

HOUSE No. 1889

By Mr. Rawson of Newton, petition of George E. Rawson that the consent of the Commonwealth be granted for the acquisition by the United States of America of certain lands for use as military reservations and granting and ceding jurisdiction over such lands. Military Affairs and Public Safety.

The Commonwealth of Massachusetts

In the Year One Thousand Nine Hundred and Forty-Five.

AN ACT GRANTING THE CONSENT OF THE COMMONWEALTH TO THE ACQUISITION BY THE UNITED STATES OF AMERICA OF CERTAIN LANDS FOR USE AS MILITARY RESERVATIONS AND GRANTING AND CEDING JURISDICTION OVER SUCH LANDS.

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. Subject to the conditions hereinafter
2 imposed, the consent of the commonwealth is hereby
3 granted to the acquisition by the United States of
4 America of the following described parcels of land
5 for use by the War Department as military reserva-
6 tions, and to the acquisition on or before December
7 thirty-first, nineteen hundred and forty-six, of such
8 additional parcels of land as may be necessary for
9 use in connection with such reservations.

10 1. All that certain piece or parcel of land located
11 on the easterly side of the Concord river, situated

12 in the city of Lowell, towns of Tewksbury and Bil-
13 lERICA, county of Middlesex, Commonwealth of
14 Massachusetts, used in connection with a military
15 reservation known as Lowell Ordnance Plant No. 2,
16 and bounded and described as follows:

17 Beginning at a concrete bound on the westerly
18 side line of the Boston and Maine railroad right-of-
19 way, said bound being on the northerly boundary
20 line of land now or formerly of the Lowell Rendering
21 Company; thence south $77^{\circ} 25' 26.5''$ west along
22 land of said Lowell Rendering Company 2,137.0
23 feet, more or less, to a point on the easterly shore of
24 the Concord river; thence in a general northerly
25 direction along the easterly shore of said Concord
26 river 4,300 feet, more or less, to a point on the south-
27 westerly side line of said Boston and Maine railroad
28 right-of-way; thence by said railroad right-of-way
29 by the following courses and distances: south $55^{\circ} 18'$
30 $03.5''$ east 100 feet, more or less, to a concrete bound,
31 south $55^{\circ} 18' 03.5''$ east 300.00 feet, more or less to a
32 concrete bound, southeasterly by a curve deflecting
33 to the right and having a radius of 3,616.61 feet a
34 distance of 1,028.45 feet, more or less, south $76^{\circ} 56'$
35 $33.5''$ east 49.64 feet, more or less, southeasterly by
36 a curve deflecting to the right and having a radius
37 of 3,647.11 feet a distance of 1,085.0 feet, more or
38 less, south $35^{\circ} 10' 56.5''$ west 50.5 feet, more or less,
39 south $40^{\circ} 15' 33.5''$ east 150.0 feet, more or less,
40 south $15^{\circ} 50' 33.5''$ east 507.1 feet, more or less, to a
41 concrete bound, south $82^{\circ} 03' 11.5''$ west 44.17 feet,
42 more or less, to a concrete bound, south $15^{\circ} 50' 33.5''$
43 east 828.79 feet, more or less, to a concrete bound,
44 north $84^{\circ} 35' 26.5''$ east 44.49 feet, more or less, to a
45 concrete bound, south $15^{\circ} 50' 33.5''$ east 216.20 feet,

46 more or less, to the point of beginning; containing
47 131.0 acres of land, more or less.

48 2. All that certain piece or parcel of land located
49 on the westerly side of Woburn street, situated in the
50 town of Tewksbury, county of Middlesex, Common-
51 wealth of Massachusetts, also used in connection
52 with a military reservation known as Lowell Ord-
53 nance Plant No. 2, and bounded and described as
54 follows:

55 Beginning at a stone bound on the westerly side
56 line of Woburn street, said bound being 357.5 feet,
57 more or less, southerly along said side line of Woburn
58 street from the Lowell-Tewksbury town line; thence
59 south $15^{\circ} 40' 33.5''$ east along said westerly side line
60 of Woburn street 1,233.0 feet, more or less, to a
61 concrete bound; thence south $81^{\circ} 58' 56.5''$ west a
62 distance of 376.53 feet, more or less, to a concrete
63 bound on the easterly side line of said Boston and
64 Maine railroad; thence north $15^{\circ} 50' 33.5''$ west
65 along said railroad right-of-way 1,182.94 feet, more
66 or less, to a concrete bound; thence north $74^{\circ} 20'$
67 $26.5''$ east a distance of 376.59 feet, more or less, to
68 the point of beginning; containing 10.39 acres of
69 land, more or less.

