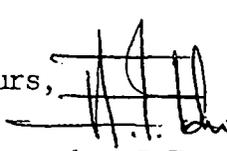
Dear Councilman Clarkin:

This department has no objection to the proposed placement of a secondary structure over the above-captioned easement/gangway area as shown on the accompanying plan, entitled " Prov., R.I. - P.E. Dept. - Engineering Office - Street Line Section, Plan No. 064604, Date: 3/6/98". Our stipulation to this proposal is that the 6-in. lateral within sewer easement be capped at the property line with grid and mortar.

It is noted that the "shaded area" on the accompanying plan designated as "A-B-C-D-A", indicates proposed abandonment of sewer/drainage easement. Lot numbers noted on this plan were taken from City of Prov. Assessor's Plat No.10.

A list of the abutting property owners is also attached herewith for your review relative to this proposal. If we can further assist you in this regard, please advise.

Very truly yours,


Ferdinand C. Ihenacho, P.E.
Director

CC: M. Clement - City Clerk
J.D'Amico, Esq. - Law Dept.
G. Florio - Ass't.Dir./DPW
JTM
JLC
SZ

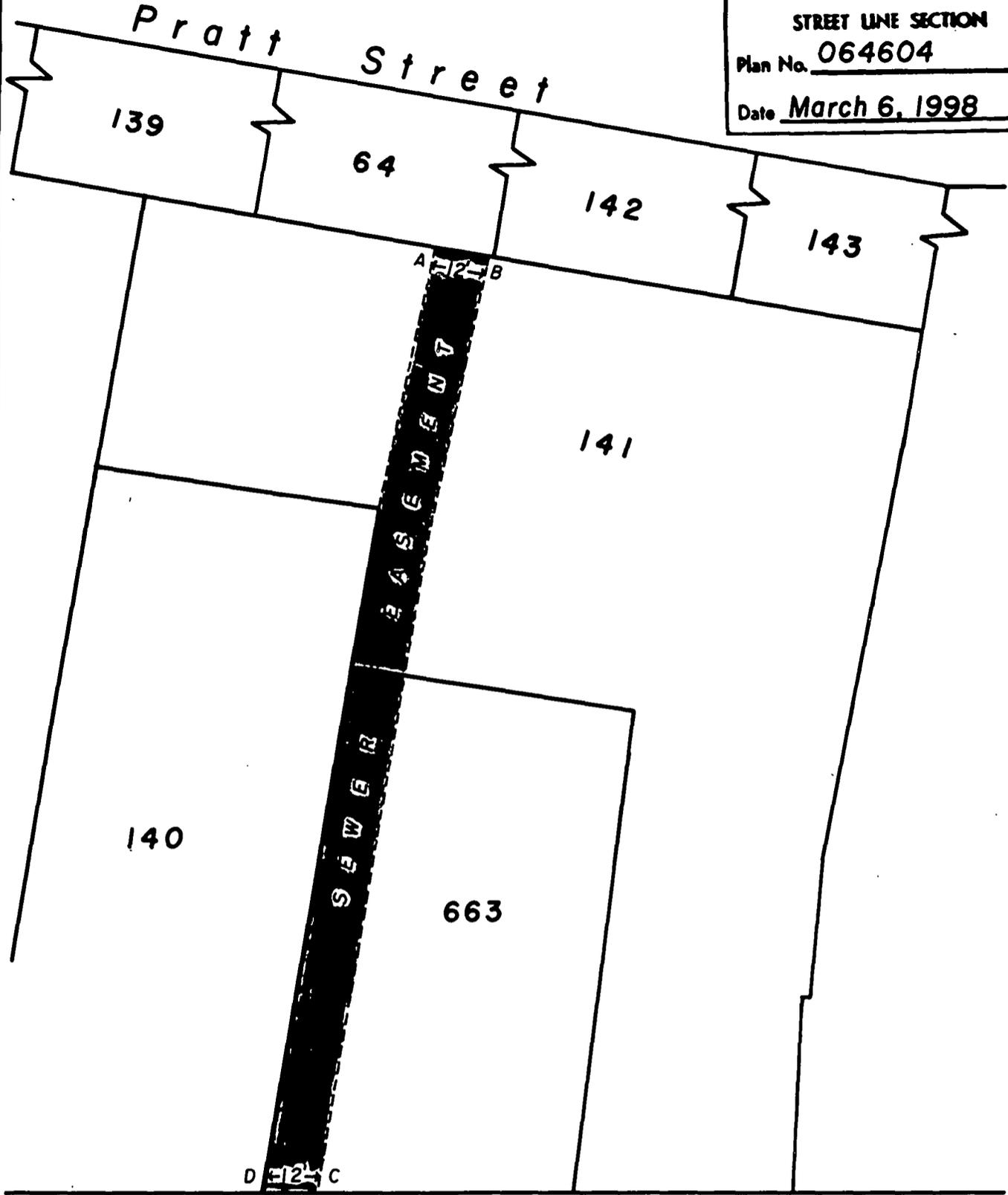
PROPOSED ABANDONMENT OF SEWER EASEMENT

A. P. 10

- LOT 141 69 BENEFIT ST. COLLEGE HILL (CHURCH)
OWNER: DIOCESE OF R.I. 70 SOUTH ANGELL ST. PROV. 02906
- LOT 663 65 BENEFIT ST.
OWNER: SCOTT H. DENMAN - 65 BENEFIT - PROV. 02904
- LOT 140 61 BENEFIT ST.
OWNER: NATHANIEL S. THAYER JR. - 61 BENEFIT - PROV. 02904
- LOT 139 97 PRATT ST. - UNIT # 97 - IAN PRICE - PROV. 02906
