

Accompanying the twenty-first recommendation of the Department of Natural Resources (house, No. 215). Natural Resources and Agriculture.

The Commonwealth of Massachusetts

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

AN ACT AUTHORIZING THE COMMONWEALTH OF MASSACHUSETTS, THROUGH ITS WATER RESOURCES COMMISSION, TO GRANT CERTAIN EASEMENTS TO A. CHRISTINE HIGGINS IN THE TOWNS OF HARVARD AND STOW.

1 *Whereas*, The deferred operation of this act would tend to
2 defeat its purpose which is to facilitate the granting of a right of
3 way restoring access to adjacent private lands, therefore, it is
4 hereby declared to be an emergency law, necessary for the
5 immediate preservation of the public interest.

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 Commonwealth of Massachusetts acting through its
2 Water Resources Commission is hereby authorized to grant to
3 A. Christine Higgins, her heirs and assigns, a perpetual easement
4 and right of way not to exceed thirty feet in width for the
5 purpose of restoring access to the remainder of said Higgins
6 land located in the Town of Harvard, County of Worcester and
7 the Town of Stow, County of Middlesex.

8 Said land was taken by the Water Resources Commission
9 from said Higgins in and Order of Taking dated April 9, 1970
10 and recorded at the Worcester District Registry of Deeds in
11 Worcester on April 9, 1970 in Book 5022 page 507 and recorded
12 at the Middlesex District Registry of Deeds on April 9, 1970,
13 Book 11818 Page 620 and is identified as tract 178 on a plan
14 entitled "Commonwealth of Massachusetts Water Resources
15 Commission, Plan of Land in the Towns of Bolton and Harvard

16 (Worcester County) Boxborough and Stow (Middlesex Coun-
17 ty)", which is recorded at said registries.

18 Said tract of land was taken by the Water Resources
19 Commission by virtue of the authority and in the exercise of the
20 powers conferred by Chapter six hundred and sixty nine of the
21 Acts of nineteen hundred and sixty, as amended, for the purpose
22 of flood prevention and related purposes.

23 The location and design and use of said right of way shall be
24 subject to the approval of the Water Resources Commission,
25 Division of Water Resources.