

# HOUSE . . . . . No. 607

By Mr. Bradford of Rochester, petition of John C. Bradford relative to the protection of groundwater. Natural Resources and Agriculture.

## The Commonwealth of Massachusetts

In the Year One Thousand Nine Hundred and Ninety-Two.

### AN ACT TO PROTECT GROUNDWATER.

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

1 Chapter 184 of the General Laws as appearing in the 1986  
2 Official Edition is hereby amended by adding the following  
3 section: —

4 Section 35. The use of groundwater that flows under or through  
5 a property owner's land is common to all property owners of land  
6 under or through which said groundwater flows and each such  
7 property owner shall conduct himself reasonably in view of the  
8 like rights and obligations of the other property owners sharing  
9 in the same groundwater supply.

10 Such conduct may result in some diminution, obstruction or  
11 change in the natural groundwater flow, but the interference  
12 cannot exceed that which arises from reasonable conduct in light  
13 of all circumstances, having due regard to the exercise of equally  
14 beneficial enjoyment of the common right to groundwater by  
15 overlying owners.

