

# HOUSE . . . . . No. 5708

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## The Commonwealth of Massachusetts

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HOUSE OF REPRESENTATIVES, March 12, 1979.

The committee on Urban Affairs, to whom was referred the petition (accompanied by bill, House, No. 4883) of James T. Harrington that the Metropolitan District Commission be authorized to grant a certain easement for bridge and road purposes in the town of Rutland, reports recommending that the accompanying bill (House, No. 5708) ought to pass.

For the committee,

JOHN F. CUSACK.

## The Commonwealth of Massachusetts

In the Year One Thousand Nine Hundred and Seventy-Nine.

AN ACT GRANTING A CERTAIN EASEMENT FOR BRIDGE AND ROAD PURPOSES ON METROPOLITAN DISTRICT COMMISSION LAND IN THE TOWN OF RUTLAND.

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

1 The metropolitan district commission is hereby authorized to  
2 grant to Helen M. Jones and Francis Jones, Jr., of the town of  
3 Rutland, a permanent easement over a portion of Ware River  
4 Watershed land near the River Road in the town of Rutland  
5 adjacent to property of Francis Jones, Jr., as shown on a plan on  
6 file with the said commission by Moulton Manufacturing Com-  
7 pany, said easement shall be a right of way fifty feet wide from the  
8 former flow line to the river for the purpose of using and maintain-  
9 ing an existing road and bridge, said easement shall be granted for  
10 such consideration and upon such terms as may be acceptable to  
11 the metropolitan district commission.

12 BEGINNING at the northwest corner of lot at a point on River  
13 Road, Said point being N. 6° 04' 20" E., 33.00 feet from the south-  
14 west corner of Parcel I as described in deed of Edward D. and Teresa  
15 A. McCabe, Book 4730, Page 486.

16 Thence S. 83° E., 50.00 feet to a point; Thence N. 64° E. about  
17 240 feet to the East Branch of the Ware River, the last 2 courses by  
18 other land of said McCabe; Thence southerly by said river, which is  
19 owned by the Metropolitan District Water Supply Commission  
20 about 150 feet; Thence S. 65° W., about 350 feet by other land of  
21 said McCabe to River Road; Thence N. 17° 27' 30" E., 131.99 feet  
22 by River Road to a point; Thence N. 6° 04' 20" E., 68.01 feet by  
23 River Road to the point of beginning. Containing about 1.0 acre.  
24 Reserving to said McCabe the right to pass through this lot for  
25 access to said McCabe's land adjacent to the lot and easterly of the  
26 river.

27 Also another lot beginning N. 65° E., about 80 feet from the  
28 southeast corner of first described lot; Thence Northerly about 325  
29 feet by the easterly side of the East Branch of the Ware River;  
30 Thence N. 84° E., 300 feet by a stone wall; Thence S. 1° 15' W.,  
31 about 340 feet; Thence S. 86° 15' W. 280' to a point of beginning by  
32 other land of said McCabe. Containing 2.2 acres. Reserving to said  
33 McCabe a right of way described as follows: Beginning at the same  
34 beginning point of the lot, Thence N. 84° E., 70 feet; Thence S. 86°  
35 15' W. about 325 feet; Thence S. 86° 15' W., 50 feet to the point of  
36 beginning.

37 Being a portion of the same premises conveyed to Grantors in  
38 deed recorded in Book 4730, Page 486, Worcester District Registry  
39 of Deeds and as in Plan Book 404, Plan 40.

40 Being the same premises conveyed to the Grantors by Edward D  
41 McCabe and Teresa A. McCabe, husband and wife, in deed dated  
42 October 18, 1974 and recorded in the Worcester District Registry  
43 of Deeds, Book 5606, Page 194.