CO-OWNER: LARS WAHLBERG - 42 CLIPPER WAY - BRISTOL 02809
- LOT 64 101 PRATT ST.
OWNER: HURONT. DAVID PAPAZIAN - 101 PRATT ST. - PROV. 02906
- LOT 142 105 PRATT ST.
OWNER: DANIEL HEALY - 105 PRATT ST. - PROV. 02906
- LOT 143 109 PRATT ST.
OWNER: ELLEN F. STONE - 109 PRATT ST. - PROV. 02906



PROVIDENCE, R. I.
 P. W. DEPT. - ENGINEERING OFFICE
 STREET LINE SECTION
 Plan No. 064604
 Date March 6, 1998



B e n e f i t S t r e e t

NOTES: Shaded area indicates proposed abandonment of sewer / drainage easement. (A-B-C-D-A)

Lot numbers taken from A.P. 10

CITY OF PROVIDENCE, R. I.
 Public Works Dept. - Engineering Office
 Showing Proposed abandonment of sewer easement.
 Drawn by A. Zisiades Checked by J.T.M.
 Scale 1" = 30' Date 3-6-98
 Correct [Signature] Associate Engr.
 Approved [Signature] CHIEF ENGINEER

ARMANDO PARILLO
Chairman

JOEL D. LANDRY, II, ESQ.
Vice Chairman

ROBERT J. KILDUFF, ESQ., P.E.
Secretary

FERNANDO S. CUNHA, ESQ.
Legal Advisor

BOYCE SPINELLI
Ex-Officio



VINCENT A. CIANCI, JR.
Mayor

RICHARD O. RAFANOVIC, P.E.
General Mgr./Chief Engr.

JOSEPHINE DIRUZZO
City Councilwoman

EVELYN V. FARGNOLI
City Councilwoman

MARY A. NOCERA
Member

JOSEPH D. CATALDI
Member

February 11, 1998

Barbara A. Poirier
Second Deputy City Clerk
City Clerks Office
City Hall
25 Dorrance Street
Providence, R.I. 02903

Subject: Petition for Easement Abandonment
Sewer/Drainage Easement
Bailey W. Evans Estate, Benefit St.
Providence, R.I.

