

the location, now or formerly, of the Boston and Lowell Railroad;

Thence, Northwesterly along said land a distance of 58.46 feet, more or less;

Thence, Northerly along said land a distance of 5 feet, more or less;

Thence, Northeasterly along said land a distance of 23.16 feet, more or less;

Thence, Southeasterly along said land formerly of the Locks and Canals a distance of 63.46 feet, more or less, to the point of beginning.

Containing 1620 square feet of land, more or less.

Excepting therefrom are rights reserved to the proprietors of locks and canals by instrument dated May 11, 1906 and recorded with said Registry of Deeds in Book 390, Page 86, to the extent that said rights are still in full force and effect.

Both parcels being a portion of the premises taken by the Commonwealth of Massachusetts by Order of Taking dated November 2, 1977 and recorded with said registry of deeds at Book 2276, Page 589.

Said commissioner shall grant a right of reasonable access by foot and vehicle over adjacent lands to facilitate the installation and maintenance of improvements related to said easement.

**SECTION 2.** The easements granted pursuant to section one shall not be inconsistent with the commonwealth's use and operation of the canal system as a state park. Any improvements made on the above described parcels shall not interfere with the use, maintenance or operation by Boott Hydropower, Inc., their successors and assigns, for hydroelectric power production.

**SECTION 3.** In the event that the parcels of land referred to in section one to be used for purposes described herein or are used for any other purposes, all interest in said parcels shall revert to the commonwealth upon notice by the commissioner of capital planning and operations.

**SECTION 4.** The United States of America shall be responsible for any and all costs for appraisals, surveys and other expenses relating to the transfer of the easements herein and for all costs, liabilities and expenses of any nature and kind relating to the construction, maintenance, replacement and operation of the easement areas.

**SECTION 5.** This act shall take effect upon its passage.

Approved August 9, 1996.

**Chapter 320. AN ACT RELATIVE TO THE TRANSFER OF CERTAIN CONSERVATION LAND IN THE TOWN OF HARVARD.**

*Be it enacted, etc., as follows:*

**SECTION 1.** The conservation commission of the town of Harvard is hereby authorized to transfer to the board of selectmen of said town the care, custody, control and management of its rights to harvest timber, build and maintain structures and use motor vehicles on a certain portion of the town forest shown as Parcel 13 on Harvard Assessor's

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Map 13 and lying within a one hundred foot radius of The Village Nursery School's well, the location of which is shown on a plan entitled "Site Plan of Land in Harvard, Mass. prepared for Village Nursery School" Scale 1" = 20' dated February 1995, revised February 28, 1995, which plan is on file in the office of the town clerk of said town of Harvard.

**SECTION 2.** Notwithstanding the provisions of chapter thirty B of the General Laws or any other general or special law to the contrary, the board of selectmen of the town of Harvard is hereby authorized to grant, sell or convey the rights described in section one, in the form of a well protection restriction, to The Village Nursery School, Inc., in consideration of a trail easement of approximately twenty feet in width in a location to be determined along the northerly portion of the lot to be acquired by said Village Nursery School, Inc., adjacent to the town forest and shown as Lot 62 on Harvard Assessor's Map 13, and linking the portion of the town forest described in section one to the 2.2 acre portion of the town forest on Poor Farm road lying to the west of said Village Nursery School site shown on the site plan referred to in section one.

**SECTION 3.** The conservation commission is hereby authorized to change the use of all or part of the land within that portion of the town forest described in section one.

**SECTION 4.** This act shall take effect upon its passage.

Approved August 9, 1996.

**Chapter 321. AN ACT AUTHORIZING THE TOWN OF NORTH READING TO CONVEY A CERTAIN PARCEL OF LAND.**

*Be it enacted, etc., as follows:*

**SECTION 1.** The town of North Reading, acting by and through its board of selectmen, is hereby authorized to convey a portion of a certain parcel of open space and recreational land to an individual or entity abutting said parcel and to convey the remainder of said parcel to the conservation commission of said town for conservation purposes. Said conveyance shall be subject to the provisions of section sixteen of chapter thirty B of the General Laws. Said parcel is shown on a plan of land entitled, "Plan of Land in North Reading, MA" dated March twenty-sixth, nineteen hundred and ninety-six prepared by JJR Engineering, which is on file in the office of the town clerk.

**SECTION 2.** This act shall take effect upon its passage.

Approved August 9, 1996.