

# SENATE . . . . No. 323

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To accompany the petition of Thomas H. Johnston and Theodore Andrews that provision be made for the laying out and construction of a State highway in the town of Clinton from the Lancaster line to the boundary line of the town of Sterling. Highways and Motor Vehicles.

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## The Commonwealth of Massachusetts

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In the Year One Thousand Nine Hundred and Thirty-Eight.

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AN ACT PROVIDING FOR THE LAYING OUT AND CONSTRUCTION OF A STATE HIGHWAY IN THE TOWN OF CLINTON BEGINNING AT THE LANCASTER LINE AND EXTENDING TO THE BOUNDARY LINE OF THE TOWN OF STERLING.

*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. The department of public works,  
2 hereinafter called the department, is hereby authorized  
3 and directed to lay out and construct as a state highway  
4 a certain way beginning at the boundary line of the  
5 town of Lancaster and extending along High street,  
6 Water street, Main street and the West Boylston road,  
7 so called, in the town of Clinton to the boundary line of  
8 the town of Sterling.

1 SECTION 2. The department may, on behalf of the  
2 commonwealth, take by eminent domain under chap-  
3 ter seventy-nine of the General Laws, or acquire by

4 purchase or otherwise, such public or private lands,  
5 or parts thereof or rights therein, or public ways, as  
6 it may deem necessary for carrying out the provisions  
7 of section one, including such land or rights in land  
8 as may be necessary for the construction of any neces-  
9 sary drainage outlets; provided, that no damages shall  
10 be paid for public lands or public ways so taken.

1 SECTION 3. The cost of laying out and construct-  
2 ing said state highway and the land takings for the  
3 same, including any damages awarded or paid on  
4 account of any taking of land or property therefor,  
5 or any injury to the same, and any sums so paid for  
6 lands or rights purchased, including also all other  
7 expenses incurred in carrying out the provisions of  
8 section one, shall be deemed to be the cost of the  
9 work therein authorized.

1 SECTION 4. The entire cost of the work authorized  
2 by section one shall be paid from such appropriation,  
3 not exceeding                   dollars, as may hereafter be  
4 made from the Highway Fund.