

SENATE No. 111

To accompany the petition of Newland H. Holmes and Ernest H. Sparrell that provision be made for the laying out and construction of a State highway from Pembroke to the section of the town of Marshfield known as Brant Rock. Highways and Motor Vehicles.

The Commonwealth of Massachusetts

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

An Act providing for the Laying Out and Construction of a State Highway from Pembroke to the Section of the Town of Marshfield known as Brant Rock.

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 au-
3 thorized and directed to lay out and construct a
4 state highway, under the provisions of chapter
5 eighty-one of the General Laws, beginning at the
6 intersection of Scoosett street, so-called, and the
7 existing state highway in the town of Pembroke,
8 and continuing along said Scoosett street to its
9 intersection with the existing state highway near
10 property owned by one Flavell in the town of
11 Marshfield; and beginning again at the intersection
12 of said last named state highway with the existing
13 way near the Congregational church in said town

14 of Marshfield, and continuing along existing way,
15 crossing the tracks of the New York, New Haven
16 and Hartford Railroad, to a point near the United
17 States Coast Guard station in the Brant Rock
18 section of said town of Marshfield.

1 SECTION 2. The department may, on behalf of
2 the commonwealth, take by eminent domain under
3 chapter seventy-nine of the General Laws, or
4 acquire by purchase or otherwise, such public or
5 private lands, cemeteries, or parts thereof or rights
6 therein, and/or public ways, as it may deem neces-
7 sary for carrying out the provisions of section one,
8 including such land or rights in land as may be
9 necessary for the construction of any necessary
10 drainage outlets; provided, that no damages shall
11 be paid for public lands so taken.

1 SECTION 3. The cost of laying out and con-
2 structing said proposed highway or of land takings
3 for the same, including any damages awarded or
4 paid on account of any taking of land or property
5 therefor, or any injury to the same, and any sums
6 paid for lands or rights purchased, and all other
7 expenses incurred in carrying out the provisions
8 of section one, shall be deemed to be the cost of
9 the work therein authorized. Such cost shall not
10 exceed, in the aggregate, dollars, and shall
11 be paid, subject to appropriation, from the Highway
12 Fund.