Special Assignment

May 12 1896

8-30 o'clock, P. M.

City of Cambridge,

In Board of Aldermen, April 28, 1896.

Whereas, in a certain petition for certiorari, in suit of Elizabeth O'Brien et als. vs. the city of Cambridge lately pending in the supreme judicial court for the county of Middlesex by reason of a decree of said court in said case dated April 24, 1896, setting aside and declaring erroneous a certain order of taking by the board of aldermen of the city of Cambridge adopted by them on the 14th day of June, 1892, concurred in by the common council of said city on the same day, and approved by its mayor on the 15th day of June, 1892, in so far as it affects the two parcels of land of Elizabeth O'Brien, John F. O'Brien and Margaret M. E. O'Brien on the southeasterly side of that part of Huron avenue formerly called Sparks street, between Concord avenue and Sparks street, a portion of which two parcels is hereinafter described, in the opinion of this board the public necessity and convenience require that the portion of Huron avenue and Sparks street which is affected by said decree should be laid out at the width of sixty-eight (68) feet on Huron avenue adjoining the said two parcels of land and that it is necessary to take for such purposes two certain parcels of land, the lines and areas of which are shown upon a plan (the proposed new lines referred to in this order being in blue ink) drawn by E. F. Bowker, civil engineer, dated April 12, 1888, and entitled "Plan of Huron Street," and on file in the office of the city engineer of said city of Cambridge, said two parcels of land hereby to be taken being bounded and described as follows, viz:

FIRST PARCEL

Beginning at a point in the southwesterly line of Concord avenue at its intersection with the present southeasterly line of Huron avenue formerly Sparks street, thence southeasterly along the southwesterly line of Concord avenue twenty-three and eight-tenths (23.8) feet to the tangent point of a curve, thence in a generally westerly direction along said curve of twenty feet radius thirty and seventeen hundredths (30.17) feet to the other tangent point of said curve in the proposed new southeasterly line of Huron avenue at a point sixty-eight (68) feet distant southeasterly from the northwesterly line of said Huron avenue, thence parallel to and sixty-eight (68) feet distant southeasterly from said northwesterly line of said Huron avenue one hundred sixty-two and thirty-eight hundredths (162.38) feet to the northeasterly line of Sparks street court, thence northwesterly along said Sparks street court one and eighty-eight hundredths (1.88) feet to its intersection with the present southeasterly line of Huron avenue formerly Sparks street, thence northeasterly along said present line of Huron avenue one hundred and eighty-one (181) feet to its intersection with the southwesterly line of Concord avenue at the point of beginning, containing six hundred and ninety seven (697) square feet.

SECOND PARCEL

Beginning at a point in the present southeasterly line of Huron avenue formerly Sparks street at an angle in said line about two hundred (200) feet southwesterly from Sparks street court, thence southerly along the easterly line of Sparks street twenty and seventy-seven hundredths (20.77) feet to the tangent point of a curve, thence in a generally northeasterly direction along said curve of forty feet radius thirty-eight and thirty-two hundredths (38.32) feet to the other tangent point of said curve in the proposed new southeasterly line of Huron avenue, thence southwesterly along the present southeasterly line of Huron avenue formerly Sparks street twenty and seventy-seven hundredths (20.77) feet to the angle at the point of beginning, containing sixty-four and four tenths (64.4) square feet.

Such laying out and widening to be done under the provisions of the statute authorizing the assessment of betterments. It is therefore hereby

Ordered that due notice be given to Elizabeth O'Brien, John F. O'Brien and Margaret M. E. O'Brien and all other persons interested in the lands hereinbefore described, on the line of the aforesaid proposed laying out and widening, that this board intends to lay out and widen said Huron avenue and Sparks street as aforesaid between the points hereinbefore stated, and in the manner before mentioned by taking said two parcels of land and laying out the same as a public way and part of said Huron avenue, and that Tuesday, the twelfth day of May A. D. 1896, at 8.30 o'clock p. m. board of aldermen chamber, city hall, Cambridge, is assigned as the time and place for the hearing of any objections which may be made thereto.

Adopted.

Sent down for concurrence.

Attest: EDWARD J. BRANDON, City Clerk.

In Common Council, April 28, 1896.

Concurred.

