

**HOUSE . . . . . No. 4301**

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**The Commonwealth of Massachusetts**

PRESENTED BY:

*Paul W. Mark and Adam G. Hinds*

*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 Department of Fish and Game to acquire land of the town of Dalton.

PETITION OF:

NAME:	DISTRICT/ADDRESS:	DATE ADDED:
<i>Paul W. Mark</i>	<i>2nd Berkshire</i>	<i>2/12/2018</i>
<i>Adam G. Hinds</i>	<i>Berkshire, Hampshire, Franklin and Hampden</i>	<i>2/12/2018</i>

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By Representative Mark of Peru and Senator Hinds, a joint petition (subject to Joint Rule 12) of Paul W. Mark and Adam G. Hinds that the town of Dalton be authorized to convey certain parcels of land to the Department of Fish and Game. Environment, Natural Resources and Agriculture.

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**The Commonwealth of Massachusetts**

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**In the One Hundred and Ninetieth General Court  
(2017-2018)**  
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An Act authorizing the Department of Fish and Game to acquire land of the town of Dalton.

*Whereas*, The deferred operation of this act would tend to defeat its purpose, which is to authorize forthwith the department of fish and game to acquire land of the town of Dalton, therefore it is hereby declared to be an emergency law, necessary for the immediate preservation of the public convenience.

*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 any general or special law to the  
2 contrary and pursuant to the provisions of article 97 of the amendments to the Constitution of the  
3 Commonwealth of Massachusetts, the department of fish and game may take pursuant to chapter  
4 79 of the General Laws or otherwise acquire, and the Town of Dalton may convey to the  
5 department, for the preservation and protection of fish and wildlife habitat, passive recreation  
6 and other purposes consistent therewith, for consideration of one hundred thousand dollars, a  
7 certain parcel of land in the town of Dalton known as the Dalton town forest described in a deed  
8 to the town of Dalton dated February 9, 1927 and recorded in in the Berkshire middle district  
9 registry of deeds in book 433, page 169.

10           SECTION 2. The department of fish and game shall submit an appraisal of the property  
11 described in section 1 to the inspector general for the inspector general's review and comment.  
12 The inspector general shall prepare a report containing a review of the methodology used for the  
13 appraisal and shall file the report with the commissioner of fish and game, the house and senate  
14 committees on ways and means, and the house and senate committees on bonding, capital  
15 expenditures, and state assets.

16           SECTION 3. Costs and expenses associated with the transaction authorized in this act  
17 shall be apportioned as agreed to by the town of Dalton and the department of fish and game.

18           SECTION 4. This Act shall take effect upon passage.