

HOUSE No. 2268

The Commonwealth of Massachusetts

HOUSE OF REPRESENTATIVES, March 23, 1949.

The committee on Agriculture, to whom was referred the petition (accompanied by bill, House, No. 1985) of the Massachusetts Farm Bureau Federation Inc. and another for the acquisition by the Commonwealth of suitable land and other property for the maintenance of stock yards, report the accompanying bill (House, No. 2268).

For the committee,

THOMAS E. ENRIGHT.

The Commonwealth of Massachusetts

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

AN ACT PROVIDING FOR THE ACQUISITION BY THE COMMONWEALTH OF CERTAIN PROPERTY IN THE CITY OF BOSTON AND FOR THE LEASING OF THE SAME FOR STOCK YARD PURPOSES.

1 *Whereas*, The deferred operation of this act would
2 tend to defeat its purpose, which is to ensure the un-
3 interrupted facilities of a terminal market for live-
4 stock, therefore, it is hereby declared to be an emer-
5 gency law necessary for the immediate preservation
6 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 The commissioner of agriculture, in this act called
2 the commissioner, may acquire for and in behalf of
3 the commonwealth by purchase or otherwise, and
4 hold, or, with the approval of the governor and coun-
5 cil, may take in fee by eminent domain under chapter
6 seventy-nine of the General Laws, the land and
7 buildings and personal property located in the Brighton
8 district of the city of Boston, owned by the Boston
9 and Albany Railroad and leased to the New York
10 Central Railroad, and now leased to the Brighton
11 Stock Yards Company, a corporation organized under
12 the laws of the state of Maine, and such other land,

13 pens, and rights of way as necessary, for stockyard
14 purposes.

15 Said premises are more particularly described as
16 follows:— Two parcels of land with the buildings
17 thereon, situated in that part of the city of Boston,
18 county of Suffolk and commonwealth of Massachu-
19 setts, known as Brighton, and bounded and described
20 as follows:—

21 1. A parcel of land bounded by Texas, Fifth,
22 Buffalo and Third streets, and included within the
23 lines connecting the letters E, F, G and H on the blue
24 print hereinafter referred to, which lines are tinted
25 green.

26 2. A parcel of land bounded by Buffalo, Fifth and
27 Texas streets and by the easterly line of the sheep
28 and cattle barn, so-called, on the said premises, and
29 included within the lines connecting the letters I, J,
30 K, L and M on said blue print, which lines are tinted
31 green.

32 Also the right to use for all the purposes of a way,
33 the streets shown upon said blue print, adjoining the
34 parcels above described, it being understood that all
35 the streets shown upon said blue print as adjacent to
36 the premises are not public ways but are private ways
37 only.

38 Said blue print is entitled "Boston & Albany R.R.
39 N. Y. C. R. R. Co. Lessee Boston Division Main Line
40 Land and Buildings leased to Brighton Stockyards
41 Co. Brighton" dated February, nineteen hundred and
42 seventeen, the latest revision being June, nineteen
43 hundred and thirty-six.

44 Upon the acquisition of such property, said com-
45 missioner, in the name of the commonwealth, and
46 subject to the approval of the governor and council,

47 is hereby authorized to lease the same for the purpose
48 of operating and maintaining public stock yards to
49 any person, corporation or co-operative organization
50 qualified to operate stockyards and subject to such
51 terms, conditions and limitations as may be set forth
52 in a written agreement between the commissioner, in
53 behalf of the commonwealth, and said lessee, this
54 agreement to be approved as to form by the attorney
55 general. All proceeds from the lease of land and
56 buildings shall be paid to the commonwealth.