Attest: EDWARD A. COUNIHAN, Clerk.

Executive Department, April 30, 1896.

Approved.

WM. A. BANCROFT, Mayor.

A true copy.

Attest: EDWARD J. BRANDON, City Clerk.

In Board of Aldermen
May 12, 1896.
Hearing continued to
19th inst. at 8-30 o'clock, p.m.

May 19, 1896.
Rep'd Loan in Road
& Bridge.
Ord. dawn for con-
currence
Attest
Edward Brandon
City Clerk

IN COMMON COUNCIL
CONCURRED: May 19 1896
Attest: Edward A. Counihan Clerk.

Orders by telephone or mail from North Cambridge for ice cream for parties or Sunday dinners will be promptly attended to by Warren, the popular confectioner at the Port.

Druggist Olive receives orders for Bartlett's ice cream for Sunday delivery.

We offer a fine line of tiles and fireplace material at low prices, also furnish skilled workmen for setting, if desired. Don't fail to get our prices before purchasing. Stearns & Waterman, 90 Canal street, Boston. Near Union depot.

Bishop Lawrence will be at St. James church tomorrow evening to administer the rite of confirmation, which will follow the regular evening prayer service.

A council to consider the advisibility of ordaining William H. Allison, a son of Mr. George A. Allison, to the work of the gospel ministry will be held at the North Avenue Baptist church Wednesday, May 13, at 3 o'clock p.m. If favorably regarded, the services of ordination will be held in the evening of the same date.

The W. C. T. U. will hold its usual meeting next Tuesday afternoon, at 3 o'clock, in the ladies parlor of the North Avenue Congregational church.

Mrs. J. S. Nightingale of Crescent avenue, with her two children, is on a visit to her home in Fall River.

Mrs. Hattie Denise, born Hanna, now residing in New Jersey, has just pulled through a critical attack of pneumonia.

Henry W. Longfellow colony of Pilgrim Fathers will hold a poverty party at Red Men's hall next Monday evening. The members think that a poverty party is particularly apropos to the present

City of Cambridge

IN BOARD OF ALDERMEN,

Cambridge, April 28, 1896.

WHEREAS, in a certain petition for certiorari in suit of Elizabeth O'Brien et als v. the City of Cambridge lately pending in the Supereme Judicial Court for the County of Middlesex by reason of a decree of said Court in said case, dated April 24, 1896, setting aside and declaring erroneous a certain order of taking by the Board of Aldermen of the City of Cambridge, adopted by them on the 14th. day of June 1892, concurred in by the Common Council of said City on the same day, and approved by its Mayor on the fifteenth day of June 1892, in so far as it affects the two parcels of land of Elizabeth O'Brien John F. O'Brien and Margaret M. E. O'Brien, on the southeasterly side of that part of Huron Avenue formerly called Sparks Street, between Concord Avenue and Sparks Street a portion of which two parcels is hereinafter described, in the opinion of this Board the public necessity and convenience require that the portion of Huron Avenue and Sparks Street which is affected by said decree should be laid out at the width of sixty-eight (68) feet on Huron Avenue adjoining the said two parcels of land and that it is necessary to take for such purposes two certain parcels of land, the lines and areas of which are shown upon a plan (the proposed new lines referred to in this order being in blue ink) drawn by E. F. Bowker, Civil Engineer dated April 12, 1888, and entitled "Plan of Huron St." and on file in the office of the City Engineer of said City of Cambridge: said two parcels of land hereby to be taken being bounded and described as follows, viz:-

First Parcel Beginning at a point in the southwesterly line of Concord Avenue at its intersection with the present southeasterly line of Huron Avenue formerly Sparks Street; thence southeasterly along the southwesterly line of Concord Avenue twenty-three and eight-tenths (23.8) feet to the tangent point of a curve; thence in a generally westerly direction along said curve of twenty feet radius thirty and seventeen-hundredths (30.17) feet to the other tangent point of said curve in the porposed new southeasterly line of Huron Avenue at a point sixty-eight (68) feet distant southeasterly from the northwesterly line of said Huron Avenue; thence paralel to and sixty-eight (68) feet distant southeasterly from said northwesterly line of said Huron Avenue one hundred sixty-two and thirty-eight-hundredths (162.38) feet to the northeasterly line of Sparks Street; thence northwesterly along Court said Sparks Street Court one and eighty-eight-hundredths (1.88) feet to its intersection with the present southeasterly line of Huron Avenue formerly Sparks Street; thence northeasterly along said present line of Huron Avenue one hundred and eighty-one (181) feet to its intersection with the southwesterly line of Concord Avenue at the point of beginning. Containing six hundred and ninety-seven (697) square feet:

