

City of Cambridge

City of Cambridge

In City Council,
April 23, 1962.

WHEREAS:-

Public convenience and necessity require that all the rights which the City of Cambridge reserved in a deed from said city to Barbour Stockwell Company dated May 11, 1921 and recorded with South Middlesex District Deeds in Book 4435, Page 258, to certain water and sewer pipes with their appurtenances on the premises conveyed by said deed and the right reserved to said city to maintain said water pipes and sewer pipes with their appurtenances and the right to enter upon the premises conveyed by said deed to repair and renew said pipes and appurtenances and all other rights whatsoever which the city may have to certain parcels of land shown as Parcels Nos. 1, 2 and 3 on a plan entitled "Plan of Land in Cambridge, Massachusetts" dated December 6, 1950, by W. A. Mason & Son Co., recorded with said deeds in Middlesex South District Registry of Deeds in Book 7687, Page 180, be released, therefore be it

ORDERED:-

That the City of Cambridge for consideration paid hereby releases to the American Biltrite Rubber Co., Inc., a Delaware corporation having a usual place of business in Chelsea in the County of Suffolk, Commonwealth of Massachusetts, all right, title and interest which the City of Cambridge reserved in the above referred to deeds for sewer and water easements and all other rights. Provided, however, that this release is given upon the following condition for breach of which said City shall have the following right to re-enter said premises for the purpose of reestablishing its rights hereby released; said condition being that a building designed for commercial or industrial uses having a total floor area of at least forty thousand feet shall be erected on some portion of parcels Nos. 1, 2 or 3 or any or all of them in or within four (4) years from the date of the execution of this release; provided further if such a building shall be so constructed, this condition shall expire and be of no further force or effect, and said right of entry will expire and said City will have no right to enforce the same unless entry is made and notice thereof recorded with said deeds within one year of the date of the issuance by said City of a permit for the construction of a building ^{on} said premises; said easement being bounded and described as follows:-

City of Cambridge

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RELEASE OF SEWER AND WATER EASEMENT ON DAVIS STREET BETWEEN BROADWAY AND HAMPSHIRE STREET, CAMBRIDGE, MASS. Discontinued as a public way, May 6, 1921.

Beginning at a point in the northeasterly line of Broadway at its intersection with the southeasterly line of Davis Street as discontinued;

Thence, northwesterly by said northeasterly line of Broadway thirty (30) feet to a point in the former northwesterly line of Davis St.;

Thence, northeasterly by said line, one hundred ninety-four (194.0) feet to a point in the southwesterly line of Hampshire Street;

Thence, easterly by said Hampshire Street, thirty-one and five tenths (31.5) feet to a point in the former southeasterly line of Davis St.;

Thence, northwesterly by said former southeasterly line one hundred eighty-two (182.0) feet to Broadway at the point of beginning.

The above described easement contains five thousand six hundred and forty (5640.0) square feet, more or less.

and it is further

ORDERED:-

That the City Manager be and hereby is authorized and empowered to execute and deliver to the American Filtrite Rubber Co., Inc. any and all releases necessary to effect the order as hereinbefore set forth.

In City Council April 23, 1962.

Adopted by a yea and nay vote -

Yeas 6; Nays 0; Absent 3.

Attest:- Thomas M. McNamara, City Clerk.

A true copy,

Attest: *Thomas M. McNamara*
City Clerk.

RELEASE OF SEWER AND WATER EASEMENT ON DAVIS STREET
BETWEEN BROADWAY AND HAMPSHIRE STREET, CAMERIDGE, MASS.
DISCONTINUED AS A PUBLIC WAY, May 16, 1921.

April 27, 1962.

The City of Cambridge hereby releases all Right, Title and Interest in a Sewer and Water Easement that it now has, in that part of Davis Street, between Broadway and Hampshire Streets, Cambridge, Mass., that was discontinued as a public way on May 16, 1921, said easement is bounded and described as follows:

Beginning at a point in the Northeasterly line of Broadway at it's intersection with the Southeasterly line of Davis Street as Discontinued;

Thence, Northwesterly by said Northeasterly line of Broadway Thirty (30) feet to a point in the former Northwesterly line of Davis St.;

Thence, Northeasterly by said line, One hundred ninety four (194.0) feet to a point in the Southwesterly line of Hampshire Street;

Thence, Easterly by said Hampshire Street, Thirty one and Five tenths (31.5) feet to a point in the Former Southeasterly line of Davis St.;

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City of Cambridge

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City of Cambridge

-2-

designed for commercial or industrial uses having a total floor area of at least forty thousand feet shall be erected on some portion of parcels Nos. 1, 2 or 3 or any or all of them in or within four (4) years from the date of the execution of this release;

Provided FURTHER IF such a building shall be so constructed, this condition shall expire and be of no further force or effect, and said right of entry will expire and said City will have no right to enforce the same unless entry is made and notice thereof recorded with said deeds within one year of the date of the issuance by said City of a permit for the construction of a building on said premises,

*Said easement Being Bounded And
described as follows:—*



And it is further ordered

*That the City Manager be and hereby is
authorized and empowered to execute and
deliver to the American Bitrite Co. Inc.
any and all release necessary to effect
the order as hereinbefore set forth.*

RELEASE OF SEWER AND WATER EASEMENT ON DAVIS STREET
BETWEEN BROADWAY AND HAMPSHIRE STREET, CAMBRIDGE, MASS.
DISCONTINUED AS A PUBLIC WAY, May 16, 1921.

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Thence, Northwesterly by said former Southeasterly line One Hundred eighty two (182.0) feet to Broadway at the point of beginning.

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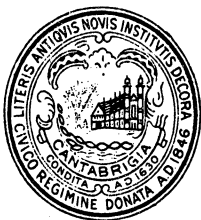
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MASSACHUSETTS

In City Council

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CITY OF CAMBRIDGE

MASSACHUSETTS
EXECUTIVE DEPARTMENT

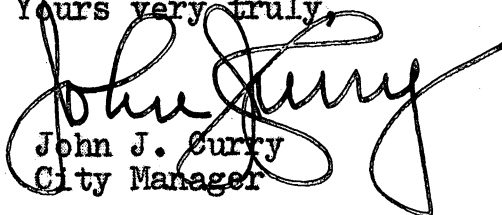
JOHN J. CURRY
CITY MANAGER

April 18, 1962

To the Honorable, the City Council:

I transmit herewith proposed release
of water and sewer easements in the abandoned
part of Davis Street.

Yours very truly,


John J. Curry
City Manager

JJC/R

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COMMUNICATION
from the City Manager trans-

mitting ~~xxxxxxx~~

Proposed release of water and sewer
easements in the abandoned part of
Davis Street.

Adopted