

SENATE No. 540

To accompany the petition of George W. Stanton that the Department of Public Works be authorized to lay out and reconstruct the existing bridge over the tracks of the Boston & Maine Railroad in the town of Ayer. Highways and Motor Vehicles.

The Commonwealth of Massachusetts

In the Year One Thousand Nine Hundred and Forty-One.

AN ACT AUTHORIZING THE LAYING OUT AND RECONSTRUCTION OF THE EXISTING BRIDGE OVER THE TRACKS OF THE BOSTON & MAINE RAILROAD IN THE TOWN OF AYER.

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. For the immediate preservation of the
2 public safety and in co-operation with the national
3 defence program, especially in the Fort Devens area,
4 the department of public works is hereby authorized
5 and directed to lay out and reconstruct the existing
6 bridge over the tracks of the Boston and Maine rail-
7 road in the town of Ayer.

1 SECTION 2. The department may, on behalf of
2 the commonwealth, take by eminent domain under
3 chapter seventy-nine of the General Laws, or acquire
4 by purchase or otherwise, any such public or private
5 lands, cemeteries, public parks or reservations, or
6 parts thereof or rights therein, and lands or rights

7 therein under the control of the metropolitan district
8 commission and public ways, as it may deem neces-
9 sary for carrying out the provisions of section one,
10 including such land or rights in land as may be nec-
11 essary for the construction of any necessary drain-
12 age outlets; provided, that no damages shall be paid
13 for public lands or parks, parkways or reservations
14 so taken.

1 SECTION 3. The cost of the work authorized by
2 section one shall be paid, in the first instance, by the
3 commonwealth from the Highway Fund. One fourth
4 of said cost shall be assessed upon the county of
5 Middlesex, one fourth upon the town of Ayer and the
6 remaining one half shall be borne by the common-
7 wealth. The department is hereby authorized to
8 apply for and expend such federal funds as may be
9 available and allocated for such purposes.