Second Parcel Beginning at a point in the present south easterly line of Huron Avenue formerly Sparks Street at an angle in said line about two hundred (200) feet southwesterly from Sparks Street Court; thenc southerly along the easterly line of Sparks Street twenty and seventy-seven-hundredths (20.77) feet to the tangent point of a curve; thence in a generally northeasterly direction along said curve of forty feet

radius thirty-eight and thirty-two-hundredths (38.32) feet to the other tangent point of said curve in the proposed new southeasterly line of Huron Avenue; thence southwesterly along the present southeasterly line of Huron Avenue former Sparks Street twenty and seventy-seven-hundredths (20.77) feet to the angle at the point of beginning. Containing sixty-four and four-tenths (64.4) square feet.

Such laying out and widening to be done under the provisions of the statute authorizing the assessment of betterments.

It is therefore hereby

ORDERED:-

That due notice be given to Elizabeth O'Brien, John F. O'Brien and Margaret M. E. O'Brien, and all other persons interested in the lands hereinbefore described, on the line of the aforesaid proposed laying out and widening, that this Board intends to lay out and widen said Huron Avenue and Sparks Street as aforesaid, between the points hereinbefore stated and in the manner before mentioned, by taking said two parcels of land and laying out the same as a public way and part of said Huron Avenue; and that TUESDAY the TWELFTH day of MAY, A.D. 1896, at 8:30 o'clock P.M., Board of Aldermen Chamber, City Hall, Cambridge, is assigned as the time and place for the hearing of any objections which may be made thereto.

Adopted

Sent down for concurrence. Attest Edward J. Brandon City Clerk

Concurred, April 28, 1896.
Attest: Edward A. Counihan, Clerk

Approved

EXECUTIVE DEPARTMENT,
April 30 1896
APPROVED,
MAYOR

RECORDS, VOL. 5 PAGE 5.

Order
of
Notice

re relative to the laying
out of Huron Avenue
on the southerly side
between Concord Avenue and
Blanks Street.

Apl 28 1896

City of Cambridge.

IN BOARD OF ALDERMEN,
April 28, 1896.

Whereas, in a certain petition for certiorari in suit of Elizabeth O'Brien et als. vs. the city of Cambridge lately pending in the supreme judicial court for the county of Middlesex by reason of a decree of said court in said case, dated April 24, 1896, setting aside and declaring erroneous a certain order of taking by the board of aldermen of the city of Cambridge, adopted by them on the 14th day of June, 1892, concurred in by the common council of said city on the same day, and approved by its mayor on the 15th day of June, 1892, in so far as it affects the two parcels of land of Elizabeth O'Brien, John F. O'Brien and Margaret M. E. O'Brien, on the southeasterly side of that part of Huron avenue formerly called Sparks street, between Concord avenue and Sparks street, a portion of which two parcels is hereinafter described, in the opinion of this board the public necessity and convenience require that the portion of Huron avenue and Sparks street which is affected by said decree should be laid out at the width of sixty-eight (68) feet on Huron avenue adjoining the said two parcels of land and that it is necessary to take for such purposes two certain parcels of land, the lines and areas of which are shown upon a plan (the proposed new lines referred to in this order being in blue ink) drawn by E. F. Bowker, civil engineer, dated April 12, 1888, and entitled "Plan of Huron Street," and on file in the office of the city engineer of said city of Cambridge; said two parcels of land hereby to be taken being bounded and described as follows, viz:

