

HOUSE . . . No. 450

By Mr. Brown of Brimfield, petition of Hubert W. Bishop and others (selectmen) that the Department of Public Works be authorized to protect from erosion the southeasterly bank of Ware River in the town of Palmer. Harbors and Public Lands.

The Commonwealth of Massachusetts

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

AN ACT PROVIDING FOR THE IMPROVEMENT OF WARE RIVER IN THE TOWN OF PALMER.

Be it enacted by the Senate and House of Representatives in General Court assembled, and by the authority of the same, as follows:

1 Subject to the conditions herein imposed, the de-
2 partment of public works is authorized and directed
3 to protect from further erosion the southeasterly bank
4 of the Ware river near Pattaquatic pond, so called,
5 in the town of Palmer. In carrying out such work,
6 the department and the town of Palmer shall have all
7 power and authority granted by chapter five hundred
8 and thirteen of the acts of nineteen hundred and
9 thirty-nine and by chapter ninety-one of the General
10 Laws; provided, that no work shall be begun until the
11 town of Palmer has entered into an agreement with
12 said department in accordance with the provisions of
13 said chapter five hundred and thirteen and section
14 twenty-nine of said chapter ninety-one, to assume

15 liability for all damages that may be incurred here-
16 under nor until said town has paid into the treasury
17 of the commonwealth the sum of five thousand dollars,
18 which, together with such sum, not exceeding five
19 thousand dollars, as may hereafter be appropriated
20 by the commonwealth, shall constitute a fund for the
21 improvement herein authorized; provided, that the
22 total cost of such improvement shall not exceed ten
23 thousand dollars; and, provided further, that, if any
24 of the last mentioned sum remains after the comple-
25 tion of such improvement, one half of such remainder
26 shall be paid to said town.