

SENATE No. 594

The Commonwealth of Massachusetts

SENATE, March 11, 1953.

The committee on Water Supply, to whom was recommended the engrossed Bill authorizing the town of Upton to make additional water loans (see House, No. 2292, amended), report, recommending that the same ought to pass to be enacted with the following amendments:—striking out all after the enacting clause and inserting in place thereof the text of Senate Document No. 594; and striking out the title and inserting in place thereof the following:—“An Act authorizing the Town of Upton to make Additional Water Loans and abolishing the Upton Center Water District in the Town of Upton.”

For the committee,

RALPH LERCHE.

The Commonwealth of Massachusetts

IN THE YEAR ONE THOUSAND NINE HUNDRED AND FIFTY-THREE.

AN ACT AUTHORIZING THE TOWN OF UPTON TO MAKE
ADDITIONAL WATER LOANS AND ABOLISHING THE UPTON
CENTER WATER DISTRICT IN THE TOWN OF UPTON.

*Be it enacted by the Senate and House of Representatives
in General Court assembled, and by the authority of the
same, as follows:*

1 SECTION 1. For the purpose of developing well
2 fields, extending the present water mains and water
3 system, erecting pumping station with pump, install-
4 ing new standpipe and improving water distribution
5 facilities, the town of Upton may borrow from time
6 to time such sums as may be necessary, not exceed-
7 ing, in the aggregate, two hundred and twenty-two
8 thousand dollars, and may issue bonds or notes there-
9 for which shall bear on their face the words, "Upton
10 Water Loan, Act of 1953". Each authorized issue
11 shall constitute a separate loan, and such loans shall
12 be payable in not more than thirty years from their
13 dates. Indebtedness incurred under this act shall be
14 in excess of the statutory limit, but shall, except as
15 provided herein, be subject to the provisions of chap-
16 ter forty-four of the General Laws.

1 SECTION 2. Chapter two hundred and twenty of
2 the acts of nineteen hundred and forty-six, and chap-
3 ter one hundred and ninety-five of the acts of nineteen
4 hundred and forty-nine, relating to the establishment

5 of the Upton Center Water District in the town of
6 Upton, are hereby repealed.

1 SECTION 3. The town of Upton is hereby author-
2 ized to take over all the properties, rights, powers and
3 privileges of the Upton Center Water District, estab-
4 lished by chapter two hundred and twenty of the
5 acts of nineteen hundred and forty-six and chapter
6 one hundred and ninety-five of the acts of nineteen
7 hundred and forty-nine, and to assume all the duties
8 and obligations of said district, and shall thereby be-
9 come in all respects the lawful successor to said dis-
10 trict.

1 SECTION 4. The provisions of this act shall not
2 affect any act done, ratified or confirmed by said dis-
3 trict or any of its officers prior to the effective date
4 of this act, nor any right accrued or established, nor
5 any action, suit or proceeding commenced or had in a
6 civil case, nor shall it impair the validity of any of the
7 notes, bonds or other obligations of said district out-
8 standing on said date. Any indebtedness incurred
9 by said district and outstanding at the time it is taken
10 over by the town shall be assumed by the town.

1 SECTION 5. The powers and duties vested in the
2 board of water commissioner of said district shall be
3 assumed and carried out by the board of water com-
4 missioners of the town of Upton.

1 SECTION 6. This act shall take full effect upon its
2 acceptance by a majority of the registered voters of
3 the town of Upton voting thereon at the annual or a
4 special town meeting called for the purpose in the
5 current year, but not otherwise.