Dear Mr. Denman:

We have received a copy of a petition to the City Council for the *Sewer/Drainage Easement at Bailey W. Evans Estate, Benefit Street* from the Providence City Clerk. Record research does not indicate any public water line or water services within the limits of the gangway. Accordingly, Providence Water has no objection to this petition.

If you have any question do not hesitate to contact me at (401)521-6300 EXT 7244.

Respectfully,

Providence Water Supply Board
Richard O. Rafanovic, P.E.
Chief Engineer/General Manager

A handwritten signature in black ink, appearing to read "Peter McLaughlin".

By: Peter McLaughlin
Regulatory Services Program Manger

cc: Paul Gadoury
Syl Pauley
R. Kilduff
Petitioners
File



Department of Public Parks

"Building Pride In Providence"

June 15, 1998

Mr. Michael Clement
City Clerk
City Hall
Providence, R.I. 02903

RE: Abandonment of sewer easement Plat 10, Lot 663

Dear Mr. Clement:

Upon review of all Department of Public Parks plans and records. It is the conclusion of the Parks Department that the abandonment of a portion of the sewer easement Plat 10, Lot 663, will in no way effect any Parks Department facilities, and or future plans for the area.

Sincerely yours,

A handwritten signature in black ink, appearing to read "John A. Izzo".

John A. Izzo
Supervisor of Engineering & Planning

GEORGE CALCAGNI

Chair



VINCENT A. CIANCI, JR.

Mayor

PROVIDENCE CITY PLAN COMMISSION

"Planning the Future of Providence"

March 9, 1998

Councilman Robert M. Clarkin, Chairman
Committee on Public Works
City Hall
Providence, Rhode Island 02903

ATTENTION: Mr. Michael R. Clement, City Clerk ✓

CPC REFERRAL NO. 3123 - Petition requesting the abandonment of an existing easement at AP 10, Lot 663, located at 65 Benefit Street.

Dear Councilman Clarkin:

The City Plan Commission at its regular meeting on February 24, 1998, reviewed and evaluated the request from the Committee on Public Works on the proposed abandonment of a sewer/drainage easement. The petitioners, Dr. H. Denman Scott and Margaret H. Scott, owners of Lot 663 on Assessor's Plat 10 intend to place a secondary structure over the easement. Due to the discovery of a 12' sewer easement and a 16' encroachment on the property, the petitioners would also need to obtain a formal access easement from the owner of Lot 141 in order to resolve the boundary issue.

The subject portion to be abandoned runs from the western boundary of recorded Lot No 7, across recorded Lot No. 1 (or Lot 663 on Assessor's Plat 10) to Benefit Street. The design plans for an unattached garage were approved in concept (November 25, 1996) by the Providence Historic District Commission.

The subject easement was recorded on June 12, 1914, for the sole purpose of providing sewer and/or drainage capabilities to recorded Lots 4, 6, 7, and 8. Despite its existence, this sewer/drainage easement was never necessary and in fact, sewers were never installed across the easement.

Representative for the petitioners, Maureen A. Hobson, Esquire, informed the Commission the Episcopal Diocese of Rhode Island have since sold a portion of Lot 141 (which was used as a parking area) to the petitioners. Leaving only the City of Providence sewer easement, wherefore the petitioners seek the City to abandon all its right, title and interest in the sewer/drainage easement.

The Commission has reviewed and evaluated the request for consistency with the City's Comprehensive Plan. The Commission found the proposed abandonment is consistent with *Providence 2000: The Comprehensive Plan* and has no objection to the abandonment of subject sewer/drainage easement.

Therefore, the City Plan Commission voted to recommend that the City Council approve the petition to abandon the sewer/drainage easement from recorded Lot 7 on Pratt to Benefit Street.

Regards,

A handwritten signature in black ink, appearing to be "T. Deller", is written over a horizontal line. The signature is enclosed in a hand-drawn oval.