FIRST PARCEL

Beginning at a point in the southwesterly line of Concord avenue at its intersection with the present southeasterly line of Huron avenue formerly Sparks street; thence southeasterly along the southwesterly line of Concord avenue twenty-three and eight-tenths (23 8) feet to the tangent point of a curve; thence in a generally westerly direction along said curve of twenty feet radius thirty and seventeen hundredths (30.17) feet to the other tangent point of said curve in the proposed new southeasterly line of Huron avenue at a point sixty-eight (68) feet distant southeasterly from the northwesterly line of said Huron avenue; thence parallel to and sixty-eight (68) feet distant southeasterly from said northwesterly line of said Huron avenue one hundred sixty-two and thirty-eight hundredths (162.38) feet to the northeasterly line of Sparks street court; thence northwesterly along said Sparks street court one and eighty-eight hundredths (1.88) feet to its intersection with the present southeasterly line of Huron avenue formerly Sparks street; thence northeasterly along said present line of Huron avenue one hundred and eighty-one (181) feet to its intersection with the southwesterly line of Concord avenue at the point of beginning; containing six hundred and nin ty seven (697) square feet.

SECOND PARCEL

Beginning at a point in the present southeasterly line of Huron avenue formerly Sparks street at an angle in said line about two hundred (200) feet southwesterly from Sparks street court; thence southerly along the easterly line of Sparks street twenty and seventy-seven hundredths (20.77) feet to the tangent point of a curve; thence in a generally northeasterly direction along said curve of forty feet radius thirty-eight and thirty-two hundredths (38.32) feet to the other tangent point of said curve in the proposed new southeasterly line of Huron avenue; thence southwesterly along the present southeasterly line of Huron avenue formerly Sparks street twenty and seventy-seven hundredths (20.77) feet to the angle at the point of beginning; containing sixty-four and four tenths (64.4) square feet.

Such laying out and widening to be done under the provisions of the statute authorizing the assessment of betterments. It is therefore hereby

Ordered, that due notice be given to Elizabeth O'Brien, John F. O'Brien and Margaret M. E. O'Brien and all other persons interested in the lands hereinbefore described, on the line of the aforesaid proposed laying out and widening, that this board intends to lay out and widen said Huron avenue and Sparks street as aforesaid, between the points hereinbefore stated and in the manner before mentioned, by taking said two parcels of land and laying out the same as a public way and part of said Huron avenue; and that Tuesday, the twelfth day of May, A. D. 1896, at 8 30 o'clock p.m., board of aldermen chamber, city hall, Cambridge, is assigned as the time and place for the hearing of any objections which may be made thereto.

Adopted.

Sent down for concurrence.

Attest: EDWARD J. BRANDON,
City Clerk.

In Common Council, April 28, 1896.

Concurred.

Attest: EDWARD A. COUNIHAN,
Clerk.

Executive Department, April 30, 1896.

Approved.

WM. A. BANCROFT,
Mayor.

A true copy.

Attest: EDWARD J. BRANDON,
City Clerk.

Middlesex S.S. May 4th 1896

On this day I served an attested copy of this notice on the within named Elizabeth O'Brien, John F. O'Brien and Margaret M. E. O'Brien and afterwards on the same date I posted ~~two~~ an attested copies of this notice on each of the within named parcels of land

Walter L. Hayward
Constable of Cambridge

Fees: $2.—

City of Cambridge

IN BOARD OF ALDERMEN,

May 14th, 1896.

Whereas, in a certain petition for certiorari in suit of Elizabeth O'Brien et als. vs. the City of Cambridge lately pending in the supreme judicial court for the County of Middlesex by reason of a decree of said court in said case, dated April 24, 1896, setting aside and declaring erroneous a certain order of taking by the board of aldermen of the City of Cambridge, adopted by them on the 14th day of June 1892, concurred in by the common council of said city on the same day, and approved by its Mayor on the 15th day of June 1892, in so far as it affects the two parcels of land of Elizabeth O'Brien, John F. O'Brien and Margaret M. E. O'Brien, on the southeasterly side of that part of Huron avenue formerly called Sparks street, between Concord avenue and Sparks street, a portion of which two parcels is hereinafter described, in the opinion of this board the public necessity and convenience require that the portion of Huron avenue and Sparks street which is affected by said decree should be laid out at the width of sixty-eight (68) feet on Huron avenue adjoining the said two parcels of land and that it is necessary to take for such purpose two certain parcels of land, the lines and areas of which are shown upon a plan (the proposed new lines referred to in this order being in blue ink) drawn by E. F. Bowker, civil engineer, dated April 12, 1888, and entitled "Plan of Huron street", and on file in the office of the city engineer of said City of Cambridge; said two parcels of land hereby to be taken being bounded and described as follows:—

City of Cambridge

IN BOARD OF ALDERMEN,

189

ORDERED:

FIRST PARCEL.

