

ACTS, 1983. - Chap. 553.

Chap. 553. AN ACT PROVIDING FOR AN EXCHANGE OF CERTAIN LAND BETWEEN THE COMMONWEALTH AND THE TOWN OF WENDELL.

Be it enacted, etc., as follows:

SECTION 1. In consideration of the conveyance to the commonwealth by the town of Wendell, as provided in section two, the division of capital planning and operations, acting for and in behalf of the commonwealth, is hereby authorized to convey to said town, by deed approved as to form by the attorney general, all right, title and interest which the commonwealth has in a certain parcel of land under the control of the department of environmental management, located on the westerly side of New Salem road in said town, and shown as five acres more or less to be conveyed to the town of Wendell on a plan entitled, "Plan of Land Showing a Portion of Wendell State Forest, New Salem Road, Surveyed August 1982 by the Department of Environmental Management, Scale 1" = 100' W. P. Maisna, Req. #4HQ Amherst, Mass." a copy of which is on file with said department, and bounded and described as follows:-

Beginning at a concrete bound the westerly side of New Salem Road thence running $S79^{\circ} 00' W$ 230.70 feet to a concrete bound, thence $N. 12^{\circ} 12' W$ 862.45' to a concrete bound; thence $N79^{\circ} 00'E$ 220.11' to a concrete bound at New Salem Road, thence southerly by said road 900 feet \pm to the point of beginning.

Said land to be used by said town for the establishment of a town cemetery.

SECTION 2. In consideration of such conveyance the town of Wendell is hereby authorized to convey and shall convey to the commonwealth, by a deed approved as to form by the attorney general, all right, title and interest which it has in a certain parcel of land located approximately three thousand five hundred feet west of Wendell Depot road and approximately 1,000 feet south of Farley Road in said town and shown as "Parcel A" on a plan entitled "Phelps School Lots No. 4 & No. 5 Town of Wendell, Massachusetts, Book 404 Page 53, Tracts 4 & 5 compiled by Bay State Forestry Service from 1954 Plan, by N. J. Hunting, 1915 Plan by Harry F. Hastings, Plan Book 6, Page 60, 1906 Plan-Unnamed", a copy of which is on file with the town clerk of said town, containing thirteen acres, more or less, and bounded and described as follows:-

Beginning at an iron pipe and stones at the northwesterly corner of the same and thence running $S 71^{\circ} 00'E$ 625.0' to an iron pipe and stones thence $S 12^{\circ} 36' W$ 879.1' to a stake and stones; then $N 71^{\circ} 00' W$ 684.75', to a stake and stones, thence

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N 16° 30'E 874.5 feet to the point of beginning.

Said land to be under the care and custody and control of the department of environmental management.

Approved December 10, 1983.

Chap. 554. AN ACT AUTHORIZING THE COMMONWEALTH TO SELL AND CONVEY A CERTAIN PARCEL OF LAND IN THE TOWN OF BARNSTABLE TO THE CAPE COD CHAPTER NO. 96 DISABLED AMERICAN VETERANS, INC.

Be it enacted, etc., as follows:

SECTION 1. The deputy commissioner of capital planning and operations, in the name and behalf of the commonwealth, is hereby authorized to sell and convey to the Cape Cod Chapter No. 96, Disabled American Veterans, Inc. by deed approved as to form by the attorney general, a certain parcel of land situated in the town of Barnstable upon which a veterans post is to be built, comprising a portion of the second section of state highway laid on March fifteenth, nineteen hundred and fifty-two, L.O. No. 3954, in said town, and located northeasterly of Iyannough Road and southeasterly of Phinney's lane and bounded as follows:-

Northeasterly, in part, by land now or formerly of the estate of Mary G. Hickey, in part, by land now or formerly of Samuel Snow Heirs, and in part, by land now or formerly of Ensign C. Jerauld a total of about 310 feet; southeasterly, in part, by land formerly of said Jerauld and in part by land formerly of said Heirs a total of about 240 feet; southwesterly about 89 feet, westerly about 208 feet, northwesterly about 72 feet, and again southwesterly about 21 feet, all by land formerly of said Heirs, and northwesterly by said Phinney's Lane about 62 feet; containing about 1.34 acres.

SECTION 2. The sale of the land provided in section one shall be made at fair market value to be determined by the division of capital planning and operations as the average of three independent appraisals, selected by said division. Said appraisals shall be conducted by appraisers selected by said division and shall be paid for by said veterans organization. Said division shall inform the Cape Cod Chapter No. 96 Disabled American Veterans, Inc. of the price to be remitted to the commonwealth as soon as possible after the appraisals are submitted.

Approved December 10, 1983.