Thomas E. Deller, AICP
Deputy Director

cc: George Calcagni, Chair
Maureen A. Hobson, Attorney for Petitioner
H. Denman and Margaret H. Scott, Petitioners
Episcopal Diocese of Rhode Island, Abutter



Narragansett Electric
A NEES company

June 18, 1998

Ms. Barbara A. Poirier
Department of City Clerk
Providence City Hall
25 Dorrance Street
Providence, Rhode Island 02903

Re: **Petition Of Doctor H. Denman Scott and Margaret H. Scott**
Benefit Street, Providence

Dear Barbara:

The Narragansett Electric Company (NEC) presently has underground facilities situated in the existing utility easement area situated at 65 Benefit Street. The underground facilities exit a manhole located in Benefit Street and extend over the utility easement to serve the house at 65 Benefit Street.

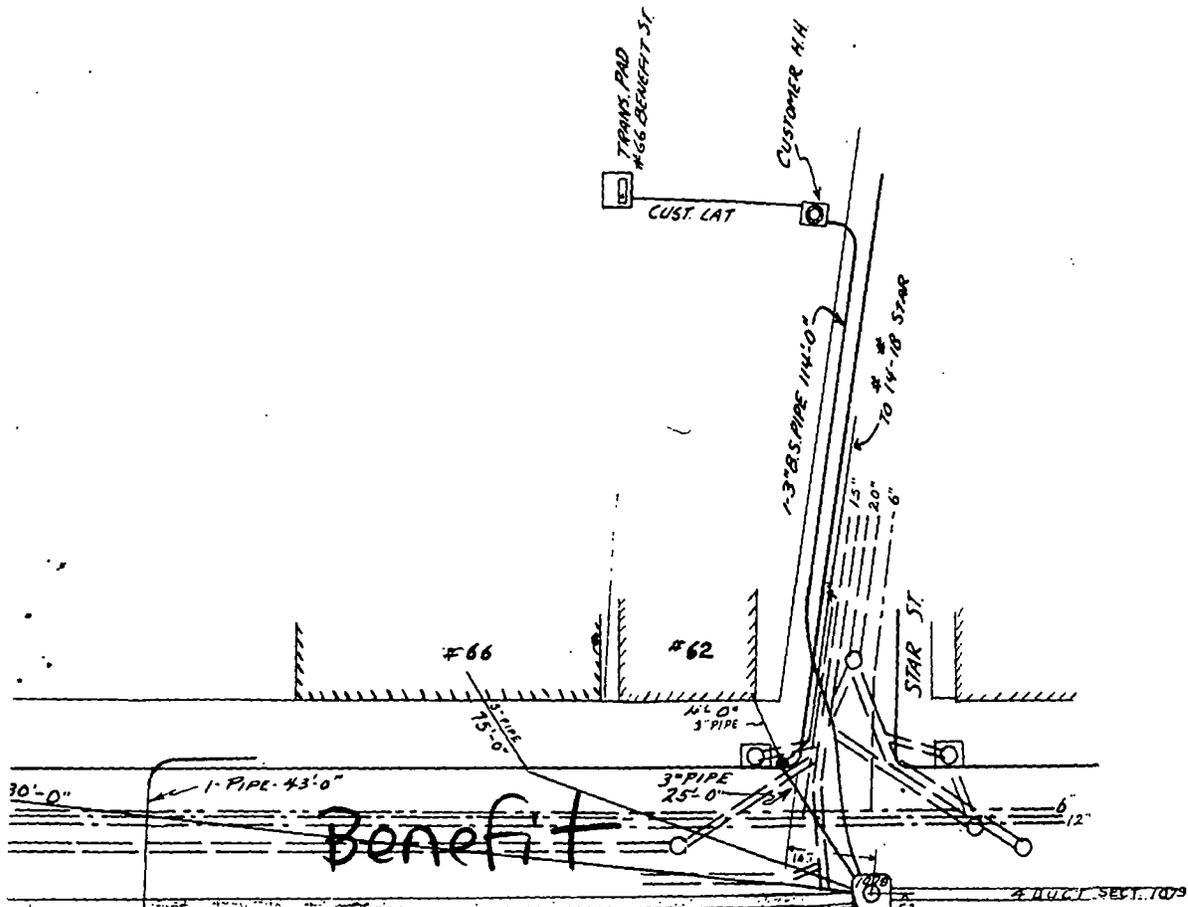
If you have any questions feel free to call me at 401-784-7209.

