

# HOUSE . . . . . No. 735.

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[Bill accompanying the petition of the selectmen of the town of Longmeadow. Water Supply.]

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## Commonwealth of Massachusetts.

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In the Year One Thousand Eight Hundred and Ninety-nine.

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### AN ACT

To authorize the Town of Longmeadow to take Land for the Purposes and Protection of its Water Supply.

*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 town of Longmeadow, acting by  
2 its selectmen, may at any time within two years from  
3 the passage of this act, for the purpose of protecting  
4 and insuring its present water supply for domestic and  
5 fire purposes, take, by purchase or otherwise, in fee, so  
6 much of the land adjoining land owned by said town  
7 and located therein on Cooley brook, and so much of the  
8 land in said town on said brook belonging to Daniel  
9 Castle, as said town may deem proper for protecting and  
10 insuring its said water supply and for the purposes  
11 thereof.

1 SECTION 2. Said town shall, within sixty days after  
2 the taking of any land as aforesaid, otherwise than by  
3 purchase, file and cause to be recorded in the registry of  
4 deeds for the county of Hampden, a description thereof  
5 sufficiently accurate for identification, with a statement  
6 of the purpose for which the same was taken, signed by  
7 a majority of the selectmen of said town; and upon  
8 such recording the title to such land shall vest in said  
9 town.

1 SECTION 3. Said town of Longmeadow shall be  
2 liable to pay all damages sustained by any person by  
3 the taking of any land as aforesaid, and any such person  
4 who fails to agree with said town as to the amount of  
5 damages sustained, may have the same assessed and de-  
6 termined in the manner established by law where land is  
7 taken for the laying out of highways: *provided*, appli-  
8 cation therefor is made within two years from the taking  
9 of such land. In case of a petition for the assessment of  
10 damages, the town may, at any time preceding ten days  
11 prior to the hearing, file an offer in writing to pay the  
12 petitioner a sum therein specified as damages, which  
13 offer shall not be evidence against the town; and if said  
14 petitioner does not accept the same within ten days after  
15 notice of such offer, and does not finally recover a sum  
16 greater than that offered, with interest thereon from the  
17 time of the filing thereof, the town shall recover costs  
18 from the date of said notice; and the petitioner, if he  
19 recovers damages, shall be entitled to costs only to the  
20 date of said notice.

1 SECTION 4. This act shall take effect upon its passage.



