Executive Department, Boston, April 1, 1930.

To the Honorable Senate and House of Representatives:

At the request of the Acting Secretary of the Navy, I am transmitting herewith for the consideration of the General Court draft of a proposed act granting and ceding jurisdiction by the Commonwealth of Massachusetts over certain tracts of land situated in the cities of Boston and Quincy and in the towns of Scituate, Chatham, and Nantucket, which have been acquired by the United States of America pursuant to law for national defense purposes.

The attached draft has been submitted to the Attorney General for his approval, and he reports that it is in proper form.

There are also attached copies of letters from the Department of the Navy, setting forth reasons for enacting the proposed legislation.

FRANK G. ALLEN.
The Commonwealth of Massachusetts

In the Year One Thousand Nine Hundred and Thirty.

An Act ceding Jurisdiction to the United States of America over Certain Tracts of Land situate in the City of Boston, City of Quincy, Town of Scituate, Town of Chatham and Town of Nantucket.

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. Jurisdiction is hereby granted and ceded to the United States of America over five tracts of land situate in the city of Boston, Suffolk county; city of Quincy, Norfolk county; town of Scituate, Plymouth county; town of Chatham, Barnstable county, and town of Nantucket, Nantucket county, which tracts were acquired by the United States of America for purposes of national defense, and are severally bounded and described as follows:

Tract 1.

Naval section base, East Boston, containing three and one tenth acres, more or less, bounded as follows: northeasterly on Sumner street, one hundred and eighty-five feet; northwesterly on a common driveway and the North ferry of the city of Boston, six hundred and seventy-four feet; southwesterly on the harbor line or the line limiting the ownership of the grantor in that direction, two hundred and nineteen and six tenths feet, and southeasterly on land now or
20 formerly of Henry Pigeon and others, seven hundred
21 and ninety-two and thirty-one hundredths feet, to the
22 point of beginning.

Tract 2.

24 Naval destroyer and submarine base, Squantum
25 point, Quincy, containing two hundred and sixty-two
26 and sixty-eight one hundredths acres, more or less,
27 described as follows: All that tract of land on the
28 north side of Victory road, lying northerly of a line
29 enclosing the area now occupied by buildings, said
30 line being more particularly as follows: beginning at
31 a point on the shore line approximately six hundred
32 and seventy-five feet southeasterly of the southeast
33 building line of building number twenty-four, and
34 on the center line of the center railroad track of plate
35 yard prolonged; thence southwesterly to a point
36 twenty-five feet south of the southeasterly end of the
37 southwest wall of building number twenty-four;
38 thence paralleling the southwest wall of building
39 number twenty-four to the intersection of the north
40 side of Victory road; thence following the north side
41 of Victory road northwesterly to a point twenty-five
42 feet northwest of the northwesterly building line of
43 building number twenty-four; thence northeasterly
44 paralleling the northwesterly building line of building
45 number twenty-four to a point on the southerly side
46 of F street produced southeasterly; thence north-
47 westerly along the south side of F street, a distance
48 of eight hundred and twenty-five feet, more or less;
49 thence northwesterly paralleling the center railroad
50 track of the plate yard at a distance of fifteen feet
51 therefrom to the intersection of the north side of
52 Victory road; thence northwesterly following the
53 north side of Victory road for a distance of sixteen
hundred and twenty-five feet, more or less, thence in
a northwesterly direction on a bearing north fourteen
degrees no minutes west to the line of extreme low
water. From the point of beginning the line is pro-
duced easterly paralleling the first described line of
extreme low water. All as shown on map of Destroyer
and Submarine Base, Squantum, Massachusetts, No.

Tract 3.

Naval Radio station, Fourth cliff, Scituate, con-
taining two and fifty-six one hundredths acres, more
or less, described as follows: beginning at a stone
bounded at the first angle in the easterly line of a
fifty foot County way, described in a decree of the
county commissioners of the county of Plymouth,
dated July first, eighteen hundred and ninety, estab-
lishing lines of a new highway from Fourth Cliff to
Marshfield avenue and the sea; thence north six
degrees forty-seven minutes west, one hundred and
seventeen and twenty-eight hundredths feet to a
stake in said easterly highway line; thence north
sixty-eight degrees fifty minutes east, four hundred
and seventy-eight and sixteen hundredths feet to the
top edge of Cliff; thence on same course about fifty-
five feet to high water line of Massachusetts bay;
thence southerly along said high water line, two
hundred feet, more or less, to a point in a line parallel
to and two hundred feet south of the second described
line; thence south sixty-eight degrees fifty minutes
west, about forty-five feet to the top edge of cliff;
thence along same course and passing through an
iron pin and a drilled hole in a split rock, indicated in
plan, five hundred and twelve and four tenths feet to
an iron pin in said easterly line of County way;
88 thence north twenty-five degrees thirty-nine minutes
89 west, eighty-seven and thirty-eight hundredths feet
90 along said easterly line to point of beginning, meaning
91 and intending to convey a strip of land two hundred
92 feet in width extending entirely across said Fourth
93 cliff from the said easterly line of County way east-
94 erly to high water line in said Massachusetts bay,
95 including all riparian rights appurtenant to the
96 property.