70 3. All that certain piece or parcel of land located
71 on the southerly side of Arsenal street, situated in
72 the town of Watertown, county of Middlesex, Com-
73 monwealth of Massachusetts, used in connection
74 with a military reservation officially designated
75 Watertown Arsenal, and bounded and described as
76 follows:

77 Beginning at a point at the intersection of the
78 easterly side line of School street and the southerly
79 side line of Arsenal street; thence southwesterly

80 along said easterly side line of School street 530.80
81 feet, more or less, to the northerly side line of North
82 Beacon street; thence westerly along said northerly
83 side line of North Beacon street 643 feet, more or
84 less, to a point; thence northeasterly along a line
85 forming an interior angle of $90^{\circ} 23' 30''$ with said
86 North Beacon street, 439.9 feet, more or less, to a
87 point on said southerly side line of Arsenal street;
88 thence easterly along said southerly side line of
89 Arsenal street 757 feet, more or less, to the point of
90 beginning; containing 7.56 acres of land, more or
91 less.

92 4. All that certain piece or parcel of land located
93 on the southerly side of Arsenal street, situated in
94 the town of Watertown, county of Middlesex, Com-
95 monwealth of Massachusetts, used in connection
96 with a military reservation officially designated
97 Watertown arsenal, and bounded and described as
98 follows:

99 Beginning at a point on the southerly side line
100 of Arsenal street, said point being 201.53 feet, more
101 or less, westerly along said side line from a stone
102 bound at the P. C. of rounding at Charles River
103 road; thence southerly by a curve deflecting to the
104 right and having a radius of 10.0 feet a distance of
105 25.78 feet, more or less, to a point; thence south-
106 westerly by a curve deflecting to the left and having
107 a radius of 3,207.68 feet a distance of 209.28 feet,
108 more or less, to a point; thence northwesterly a
109 distance of 162.20 feet, more or less, to said southerly
110 side line of Arsenal street; thence easterly along
111 said side line of Arsenal street 246.69 feet, more or
112 less, to the point of beginning; containing 0.44 of an
113 acre of land, more or less.

114 5. All that certain piece or parcel of land located
115 on Peaked Hill, situated in the town of Chilmark,
116 county of Dukes, Commonwealth of Massachusetts,
117 and bounded and described as follows:

118 Beginning at a point on the northerly side line of
119 Middle road, said point being on the northeasterly
120 boundary line of land of A. U. Dilley; thence north
121 $44^{\circ} 30' 00''$ west along land of said Dilley 788.5 feet,
122 more or less, to land of Emma V. Whiting; thence
123 along land of said Whiting by the following courses
124 and distances: north $34^{\circ} 04' 00''$ west 648 feet, more
125 or less, north $55^{\circ} 56' 00''$ east 300 feet, more or less,
126 south $34^{\circ} 04' 00''$ east 622.31 feet, more or less, to
127 land of Cordelia W. Tilton, et al.; thence south
128 $44^{\circ} 30' 00''$ east along land of said Tilton 974.92
129 feet, more or less, to said northerly side line of Middle
130 road; thence southwesterly along the northerly side
131 of said Middle road 232 feet, more or less, to a point;
132 thence in a general northwesterly direction along
133 the northerly side of said Middle road 183 feet, more
134 or less, to the point of beginning; containing 10.9
135 acres of land, more or less.

