

By Ms. Murray, a petition (accompanied by bill, Senate, No. 2226) of Therese Murray for legislation to merge the South Sagamore water district with the Bourne water district. Natural Resources and Agriculture.

The Commonwealth of Massachusetts

In the Year Two Thousand and Four.

AN ACT MERGING THE SOUTH SAGAMORE WATER DISTRICT WITH THE BOURNE WATER DISTRICT.

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. Notwithstanding the provisions of section 16 of
2 chapter 30B of the General Laws, the South Sagamore Water Dis-
3 trict acting through its board of water commissioners is authorized
4 to convey by deed a certain parcel of conservation land to the
5 Bourne Conservation Trust in accordance with section 15B of
6 chapter 40. Said parcel is shown as Lot 2 on a plan of land enti-
7 tled "Plan of Division of Parcel A into Lots 1 and 2 in Sagamore,
8 (South) Bourne" drawn by Charles W. Ehman, Jr., RLS dated
9 October 12, 1983. Said parcel shall be held by the Bourne Conser-
10 vation Trust solely for conservation purposes.

1 SECTION 2. Chapter 441 of the acts of 1938 is hereby amended
2 by striking out section 1, as most recently amended by section 1
3 of chapter 604 of the acts of 1977, and inserting in place thereof
4 the following section:—

5 Section 1. The inhabitants of the town of Bourne, liable to taxa-
6 tion in said town, and residing within the territory comprised
7 within the following boundary lines, to wit:— Beginning at the
8 Cape Cod Canal at a point six thousand feet west of the center line
9 of the Sagamore bridge and running southerly from the mean high
10 water line of the canal on its southerly bank continuing in a
11 straight line to a point on the northerly boundary of the Military
12 Reservation, as shown on the Reservation Map-Camp Edwards,

13 Scale 1:10,000, dated May 15, 1941, Plan 6863-578, thence
14 turning and running westerly along the northerly line of said
15 reservation to the westerly line of said reservation; thence turning
16 and running southerly by the westerly line of said reservation, as
17 shown on said map, to its point of intersection with the Falmouth
18 town line; thence westerly by the Falmouth town line to Buzzards
19 Bay; thence northerly by the shore line of Buzzards Bay, including
20 all adjacent islands, as appearing on the plan hereinafter referred
21 to as the Cape Cod canal; thence easterly along the south bank of
22 the Cape Cod canal to the point of beginning, said territory being
23 shown on the map of the Bourne Water District dated January,
24 nineteen hundred and forty, by Whitman & Howard, as revised by
25 Newell Snow in September, nineteen hundred and fifty-two.

26 The inhabitants of the town of Bourne, liable to taxation in said
27 town and residing within the territory comprised within the
28 following boundary lines, to wit:— Beginning at the intersection
29 of the boundary line between the town of Bourne and the town of
30 Sandwich with the Cape Cod canal and running westerly by the
31 Cape Cod canal to a point six thousand feet west of the center line
32 of the Sagamore bridge; thence turning and running south (true
33 meridian) from the mean high water line of the Cape Cod canal on
34 its southerly bank a distance of six thousand feet; thence turning
35 and running east (true meridian) to the boundary line between the
36 town of Bourne and the town of Sandwich; thence turning and
37 running northeasterly by the boundary line between the town of
38 Bourne and the town of Sandwich to the Cape Cod canal to the
39 point of beginning, with the exception of a parcel of land shown
40 as Lot 2 on a plan of land entitled "Plan of Division of Parcel A
41 into Lots 1 and 2 in Sagamore, (South) Bourne" drawn by Charles
42 W. Ehman, Jr., RLS dated October 12, 1983, shall constitute a
43 water district and are hereby made a body corporate by the name
44 of the Bourne Water District, hereinafter called the district, for the
45 purpose of supplying themselves with water for the extinguish-
46 ment of fires and for domestic and other purposes, with power to
47 establish fountains and hydrants and to relocate and discontinue
48 the same, to regulate the use of such water and to fix and collect
49 rates to be paid therefor, and for the purposes of assessing and
50 raising taxes as provided herein for the payment of such services,
51 and for defraying the necessary expenses of carrying on the busi-

52 ness of said district, subject to all general laws now or hereafter in
53 force relative to such districts, except as otherwise provided
54 herein. The district shall have power to prosecute and defend all
55 actions relating to its property and affairs.

1 SECTION 3. This act shall take effect upon its acceptance
2 within one year at a meeting of the Bourne Water District at which
3 persons constituting the Water District as herein established shall
4 be entitled to vote. Upon acceptance as provided herein the re-
5 fined Bourne Water District shall be the corporate successor to the
6 former Bourne Water District and shall succeed to all property,
7 liabilities and contracts of the Bourne Water District as previously
8 established.