Beginning at a point in the southwesterly line of Concord avenue at its intersection with the present southeasterly line of Huron avenue formerly Sparks street: thence southeasterly along the southwesterly line of Concord avenue twenty-three and eight tenths (23.8) feet to the tangent point of a curve; thence in a generally westerly direction along said curve of twenty (20) feet radius thirty and seventeen hundredths (30.17) feet to the other tangent point of said curve in the proposed new southeasterly line of Huron avenue at a point sixty-eight (68) feet distant southeasterly from the northwesterly line of said Huron avenue; thence parallel to and sixty-eight (68) feet distant southeasterly from said northwesterly line of said Huron avenue one hundred and sixty-two and thirty-eight hundredths (162.38) feet to the northeasterly line of Sparks street court; thence northwesterly along said Sparks street court one and eighty-eight hundredths (1.88) feet to its intersection with the present southeasterly line of Huron avenue formerly Sparks street, thence northeasterly along said present line of Huron avenue one hundred and eighty-one (181) feet to its intersection with the southwesterly line of Concord avenue at the point of beginning; containing six hundred and ninety-seven (697) square feet.

City of Cambridge

IN BOARD OF ALDERMEN,

189

ORDERED:

SECOND PARCEL.

Beginning at a point in the present southeasterly line of Huron avenue formerly Sparks street at an angle in said line about two hundred (200) feet southwesterly from Sparks street court; thence southerly along the easterly line of said Huron avenue, formerly Sparks street twenty and seventy-seven hundredths (20.77) feet to the tangent point of a curve; thence in a generally northeasterly direction along said curve of forty (40) feet radius thirty-eight and thirty-two hundredths (38.32) feet to the other tangent point of said curve in the proposed new southeasterly line of Huron avenue; thence southwesterly along the present southeasterly line of Huron avenue formerly Sparks street twenty and seventy-seven hundredths (20.77) feet to the angle at the point of beginning; containing sixty-four and four tenths (64.4) square feet.

Such laying and widening to be done under the provisions of the statute authorizing the assessment of betterments.

And Whereas, due notice has been given of the intention of this Board to take said parcels of land for the purposes aforesaid, as appears by the return on the order of notice issued therefor,

It is therefore

City of Cambridge

IN BOARD OF ALDERMEN,

189

ORDERED:

That the parcels of land hereinbefore described, be and the same hereby are taken and laid out under the provisions of law authorizing the assessment of betterments, as a public street or way of the City of Cambridge, with the name of Huron avenue, all according to the blue lines upon the aforesaid plan, as hereinbefore stated, and the grade of the land so taken is hereby established in conformity with the established grade of Huron avenue, and this Board doth ad judge that the expense of said widening and laying out, and establishing the grade of the aforesaid street, as aforesaid, will amount to the following sums, viz: Damages to the estates, parts of which are taken as hereinbefore stated, two hundred and eighty-six dollars and fifty-nine cents ($286.59), which sum is hereby awarded to the aforesaid Elizabeth O'Brien, John F. O'Brien and Margaret M.E.O'Brien, such award being in full for land taken, cost of removal and damage to buildings, damage to remaining land and all other damages.

The Mayor is hereby authorized to draw his warrant upon the City Treasurer in payment of the award of damages by reason of the aforesaid widening, for the aforesaid sum of Two hundred and eighty-six dollars and fifty-nine cents ($286.59) in favor of the aforesaid Elizabeth O'Brien, John F. O'Brien and Margaret M.E. O'Brien, the sum so paid to be charged to the appropriation for Land Damages.

ADOPTED.

Sent down for concurrence.

Attest: [signature]

City Clerk.

Order 22 24

laying out a portion of Huron avenue, and awarding damages in the sum of $286.59 to the Heirs of Patrick O'Brien.

May 19. 1896.

EXECUTIVE DEPARTMENT.
APPROVED. 189
MAYOR.
MAYORS RECORDS, VOL. PAGE

IN COMMON COUNCIL
CONCURRED May 19 1896
Edward A. Cornhaus
Clerk.