

# HOUSE . . . . . No. 1556

By Mr. Howard of Westminster, petition of J. Stanley Holt and others relative to the rights of the town of Holden and the town of Rutland to take water from Muschopauge Pond. Water Supply.

## The Commonwealth of Massachusetts

In the Year One Thousand Nine Hundred and Fifty-Eight.

### AN ACT RELATIVE TO THE RIGHTS OF THE TOWN OF HOLDEN AND THE TOWN OF RUTLAND IN MUSCHOPAUGE POND.

*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. Section 2 of chapter 180 of the acts of 1896 is  
2 amended by striking out the words "subject to the rights of  
3 the town of Rutland in said pond under chapter one hundred  
4 and fifty-eight of the acts of the year eighteen hundred and  
5 ninety-five."

1 SECTION 2. The town of Rutland shall draw water daily from  
2 said pond in the following amounts: —  
3 1958–1959, inclusive, 270,000 gallons  
4 1960–1964, inclusive, 290,000 gallons  
5 1965–1969, inclusive, 330,000 gallons  
6 1970–1974, inclusive, 370,000 gallons  
7 1975–1977, inclusive, 420,000 gallons  
8 1978 and thereafter, not over the  
9 average daily safe yield of said pond.

1 SECTION 3. In the event of a water main break, fire or other  
2 emergency, the daily draught of water set forth in section two  
3 shall not apply.

1 SECTION 4. The town of Holden shall have the right at all  
2 times to use Muschopauge pond to supply itself and its inhabit-  
3 ants with water. The said town may use Muschopauge pond  
4 for the storage of water, but shall not pump any water that may  
5 pollute or contaminate the waters of Muschopauge pond. The  
6 town of Holden shall not permit the level of the water in  
7 Muschopauge pond to drop to a point below eight feet of the  
8 legal high-water mark