Tract 4.

98 Naval Air station, Chatham, containing forty and
99 two tenths acres, more or less, described as follows:
100 beginning at an iron pipe at high water mark (eleva-
101 tion four and no tenths), in Pleasant bay, said point
102 being the most northerly in the parcel, thence south
103 twenty-six degrees forty-four minutes west along the
104 present wire fence on land of Charles Ashley Hardy
105 and George F. Willet, six hundred and eighty-six and
106 seventy-seven feet to an angle in said fence, thence
107 south seventy degrees fourteen minutes west along a
108 wire fence on land of said George F. Willet, five
109 hundred and forty-two and ninety-one hundredths
110 feet to an angle in said fence; thence north seventy-
111 seven degrees sixteen minutes west along a wire fence,
112 said fence being the division line between land of
113 George F. Willet and land of Franklin B. Nickerson,
114 three hundred and eighty-three and five tenths feet
115 to a monument; thence north fifty-four degrees
116 fifteen minutes west along a wire fence, said fence
117 being an extension of said division line, two hundred
118 and twenty-eight and fifty-seven hundredths feet to
119 a monument; thence south forty degrees forty-three
120 minutes west along a wire fence, said fence being a
121 further extension of said division line, one hundred
122 and fifty-eight and thirty-six hundredths feet to a monument; thence south thirty-six degrees thirty-
124 four minutes west partly along a town way and partly along a wire fence, said fence being a further extension of said division line, one hundred and ten feet to a post at high water mark (elevation four and
128 no tenths), in Crows pond; thence in a southerly direction along the high water mark in Crows pond,
130 a distance of five hundred and sixty-five and five tenths feet to a wire fence; thence south fifty-one degrees three minutes east along a wire fence on land of Gertrude B. Gilmore et al., eighty-seven and five tenths feet; thence north eighty-three degrees fifty-
135 eight minutes east on land of Gertrude B. Gilmore et al., to the division line between land of Gertrude B. Gilmore et al. and land of Philip G. Harris, one hundred and seventy-nine hundredths feet; thence north one degree twenty-four minutes west along the division line between land of Gertrude B. Gilmore et al. and land of Philip G. Harris, sixty feet; thence north eighty-four degrees twenty-one minutes east on land of Philip G. Harris to the division line between land of the said Philip G. Harris and land of Franklin B. Nickerson, three hundred and nineteen and three hundredths feet; thence south two degrees twenty-seven minutes west along said division line, ninety-two and twenty-nine hundredths feet to an iron pipe; thence south one degree three minutes west seven and fifty-six hundredths feet to an iron pipe; thence south fifty-three degrees twenty-seven minutes east along said division line, one hundred and sixty-five and five tenths feet to an iron pipe set at high water mark in Fourside harbor; thence in an
156 easterly and northerly direction along the high water
157 line of Fourside harbor and Pleasant bay to the point
158 of beginning.

Tract 5.

160 Radio Compass station, Surfside, Nantucket, contain-
161 ing thirty-nine thousand square feet, more or
162 less, described as follows:

Parcel 1. Beginning at a point on the northerly
164 side of Western avenue at the east line of Station
165 street; thence easterly along Western avenue, one
166 hundred and forty-four hundredths feet; thence
167 northerly along the boundary between lots thirty-
168 two and thirty-three, eighty and four tenths feet,
169 more or less; thence westerly along the northerly
170 line of lots thirty-three, thirty-four, thirty-five and
171 thirty-six, one hundred feet, to the easterly line of
172 Station street; thence southerly along the easterly
173 line of Station street, ninety feet, more or less, to
174 the point of beginning.

