

Make City Solicitor's opinion  
on 1) why - no conflict  
a part of record -

**The Commonwealth of Massachusetts**

**JOHN F. X. DAVOREN**

*Secretary of the Commonwealth*

CORPORATION DIVISION

STATE HOUSE, BOSTON

October 1, 1974

To: Mayor and City Manager of Cambridge, Massachusetts

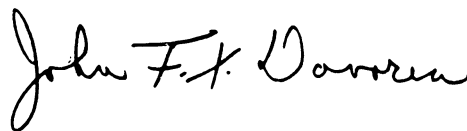
James Johnson 359 Harvard Street Cambridge  
Richard M. Harter 16 Arlington " "

have filed in this office an application for a certificate of incorporation, as provided for in chapter 180 of the General Laws, Tercentenary Edition, under the name of  
Cambridge Concert Series, Inc.  
for the purpose of -see attached purposes

to be located in the city of Cambridge 11 Garden Street 02139

In accordance with the provisions of section five of said chapter 180 of the General Laws, Tercentenary Edition, I request that you forward forthwith to this office a statement of the facts called for by said section.

Very truly yours,



*Secretary of the Commonwealth*

This corporation is organized and shall be operated exclusively for civic, educational, artistic and medical purposes within the meaning of Massachusetts General Laws, Chapter 180, Section 4. In carrying out such purposes, this corporation shall have power:

(a) to produce and sponsor musical concerts in the Commonwealth of Massachusetts, primarily in the City of Cambridge;

(b) to purchase, receive, take by grant, gift, devise, bequest or otherwise, lease or otherwise acquire, own, hold, improve, employ, use and otherwise deal in and with, real or personal property, or any interest therein, wherever situated;

(c) to sell, convey, lease, exchange, transfer or otherwise dispose of, or mortgage, pledge, encumber or create a security interest in, all or any of its property, or any interest therein, wherever situated;

(d) to purchase, take, receive, subscribe for, or otherwise acquire, own, hold, vote, employ, sell, lend, lease, exchange, transfer, or otherwise dispose of, mortgage, pledge, use and otherwise deal in and with, bonds and other obligations, shares, or other securities or interests issued by others, whether engaged in business, governmental, or other activities;

(e) to make contracts, give guarantees and incur liabilities, borrow money at such rates of interest as the corporation may determine, and secure any of its obligations by mortgage, pledge or encumbrance of, or security interest in, all or any of its property or any interest therein, wherever situated;

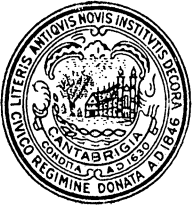
(f) to lend money, invest and reinvest its funds, and take and hold real and personal property as security for the payment of funds so loaned or invested;

(g) to carry on its operations and have offices and exercise the powers granted by Massachusetts General Laws, Chapter 180 in any jurisdiction within or without the United States; and

(h) to have and exercise all powers necessary or convenient to effect any or all of the purposes for which the corporation is formed; provided that no such power shall be exercised in a manner inconsistent with Massachusetts General Laws, Chapter 180.

4. The corporation shall indemnify each director and officer against all judgments, fines, settlement payments and expenses, including reasonable attorneys' fees, paid or incurred in connection with any claim, action, suit or proceeding, civil or criminal, to which he may be made a party or with which he may be threatened by reason of his being or having been a director or officer of the corporation, or, at its request, a director, officer, stockholder or member of any other corporation, firm or association of which the corporation is a stockholder or creditor and by which he is not so indemnified, or by reason of any action or omission by him in such capacity, whether or not he continues to be a director or officer at the time of incurring such expenses or at the time the indemnification is made. No indemnification shall be made hereunder (a) with respect to payments and expenses incurred in relation to matters as to which he shall be finally adjudged in such action, suit or proceeding not to have acted in good faith and in the reasonable belief that his action was in the best interests of the corporation, or (b) otherwise prohibited by law. The foregoing right of indemnification shall not be exclusive of other rights to which any director or officer may otherwise be entitled and shall inure to the benefit of the executor or administrator of such director or officer.

5. Meetings of members may be held within or without Massachusetts.



# CITY OF CAMBRIDGE

CITY HALL, CAMBRIDGE, MASSACHUSETTS 02139 • TEL. 876-6800

## LAW DEPARTMENT

EDWARD D. MCCARTHY  
ACTING CITY SOLICITOR

ROWENA E. TAYLOR  
ASSISTANT CITY SOLICITOR

CHARLES WATSON  
LEGISLATIVE AGENT

October 25, 1974

Mr. James L. Sullivan  
City Manager  
City Hall  
Cambridge, Massachusetts

Dear Mr. Sullivan:

Pursuant to a communication from the Secretary of State re: "Cambridge Concert Series, Inc.," I made an investigation. The locus is suitable.

The applicants live at the addresses given and have not been engaged in the illegal sale of alcoholic beverages as defined in Chapter 138, Section One nor have they been engaged in any other business or vocation prohibited by law.

"The above named applicants have not been engaged in the illegal selling of alcoholic beverages, as defined in Section One of Chapter 138, or in keeping places or tenements used for illegal gaming, or in any other business or vocation prohibited by law, or are persons of ill repute."

Respectfully submitted,

William J. FitzMaurice  
Chief Investigator

WJF:jm  
Enc.



## CITY OF CAMBRIDGE

CAMBRIDGE, MASSACHUSETTS 02139  
Tel. 876-6800

EXECUTIVE DEPARTMENT  
JAMES L. SULLIVAN  
City Manager

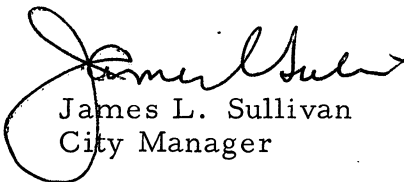
November 4, 1974

To the Honorable, the City Council:

I transmit herewith a communication from John F. X. Davoren, Secretary of the Commonwealth, relative to an application from James Johnson, 359 Harvard Street, Cambridge and Richard M. Harter, 16 Arlington Street, Cambridge, for a certificate of incorporation under the name of Cambridge Concert Series, Inc., to be located at 11 Garden Street, Cambridge 02139.

Also enclosed is a report from Mr. FitzMaurice.

Very truly yours,

  
James L. Sullivan  
City Manager

JLS/mbf

105 Agenda # 3D.  
Inc. "Cambridge Concert Series, Inc."

Report requested by  
the City Solicitor 11/5/74  
In City Council,  
November 4, 1974

Papers sent to Sec'y  
of State 11/5/74 dl  
11/19/74 dl.