

HOUSE No. 2407

The Commonwealth of Massachusetts

HOUSE OF REPRESENTATIVES, May 2, 1952.

The committee on Ways and Means, to whom was referred the Bill authorizing the Commissioner of Mental Health to sell certain property of the Commonwealth to the city of Boston (House, No. 231), report that the same ought to pass in the form of a new draft herewith submitted (House, No. 2407).

For the committee,

JOHN J. TOOMEY.

The Commonwealth of Massachusetts

In the Year One Thousand Nine Hundred and Fifty-Two.

AN ACT AUTHORIZING THE CITY OF BOSTON TO LAY OUT
A PUBLIC WAY OVER CERTAIN LAND OF THE COMMON-
WEALTH.

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

1 For the purpose of widening Harvard street, in the
2 Dorchester district of the city of Boston, between
3 Austin street and Morton street, said city, acting by
4 and through its board of street commissioners, with
5 the approval of its mayor, may, without becoming
6 liable to the commonwealth for damages, take by
7 eminent domain, under chapter seventy-nine of the
8 General Laws, for public way purposes, an easement
9 in such land belonging to the commonwealth as the
10 commissioner of mental health, with the approval of
11 the governor and council, may designate; provided,
12 that prior to such taking the city shall covenant with
13 the commonwealth that any wall or fence on any land
14 so designated shall be relocated, or, if the same be im-
15 practicable, a suitable new wall or fence erected, at
16 the expense of the city along the land of the common-
17 wealth abutting such easement.