

By Mr. Doane, a petition (accompanied by bill, Senate, No. 2254) of Paul V. Doane and Haden G. Greenhalgh (by vote of the town) for legislation to authorize the Department of Environmental Management to grant a utility easement to the town of Brewster water department. State Administration.

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**The Commonwealth of Massachusetts**

In the Year One Thousand Nine Hundred and Eighty-four.

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AN ACT AUTHORIZING THE DEPARTMENT OF ENVIRONMENTAL MANAGEMENT TO GRANT A UTILITY EASEMENT TO THE TOWN OF BREWSTER WATER DEPARTMENT

*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. The Department of Environmental Management,  
2 acting in the name of and on behalf of the Commonwealth, with  
3 the approval of the Division of Capital Planning and Opera-  
4 tions, is hereby authorized to grant a permanent easement in  
5 land located in the Town of Brewster to said Town and to its  
6 Water Department, to construct and maintain a sixteen inch  
7 water main and to construct and maintain an underground  
8 power line along Silas Road through property of the Com-  
9 monwealth of Massachusetts in the Town of Brewster, describ-  
10 ed as follows:

11 Beginning at the Nickerson State Property about 1300' from  
12 Millstone Road along Fern Lane, thence running in a souther-  
13 ly direction along Silas Road about 4,400 feet more or less;  
14 thence turning and running in an easterly direction along Silas  
15 Road 3,600' more or less to the Town of Brewster land and  
16 Pump Station No. 3 near Rafe Pond as shown on Assessors'  
17 Maps No. 46, 43, and 32, scale 1" = 200' on file in the Assessors'  
18 Office, Town of Brewster, Massachusetts and as shown on a  
19 plan entitled Compilation of Assessor's Sheets No. 46, 43 and  
20 32 dated February, 1984, scale 1" = 400'.

1 SECTION 2. In consideration for the above described ease-  
2 ment, the Town of Brewster shall supply fire hydrants along

3 Silas Road for fire protection for Nickerson State Park and  
4 any security protection for said Park deemed necessary by  
5 the Regional Forest and Parks Supervisor or his designee.  
6 Upon project completion, Silas Road shall be returned to its  
7 original condition. The Town of Brewster shall maintain said  
8 water main and power line and shall release the Department  
9 from any liability caused by or incurred in its use and  
10 operation.

1 SECTION 3. This act shall take effect upon its passage.