

be payable semi-annually, and the principal shall be payable at periods not more than forty years from the issuing thereof; and said bonds shall be known as Mystic Water Bonds of the city of Boston. And the said city may sell the same or any part thereof, from time to time, by public or private sale, or pledge the same for money borrowed for the purposes aforesaid, on such terms and conditions as it shall deem proper.

SECTION 7. Nothing contained in the last preceding section shall be construed to prohibit the city of Boston from making temporary loans for the purposes therein set forth, to be redeemed within five years by the said Mystic water loan: *provided*, that the amount of said loan shall, in no case, exceed the amount authorized by said section.

SECTION 8. This act shall take effect upon its acceptance, within two years from its passage by a vote of the city council of said city of Boston.

Approved June 30, 1874.

AN ACT TO AUTHORIZE THE FITCHBURG RAILROAD COMPANY TO CONSTRUCT ADDITIONAL TRACKS, RE-LOCATE PORTIONS OF ITS OWN AND OF THE VERMONT AND MASSACHUSETTS RAILROAD, AND FOR OTHER PURPOSES.

Ch. 401.

Be it enacted, &c., as follows:

SECTION 1. The Fitchburg Railroad Company may construct and maintain an additional track or tracks, on or adjoining the location of their main railroad, and on or adjoining the location of the Vermont and Massachusetts Railroad, now leased to said Fitchburg Railroad Company, for any part or the whole of the distance between the terminus of said Fitchburg Railroad in Boston, and the terminus of said Vermont and Massachusetts Railroad in Greenfield, with proper turnouts and sidings: *provided*, that the whole number of tracks on said railroads, exclusive of sidings, shall not exceed four; and in order to shorten, straighten and make more efficient the said line of railway, with the approval of the railroad commissioners, may re-locate any portions of the said Fitchburg Railroad and of the said Vermont and Massachusetts Railroad; and for either of the purposes aforesaid may take land, not to exceed one rod wide for each track so laid on either side of said location, and not to exceed five rods wide upon the re-locations of either of said roads; and for the purpose of cuttings, embankments, and procuring stone and gravel may, subject to the provisions of the general

Not prohibited from making temporary loans.

Subject to acceptance by city council.

Fitchburg Railroad may construct additional tracks.

May relocate portions of Fitchburg R. R. and of the Vermont & Mass. R. R.

laws, take as much more land as may be necessary for the proper construction and security of the road: *provided, however,* that the re-locations herein provided for, shall be made in accordance with the provisions of section three of chapter one hundred and eighty of the acts of the year eighteen hundred and seventy-two.

Proviso.

May take lands for depot and terminal purposes.

SECTION 2. For the purposes aforesaid, and for depot, station and terminal purposes, said company may at any time within three years from the passage of this act, in any town or city, purchase or take such lands, flats or wharves, as and whenever they shall deem expedient, and may construct and maintain thereon depots, stations, railroad tracks, elevators and other buildings, and may, subject to the provisions of chapter two hundred and thirty-six of the acts of the year eighteen hundred and seventy-two, and the acts in addition thereto, construct wharves upon, or fill up any flats so taken: *provided, however,* that no land within the precincts of the city of Boston shall be taken, under the provisions of this act, without first procuring the approval of the board of railroad commissioners; and no lands covered at any time by tide-water, shall be taken without the approval of the harbor commissioners, and full compensation shall be paid therefor, and for tide-water displaced, to the satisfaction of the governor and council; and no lands owned or occupied by any other railroad corporation shall be taken without the consent of such other corporation.

Proviso.

May increase capital stock.

SECTION 3. For the purpose of providing means for the expenditures authorized by the preceding sections, said Fitchburg Railroad Company is hereby authorized to increase its capital stock by issuing from time to time as occasion may require, in addition to the amount now allowed by law to be issued, an amount not exceeding in all three millions of dollars.

May issue bonds.

SECTION 4. Said company, as a substitute for all or any part of said stock, may issue bonds: *provided,* that the whole amount of bonds of said company at any time outstanding shall not exceed the whole amount of stock actually issued and paid for in cash at par.

Rights, privileges, liabilities and restrictions.

SECTION 5. In the exercise of the powers granted by this act, said Fitchburg Railroad Company, and any person or corporation who shall sustain any damage in their property, shall have all the rights, privileges and remedies, and be subject to all the duties, liabilities and restrictions

provided by the general laws of the Commonwealth in the like case.

SECTION 6. This act shall take effect upon its passage.

Approved June 30, 1874.

AN ACT TO PROVIDE FOR THE COMPLETION OF THE TROY AND GREEN-FIELD RAILROAD.

Ch. 402.

Be it enacted, &c., as follows :

SECTION 1. For the purpose of repairing, re-locating and completing the construction of the Troy and Greenfield Railroad west of Bardwell's Ferry, the treasurer of the Commonwealth is authorized and instructed, to issue scrip, or certificates of debt, in the name and on behalf of the Commonwealth, and under his signature, and the seal of the Commonwealth, to an amount not exceeding one million five hundred thousand dollars, on the same terms and conditions as are provided in section three of chapter three hundred and thirty-three of the acts of eighteen hundred and sixty-eight.

Treasurer to issue scrip not exceeding \$1,500,000 for completion of Troy & Greenfield R. R.

SECTION 2. The governor and council are hereby authorized and directed, to take all necessary measures, for the preparation of said scrip, or certificates of debt, and for the sale, or negotiation thereof, with authority to expend such sums of money as may be necessary for this purpose.

Governor and council to cause scrip to be sold.

SECTION 3. Whatever premium may be received from the sale of any of the scrip or certificates of debt, issued under the authority of this act beyond the cost of preparing and negotiating the same, shall be added to and constitute a part of the sinking fund created by the provision of chapter two hundred and twenty-six of the acts of eighteen hundred and fifty-four.

Premium on sale to be added to sinking fund.

SECTION 4. Said sum of one million five hundred thousand dollars or so much thereof as may be necessary is hereby appropriated for the purpose expressed in the first section of this act, and the expenditure thereof for said purposes, shall be entrusted to the governor and council, unless the legislature, by an act passed at the present session, makes some other provision with reference thereto.

Appropriation.

SECTION 5. This act shall take effect upon its passage.

Approved June 30, 1874.