136 6. All that certain piece or parcel of land located
137 on the southwesterly side of Kenney avenue, situ-
138 ated in the town of Nahant, county of Essex, Com-
139 monwealth of Massachusetts, and bounded and
140 described as follows:

141 Beginning at the intersection of the southwesterly
142 side line of Kenney avenue and the northwesterly
143 side line of Surfview avenue; thence south $56^{\circ} 08'$
144 west along side Surfview avenue 73.2 feet, more or
145 less, to a corner; thence south $16^{\circ} 24'$ east along
146 said Surfview avenue 40.0 feet, more or less, to land
147 of Ira E. Sylvester; thence south $71^{\circ} 48'$ west along

148 land of said Sylvester 39.4 feet, more or less, to land
149 of Mary L. Watts; thence north 16 59' west along
150 land of said Watts 29.8 feet, more or less, to a corner;
151 thence south 72° 30' west along land of said Watts
152 69.8 feet, more or less, to a point on the northeasterly
153 side line of Breezy Hill terrace; thence north 17° 20'
154 west along the northeasterly side of said Breezy Hill
155 terrace 49.7 feet, more or less, to a stone bound at
156 land of Alice C. Johnson; thence north 72° 30' east
157 along land of said Johnson 69.8 feet, more or less to
158 a stone bound; thence north 160° 33' west along
159 land of said Johnson 89.2 feet, more or less, to an
160 iron pipe at land of Walter J. Croft; thence north
161 53° 53' east along land of said Croft 62.3 feet, more
162 or less, to said southwesterly side line of Kenney
163 avenue; thence south 36° 59' east along the south-
164 westerly side of said Kenney avenue 61.8 feet, more
165 or less, to a chiseled cross on arch; thence south
166 40° 11' east along said Kenney avenue 74.9 feet,
167 more or less, to the point of beginning; containing
168 0.38 of an acre of land, more or less.

169 7. All that certain piece or parcel of land located
170 in North Truro, town of Truro, county of Barnstable,
171 Commonwealth of Massachusetts, and bounded and
172 described as follows:

173 Beginning at a concrete bound on the northerly
174 boundary line of land of Margaret Kenton, said
175 bound being 340 feet, more or less, southwesterly
176 along said boundary line from the mean high water
177 line of the Atlantic ocean; thence along land of said
178 Kenton by the following courses and distances:
179 south 77° 17' 20'' west 406.45 feet, more or less,
180 south 75° 39' 10'' west 158.15 feet, more or less,
181 south 74° 56' 40'' west 875.92 feet, more or less, to

182 land of Harry M. Aldrich; thence north 15° 03' 20"
183 west along land of Aldrich 300 feet, more or less, to
184 a corner; thence north 74° 56' 40" east along land
185 of said Aldrich 1,805 feet, more or less, to said mean
186 high water line of the Atlantic Ocean; thence south-
187 easterly along said mean high water line 340 feet,
188 more or less, to land of said Kenton; thence south
189 77° 17' 20" west along land of said Kenton 340 feet,
190 more or less, to the point of beginning; containing
191 12.9 acres of land, more or less.

1 SECTION 2. Jurisdiction over the above described
2 lands is hereby granted and ceded to the United
3 States of America, but upon the express condition
4 that the Commonwealth shall retain concurrent
5 jurisdiction with the United States of America in
6 and over said lands, in so far that all civil processes
7 and such criminal processes as may issue under the
8 authority of the commonwealth against any person
9 or persons charged with crimes committed without
10 said lands and all processes for collection of taxes
11 levied under authority of the laws of the common-
12 wealth, including the service of warrants, may be
13 executed thereon in the same manner as though this
14 cession had not been granted; provided, that the
15 jurisdiction in and over the lands above described
16 shall revert to and revest in the commonwealth
17 whenever such areas shall cease to be used for the
18 purposes set forth in section one; and provided,
19 further, that any jurisdiction over public rights in
20 navigable waters is expressly excluded from this
21 grant and chapter ninety-one of the General Laws
22 shall apply to any encroachment, filling or structure
23 placed in the tide waters of the commonwealth.

1 SECTION 3. This act shall take full effect as to
2 each piece or parcel of land acquired under the
3 authority of section one upon the depositing in the
4 office of the state secretary before December thirty-
5 first, nineteen hundred and forty-six, of a suitable
6 plan of said parcel, but not otherwise.