

By Mr. Tanner of Reading, petition of Frank D. Tanner relative to the replacing of the responsibility of the perambulation of town lines. Towns.

The Commonwealth of Massachusetts

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

AN ACT RELATIVE TO THE REPLACING OF THE RESPONSIBILITY OF
THE PERAMBULATION OF TOWN LINES.

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. Chapter 42 of the General Laws is hereby amended
2 by striking out section 2, as appearing in the Tercentenary
3 Edition, and inserting in place thereof the following section:—

4 *Section 2.* The boundary lines of every town shall be per-
5 ambulated and run and the marks renewed, once in every five
6 years, by **[two or more of the selectmen]** **the engineer** of each
7 town or by substitutes appointed by **[them]** **him** in writing,
8 and the proceedings shall be recorded in the records of each
9 town.

1 SECTION 2. Said chapter 42 is hereby further amended by
2 striking out section 3, as so appearing, and inserting in place
3 thereof the following section:—

4 *Section 3.* Ten days before a perambulation of the boundary
5 between two contiguous towns the **[selectmen]** **engineer** of the
6 older of such towns shall give written notice to the **[selectmen]**
7 **engineer** of the other town of the time and place of meeting
8 therefor; and **[selectmen]** **an engineer** neglecting to give such
9 notice or to attend personally or by **[their]** **his** substitutes shall
10 **[severally]** forfeit twenty dollars.

1 SECTION 3. Said chapter 42 is hereby further amended by
2 striking out section 4, as so appearing, and inserting in place
3 thereof the following section:—

4 *Section 4.* The **[selectmen] engineer** of contiguous towns
5 shall, at the joint and equal expense of such towns, erect per-
6 manent stone monuments at every angle of their respective
7 boundary lines and wherever a highway crosses such lines, un-
8 less such monument, two feet high from the ground, already
9 exists or unless such lines are bounded by the sea or by a per-
10 manent stream. The monuments shall be well set in the ground,
11 at least four feet high from its surface, and shall have the initial
12 letters of the respective names of such towns legibly cut thereon.

1 SECTION 4. Said chapter 42 is hereby further amended by
2 striking out section 5, as so appearing, and inserting in place
3 thereof the following section:—

4 *Section 5.* The **[selectmen] engineer** of towns bordering on
5 another state, if the lines between the states have been estab-
6 lished, shall once in every five years give notice to the **[select-**
7 **men] engineer** or other proper officers of adjoining towns in
8 the other state of **[their] his** intention to perambulate such
9 lines. If such proposals are accepted, a perambulation shall be
10 made as above provided. No bound erected by the common-
11 wealth and an adjoining state shall be removed by such **[select-**
12 **men] engineer** or other officers.

1 SECTION 5. Said chapter 42 is hereby further amended by
2 striking out section 5, as so appearing, and inserting in place
3 thereof the following section:—

4 *Section 5.* **[A selectman] an engineer** who refuses or neg-
5 lects to perform any duty required of him by the two preceding
6 sections shall forfeit twenty dollars.