

HOUSE No. 4065

The Commonwealth of Massachusetts

HOUSE OF REPRESENTATIVES, May 31, 2007.

The committee on Bonding, Capital Expenditures and State Assets to whom was referred the petition (accompanied by bill, House, No. 57) of Theodore C. Speliotis and Frederick E. Berry relative to discontinuing that portion of Gravelly Brook Road lying in the town of Topsfield as a county highway, and authorizing and directing the Division of Capital Asset Management to convey and grant all right, title, and interest in said discontinued portion to abutters, reports recommending that the accompanying bill (House, No. 4065) ought to pass.

For the committee,

DAVID L. FLYNN.

The Commonwealth of Massachusetts

In the Year Two Thousand and Seven.

AN ACT DISCONTINUING THAT PORTION OF GRAVELLY BROOK ROAD LYING
IN THE TOWN OF TOPSFIELD AS A COUNTY HIGHWAY.

1 *Whereas*, The deferred operation of this act would tend to
2 defeat its purpose, which is to forthwith authorize the discontin-
3 uance of a certain county highway and its conveyance to
4 abutting landowners, therefore it is hereby declared to be an
5 emergency law necessary for the immediate preservation of the
6 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 chapter 82 of
2 the General Laws, the portion of Gravelly Brook Road in the town
3 of Topsfield described in section 3 of this act is hereby discon-
4 tinued as a county highway, and the commissioner of the division
5 of capital asset management and maintenance, hereinafter referred
6 to as the commissioner, is directed to file in the office of the Tops-
7 field town clerk notice of such discontinuance.

1 SECTION 2. Notwithstanding the provisions of sections 40E
2 through 40J of chapter 7 of the General Laws, or section 16 of
3 chapter 30B of the General Laws, or of any other general or
4 special law to the contrary, the aforesaid commissioner shall grant
5 to each abutter of said portion of Gravelly Brook Road, respec-
6 tively, by recordable deed and for no monetary consideration, all
7 the commonwealth's right, title, and interest to the land described
8 in section 3 of this act, such that each abutter shall receive a deed
9 conveying the commonwealth's interest in that portion of Gravelly
10 Brook Road bounded by the center line of the Road, the abutter's
11 present, shared boundary line with the Road, and the extensions to
12 the center line of the Road of the abutter's side boundary lines

13 from the point where they intersect with said shared boundary
14 line, to be held for all lawful purposes without restriction.

1 SECTION 3. The portion of Gravelly Brook Road to be discon-
2 tinued, and the parcel of land to be conveyed to the abutters of
3 said Road, is all that portion of said road lying in the town of
4 Topsfield and described in Layout Plan Number 1052, voted on
5 December 19, 1854, by the Essex County Commissioners, having
6 approximately 6.12 acres