

**HOUSE . . . . . No. 4151**

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**The Commonwealth of Massachusetts**

PRESENTED BY:

***Todd M. Smola***

*To the Honorable Senate and House of Representatives of the Commonwealth of Massachusetts in General Court assembled:*

The undersigned legislators and/or citizens respectfully petition for the adoption of the accompanying bill:

An Act authorizing the Division of Capital Asset Management and Maintenance to convey a certain parcel of land to the town of Palmer for conservation purposes.

PETITION OF:

| NAME:                | DISTRICT/ADDRESS:                                  | DATE ADDED:      |
|----------------------|--|------------------|
| <i>Todd M. Smola</i> | <i>1st Hampden</i>                                 | <i>2/29/2016</i> |
| <i>Anne M. Gobi</i>  | <i>Worcester, Hampden, Hampshire and Middlesex</i> | <i>2/29/2016</i> |

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By Mr. Smola of Warren, a petition (subject to Joint Rule 12) of Todd M. Smola and Anne M. Gobi for legislation to authorize the commissioner of Capital Asset Management and Maintenance to convey a certain parcel of land to the town of Palmer for conservation purposes. State Administration and Regulatory Oversight. [Local Approval Received.]

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**The Commonwealth of Massachusetts**

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**In the One Hundred and Eighty-Ninth General Court  
(2015-2016)**  
\_\_\_\_\_

An Act authorizing the Division of Capital Asset Management and Maintenance to convey a certain parcel of land to the town of Palmer for conservation purposes.

*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. (a) Notwithstanding sections 32 to 40, inclusive, of chapter 7C of the  
2   General Laws, the commissioner of capital asset management and maintenance, in consultation  
3   with the secretary of transportation, shall convey to the town of Palmer under the care and  
4   custody of the town’s conservation commission a certain parcel of land located in the town for  
5   the town to implement its 2014 Open Space and Recreation Plan. The parcel shall be used by the  
6   conservation commission for the promotion and development of the natural resources and for the  
7   protection of Kings Brook watershed and wildlife corridor. The parcel is identified on the town’s  
8   assessors’ map 15 as lot 14, containing approximately 92 acres, and was taken by the  
9   Massachusetts Turnpike Authority by an instrument of taking which is recorded in the Hampden  
10  registry of deeds in book 2473, page 398. (b) The commissioner of capital asset management and

11 maintenance shall determine the exact boundaries of the parcel after completion of a survey. The  
12 parcel shall be conveyed by deed without warranties or representations by the commonwealth.

13 SECTION 2. No deed conveying the parcel of land described in section 1 from the  
14 commonwealth to the town of Palmer shall be valid unless it contains a reversionary clause  
15 providing that the property shall revert to the commonwealth under the care and control of the  
16 department of conservation and recreation if the property ceases to be used for the express  
17 purpose for which it was conveyed as determined by the commissioner of capital asset  
18 management and maintenance.

19 SECTION 3. This act shall take effect upon its passage.