

HOUSE No. 638

By Mr. Walsh of Lowell, petition of George T. Walsh that the Department of Public Works be authorized to lay out and construct a state highway extending from the town of Northborough to the Tyngsborough Bridge. Highways and Motor Vehicles.

The Commonwealth of Massachusetts

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

AN ACT AUTHORIZING THE LAYING OUT AND CONSTRUCTION
OF A STATE HIGHWAY EXTENDING FROM NORTHBOROUGH
TO THE TYNGSBOROUGH BRIDGE.

*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 is
2 hereby authorized and directed to lay out and con-
3 struct a state highway under the provisions of chapter
4 eighty-one of the General Laws, Tercentenary Edi-
5 tion, except as herein otherwise provided, over public
6 and private lands and public and private ways and
7 substantially in the following location: beginning at
8 a point on interstate highway route number twenty
9 west of the village of Northborough in the town of
10 Northborough, thence by a route to be determined
11 by the department of public works but within a zone
12 three miles in width the axis of which is a straight
13 line from the northeastern corner of the state of

14 Connecticut to the western bridge head of the steel
15 bridge in the town of Tyngsborough over the Merri-
16 mack river, the route extending in a northeasterly
17 direction through the towns of Berlin, Bolton, Har-
18 vard, Boxborough, Littleton, Westford and Tyngs-
19 borough to a junction with interstate highway route
20 number three.

1 SECTION 2. The department of public works may,
2 on behalf of the commonwealth, take by eminent
3 domain, under chapter seventy-nine of the General
4 Laws, or acquire by purchase or otherwise, such pub-
5 lic or private lands, cemeteries, public parks or res-
6 ervations, or parts thereof or rights therein, and/or
7 public or private ways, as it may deem necessary
8 for carrying out the provisions of this act, including
9 such land or rights in land as may be necessary for
10 a minimum right of way five hundred feet wide and
11 for the construction of any necessary drainage out-
12 lets, and any highway grade separations and/or traf-
13 fic circles, with approaches thereto; provided, that
14 no damages shall be paid for public lands or parks,
15 parkways or reservations so taken.

1 SECTION 3. The cost of laying out and construct-
2 ing said proposed state highway, and of land takings
3 for the same, including any damages awarded or paid
4 on account of any taking of land or property there-
5 for, or any injury to the same, and any sums paid
6 for lands or rights purchased, and all other expenses
7 incurred in carrying out the provisions of this act,
8 shall be deemed to be the cost of the work authorized
9 by this act; provided, that such cost shall not exceed
10 in the aggregate fourteen million dollars. The cost

11 of the work shall be paid by the commonwealth
12 from such appropriations as may hereafter be made,
13 not exceeding one million dollars being paid from the
14 Highway Fund of nineteen hundred and forty-five,
15 one million dollars from the Highway Fund of nine-
16 teen hundred and forty-six, two million dollars from
17 the Highway Fund of nineteen hundred and forty-
18 seven, three million dollars from the Highway Fund of
19 nineteen hundred and forty-eight, three million dollars
20 from the Highway Fund of nineteen hundred and
21 forty-nine and four million dollars from the Highway
22 Fund of nineteen hundred and fifty; provided, how-
23 ever, that notwithstanding the provisions of section
24 thirteen of chapter twenty-nine of the General Laws
25 all of such sums shall remain available for expendi-
26 ture until nineteen hundred and fifty-one; and pro-
27 vided further any federal funds made available, may
28 be used for the purposes of this act.

