

By Ms. Buckley, a petition (accompanied by bill, Senate, No. 1965) of Anna P. Buckley and Daniel J. Foley for legislation to grant an irrevocable license to Joseph J. and Albina R. Kersus. Natural Resources and Agriculture.

The Commonwealth of Massachusetts

In the Year One Thousand Nine Hundred and Eighty.

AN ACT GRANTING AN IRREVOCABLE LICENSE TO JOSEPH J. AND ALBINA R. KERSUS.

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. Notwithstanding the provisions of any general
2 or special law to the contrary, the following license and au-
3 thority heretofore granted to fill and maintain fill or to erect
4 or to maintain structures on a certain parcel of land in the
5 city of Worcester is hereby made irrevocable: —

6 The license granted by the department of environmental
7 quality engineering of the commonwealth of Massachusetts
8 to Joseph J. and Albina R. Kersus being licensed No. 601
9 dated December 4, 1979 and being recorded with the Worces-
10 ter County Registry of Deeds in Book 6898, page 53.

11 Said license having been granted for the purpose of placing
12 and maintaining fill and structures over certain waters on
13 Lake Quinsigamond in the city of Worcester.

1 SECTION 2. The commonwealth hereby releases any condi-
2 tions, express or implied arising by virtue of the granting by
3 the commonwealth of said license, which conditions control or
4 limit the use which the holder of such license may make of
5 the fill or structures contained thereon: —

6 A parcel of land now known as Number 139 Lake Avenue,
7 situated in the city of Worcester in the county of Worcester
8 being shown on a plan of land entitled "Plan Accompanying
9 Petition of Joseph J. and Albina R. Kersus to Maintain Con-
10 crete and Stone Retaining Wall, Fill, Wood Plank on I Beam
11 Cantilever Dock, Wood Plank on Polyethylene Float Dock,

12 House and Two Fences" dated July 3, 1979 by Thompson-
13 Liston Associates, Inc. and on said plan said premises are
14 shown to contain 2180 square feet of land, more or less, and
15 recorded with the Worcester District Registry of Deeds, Plan
16 Book 471, Plan 14, end and bounded as follows: —

17 Beginning at a point on the easterly side of Lake Avenue,
18 which point is the northwest corner of the premises herein
19 described and said point is also the southwest corner of land
20 of Armand A. Letiecq;

21 thence N. 71° 36' 49" E. by said Letiecq land, 43.2 feet,
22 more or less, to the present shore line of Lake Quinsigamond;

23 thence southerly along the present shore line of said Lake
24 Quinsigamond, also being by a concrete and stone retaining
25 wall, 47.2 feet, more or less, to land of Daniel M. Rice;

26 thence S. 71° 36' 49" W. by said Rice land, 50 feet, more
27 or less, to the easterly side of Lake Avenue;

28 thence northerly by the easterly side of Lake Avenue, by
29 a curve with a radius of 814.49 feet, the distance of 47.06
30 feet to the point of beginning.

31 The preceding description includes that portion of land de-
32 scribed in the license No. 601 granted by said department of
33 environmental quality engineering as follows: —

34 An existing concrete and stone retaining wall having a
35 length of approximately 47.2 feet may be maintained as con-
36 structed, having fill extending 22.2 feet and 23 feet respec-
37 tively, northeasterly from the former shoreline.

38 An existing wood floating dock may be maintained as con-
39 structed at the southerly end of said existing retaining wall,
40 said dock having a length of approximately 21.2 feet and a
41 a width of 4.0 feet and being fastened by two two inch iron
42 pipes into said retaining wall.

43 An additional wood dock, secured by four "I" beams into
44 said retaining wall and having a width of approximately 14.4
45 feet and a length of approximately 7.9 feet, may be main-
46 tained as constructed near the northerly end of said retaining
47 wall.

1 SECTION 3. The commonwealth releases to Joseph J. and

2 Albina R. Kersus all its right, title, and interest in so much of
3 the parcel of land situated in the city of Worcester, Worcester
4 County, Massachusetts being shown in the plan of land en-
5 titled "Plan Accompanying Petition of Joseph J. and Albina R.
6 Kersus to Maintain Concrete and Stone Retaining Wall, Fill,
7 Wood Plank on I Beam Cantilever Dock, Wood Plank on Poly-
8 ethylene Float Dock, House and Two Fences".

The first of these is the fact that the
 population of the country has increased
 very rapidly since the year 1800. It
 is estimated that in 1850 there were
 about 20,000,000 inhabitants in the
 United States, and that in 1858 there
 were about 25,000,000. This increase
 has been the result of a number of
 causes, the most important of which
 are the following:—

1. The immigration of Europeans
 and Americans from other parts of
 the world. 2. The increase of the
 birth rate. 3. The decrease of the
 death rate. 4. The increase of the
 life expectancy.

The second of these is the fact that
 the population of the country has
 become more and more concentrated
 in the eastern and southern parts
 of the Union.

The third of these is the fact that
 the population of the country has
 become more and more educated.

The fourth of these is the fact that
 the population of the country has
 become more and more wealthy.

The fifth of these is the fact that
 the population of the country has
 become more and more civilized.

The sixth of these is the fact that
 the population of the country has
 become more and more free.

The seventh of these is the fact that
 the population of the country has
 become more and more happy.

The eighth of these is the fact that
 the population of the country has
 become more and more virtuous.

The ninth of these is the fact that
 the population of the country has
 become more and more intelligent.