



Bk: 36478 Pg: 564

THE COMMONWEALTH OF MASSACHUSETTS  
Release Deed

Recorded: 09/23/2002  
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MSD 09/23/02 10:50:30

365 Commonwealth Ave, Concord

The COMMONWEALTH OF MASSACHUSETTS acting by and through its Division of Capital Asset Management and Maintenance with a mailing address of One Ashburton Place, Boston, Massachusetts 02108, on behalf of the the Department of Correction, hereinafter "Grantor", acting under the authority of Chapter 172 of the Acts of 2000, pursuant to sections 40E and 40J but notwithstanding sections 40F through 40I, of Chapter 7 of the Massachusetts General Laws, as amended, for consideration of Eighty-Eight Thousand Dollars and Zero Cents (\$88,000.00) paid, the receipt and sufficiency of which is hereby acknowledged, and in consideration of the performance by Grantee of the covenants contained herein, does hereby release to the Concord Housing Authority with a mailing address of 115 Stow Street, Concord, Massachusetts 01742, hereinafter "Grantee", all right, title and interest of Grantor, if any, in 365 Commonwealth Avenue in the town of Concord, Middlesex County, Commonwealth of Massachusetts (the "Premises").

Said Premises are shown as a parcel of land with buildings, totaling 8776 square feet of land, more or less, on the west side of Commonwealth Avenue and also shown on the Town of Concord Assessor's Map as Map 8D, lot 2156.

Property Address: 365 Commonwealth Avenue  
Concord, Massachusetts

For Grantor's title, see deed from Burleigh L. Pratt and Harold E. Orendorff, Trustees of the West End Land Company to the Commonwealth of Massachusetts dated June 28, 1933 and recorded in said Middlesex South District Registry of Deeds in Book 5806, page 291, and being also shown on a plan entitled ~~"Plan of Land in concord To be conveyed To The Commonwealth of Massachusetts", dated October 10, 1938, E.N. Montague, G.E., recorded in Middlesex South District Registry of Deeds Plan Book \_\_\_\_\_, plan \_\_\_\_\_.~~

Meaning and intending to convey the Premises howsoever the same may be bounded and described, and including any and all interests in the streets, roads and ways referred to in the above description, which may be held by Grantor.

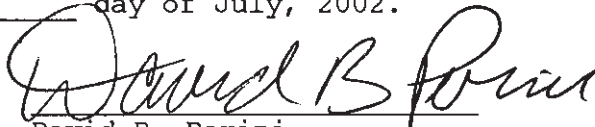
It is the intent of the parties hereto that all agreements and covenants herein shall run with the land and be deemed to be made for valuable consideration. The Premises are conveyed subject to the following restrictions:

1. Use of the Premises shall be for public housing purposes by the Concord Housing Authority in the town of Concord. In the event the Premises cease to be used for the purpose of public housing in the town of Concord at any time, or are used for any other purpose, title to said Premises shall revert to the Commonwealth to the care and control of the Division of Capital Asset Management and Maintenance.

2. Pursuant to a Memorandum of Agreement, dated May 6, 1999, between DCAM, the Department of Correction, Concord Housing Authority and the Massachusetts Historical Commission (MHC), the Grantees shall submit plans for any exterior renovations to the Premises to the MHC for review and written approval by MHC.

This conveyance is made subject to and with the benefit of all rights, restrictions and easements of record, if any, in the Middlesex County Registry of Deeds insofar as the same remain in force and applicable.

IN WITNESS WHEREOF, the Commonwealth of Massachusetts has caused these presents to be signed, sealed, acknowledged and delivered in its name and behalf by David B. Perini, the duly appointed and authorized Commissioner of the Division of Capital Asset Management and Maintenance, on this 26<sup>th</sup> day of July, 2002.



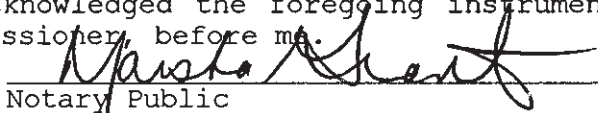
David B. Perini  
Commissioner, Division of Capital  
Asset Management and Maintenance

THE COMMONWEALTH OF MASSACHUSETTS

Suffolk, ss.

July 26<sup>th</sup>, 2002

Then personally appeared the above-named David B. Perini, Commissioner as aforesaid and acknowledged the foregoing instrument to be his free act and deed as Commissioner, before me.



Notary Public

Print Name Marsha Grant  
My Commission Expires 1/20/2006

MARSHA GRANT  
Notary Public  
My Commission Expires  
January 20, 2006

Pursuant to Chapter 64D of the Massachusetts General Laws, no excise tax shall be due on this deed given by the Commonwealth of Massachusetts, acting by and through its Division of Capital Asset Management and Maintenance.

Agreement

The undersigned in partial consideration and as a condition to the deed of Commonwealth land and improvements located at 365 Commonwealth Avenue, in the town of Concord (the "Land") acknowledges and agrees that if there is any work or activities proposed on the Land which meets or exceeds a review threshold under the Massachusetts Environmental Policy Act ("MEPA") regulations at 301 C.M.R. 11.00 et. seq. ("MEPA Regulations"), then prior to "Commencement of Construction" as defined under the MEPA Regulations, the undersigned shall file or cause to be filed with the MEPA Office at the Executive Office of Environmental Affairs, all such documents as are required by the MEPA Regulations in connection with such work or activities and shall complete the MEPA process. In any such filing, the fact that the Land was acquired from the Commonwealth within five years of the acquisition shall be disclosed. The undersigned also acknowledges that the MEPA Regulations provide that the scope of review of a project undertaken on land acquired from the Commonwealth extends to all aspects of the project undertaken on such land that are likely, directly or indirectly, to cause Damage to the Environment, as more specifically provided in the MEPA Regulations. The undersigned also agrees to provide to the Division of Capital Asset Management and Maintenance evidence of satisfaction of these MEPA requirements with respect to any work or activity at the Land occurring within five years after the execution and delivery of the deed.

This agreement survives the delivery of the deed and binds the undersigned and its successors and assigns.

Executed under seal

By: 

Print Name: Stephen Hay

Title: Executive Director

Date: July 23, 2002

Received By The Commonwealth of  
Massachusetts Division of Capital Asset  
Management and Maintenance

By: 

Print Name: DAVID B. PERINI

Title: COMMISSIONER

Date: 8/20/02