Sincerely,

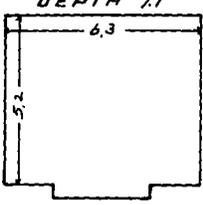
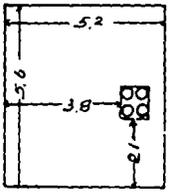
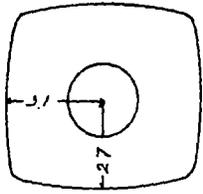
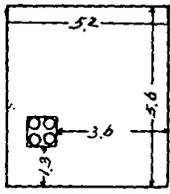
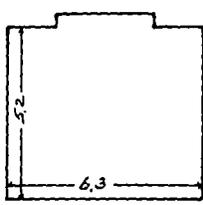
Michael D. DiNezza
Senior Real Estate Representative

Enclosure

280 Melrose Street
P.O. Box 1438
Providence, RI 02901-1438
Telephone: 401-784-7000



Benefit



NYNEX

February 10, 1998

Providence City Council
Providence City Hall
25 Dorrance Street
Providence, Rhode Island 02903

Attn: Mr. Robert Clarkin

RE: PETITION TO ABANDON A PORTION OF EASEMENT AREA OFF
BENEFIT ST. PLAT 10, LOT 663.

Dear Sir:

Upon investigation by our Engineering Department, it has been determined that Bell Atlantic currently has no facilities on the proposed site to be abandoned.

Very truly yours,

Mary C. Hanley
for Mary C. Hanley
E/P Manager - Right of Way



February 2, 1998

Ms. Barbara A. Poirier
Second Deputy City Clerk
Department of City Clerk
City of Providence
Providence, RI 02903

RE: PETITION OF DOCTOR H. DENMAN SCOTT AND MARGARET SCOTT

Dear Ms. Poirier:

Please be advised, as far as Providence Gas Company is concerned, there is no easement necessary in connection with the above mentioned petition. Our gas service located in the area in question was abandoned in 1970.

Sincerely,

Cynthia M. Radican
Research Analyst

cc: file

RESOLUTION OF THE CITY COUNCIL

No. 394

Approved July 10, 1998

WHEREAS, the City of Providence retains a fee in a twelve (12) foot easement held for sewer purposes; and

WHEREAS, said easement is located adjacent to Assessor's Lots 140, 141, and 633 on Assessor's Plat 10; and

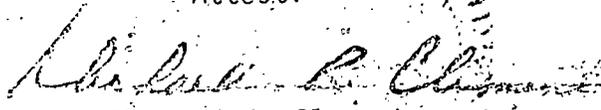
WHEREAS, said easement runs between Pratt and Benefit Streets and is shown as the shaded areas on the accompanying map and designated by the letters (A-B-C-D-A); and

WHEREAS, said easement is no longer useful to the City of Providence,

NOW, THEREFORE, BE IT RESOLVED THAT His Honor, the Mayor, is authorized to transfer said easement to abutting property owners specifically conditioned precedent upon the following:

1. Any sewer lateral which is present within the easement area shall be capped with grid and mortar at the property line.
2. Upon such other terms and conditions as His Honor, the Mayor, and the City Solicitor may deem in the best interests of the city.

A true copy,
Attest:


Michael R. Clement
City Clerk

3847/216-217

C

25875

RECEIVED FOR RECORD

AT 12 O'CLOCK 13 MIN.
Providence, R.I.

JUL 15 1998

Witness: Robert L. Brown

Recorder of Deeds

Fee _____