Parcel 2. Beginning at a point on the northerly
176 line of Western avenue at the westerly side of Sta-
177 tion street; thence northerly along the westerly side
178 of Station street, one hundred and ninety-three and
179 eight tenths feet to the northerly line of lot ten, in
180 block thirty-nine; thence westerly along the northerly
181 line of lot ten, one hundred and fifty feet; thence southerly
182 through the center of lots twenty-two, twenty-
183 three, twenty-four and twenty-five, on a line between
184 lots nineteen and twenty, two hundred and fifteen feet,
185 more or less, all in block thirty-nine, to the northerly
186 line of Western avenue; thence easterly along the
187 northerly line of Western avenue, one hundred
188 and fifty and forty-five hundredths feet to the point
189 of beginning.
1 Section 2. Cession of jurisdiction over the tracts of land described in the preceding section is upon the express condition that the commonwealth of Massachusetts shall retain concurrent jurisdiction with the United States of America in and over the land so acquired, in so far as all civil processes, and criminal processes as may issue under the authority of this commonwealth against any person or persons charged with crimes, may be executed thereon in the same manner as though this cession had not been granted; provided, that the exclusive jurisdiction shall revert to and revest in the commonwealth whenever the area so acquired shall cease to be used for purposes of national defense.

1 Section 3. This act shall be void unless within one year after its effective date suitable plans of the aforesaid tracts shall be deposited in the office of the secretary of the commonwealth.
His Excellency,
The Governor of the State of Massachusetts,
Boston, Massachusetts.

Sir:

By virtue of the authority contained in the Act of Congress approved October 6, 1917 (40 Stat., 371), the United States took over the possession and title to a certain tract of land at Squantum, Mass., within the limits of the City of Quincy for a Destroyer and Submarine Base.

The records of the Navy Department disclose that by its letter of March 13, 1918, a request was submitted to the Governor to have action initiated in the Massachusetts legislature for the cession of jurisdiction by the Commonwealth of Massachusetts with the usual restrictions, over the said tract of land at Squantum, Mass., acquired by the United States for a Destroyer and Submarine Base, and over any other land and premises that may be acquired by the United States to be used for purposes of national defense. With said letter of the Navy Department there was transmitted a draft of a proposed act to carry out the aforesaid purpose.

The records of the Navy Department further indicate that by letter dated May 24, 1918, from the Governor the Navy Department was advised that it was considered unwise to enact legislation giving blanket authority to cede anything which the Government might select at a future time for the reason that the Massachusetts legislature has shown a disposition to cede such parcels as requested and undoubtedly may be depended upon to assist in every way possible in the future. No further action appears to have been taken in this respect, although pursuant to authorization by the Congress the United States has acquired additional lands for national defense purposes, the exclusive jurisdiction over which appears not to have been ceded by the Commonwealth.

In view of the foregoing I have the honor to enclose a draft of a proposed act granting and ceding jurisdiction by the Commonwealth of Massachusetts over certain lands in Massachusetts that have been acquired by the United States pursuant to law for national defense.
purposes with the request that this subject be laid before the legislature for its action with as little delay as practicable.

The Navy Department would appreciate your good offices in procuring its enactment.

Very respectfully,

ERNEST LEE JAHNCKE
Acting Secretary of the Navy.

(Enclosure)

NZ2/EG22 (300106)

DEPARTMENT OF THE NAVY
Office of the Secretary
Washington

MAR 21 1930

His Excellency,
The Governor of Massachusetts,
Boston, Massachusetts.

SIR:

Further reference is made to the Navy Department's letter of January 6, 1930, and to your reply of February 11, 1930, transmitting a copy of a report from the Attorney General of Massachusetts, together with a new draft of proposed legislation whereby the Commonwealth of Massachusetts proposes to cede to the United States jurisdiction over certain tracts of land situated in the City of Boston, City of Quincy, Town of Scituate, Town of Chatham, and Town of Nantucket. In said report of the Attorney General it is stated that the several tracts involved should be described by metes and bounds, in order to correctly define the limits over which cession of jurisdiction is to be made.

In view of the foregoing, there is enclosed a complete draft including accurate descriptions of the tracts of land referred to.

In order to comply with the provisions of Section 3 of the proposed act, the Navy Department will take the necessary steps to prepare suitable plans of the aforesaid tracts for deposit in the Office of the Secretary of the Commonwealth at the appropriate time.

Very respectfully,

ERNEST LEE JAHNCKE
The Acting Secretary of the Navy.

(Enclosure)