

# HOUSE . . . . . No. 81

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Bill accompanying the recommendations of the Director of the Massachusetts Bureau of Prisons (House No. 80). Public Institutions. January 4.

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## The Commonwealth of Massachusetts.

In the Year One Thousand Nine Hundred and Eighteen.

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### AN ACT

To provide for the Taking of Land for a New State Prison  
by the Director of Prisons.

*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 director of prisons may purchase or  
2 otherwise take in fee on behalf of the commonwealth,  
3 with the approval of the governor and council, a tract  
4 of land containing not less than fifteen hundred acres as  
5 a site for a new state prison.

1 SECTION 2. If land shall be taken by the director of  
2 prisons under the provisions of section one of this act  
3 otherwise than by purchase, he shall cause a description  
4 thereof as certain as is required in an ordinary con-  
5 veyance of land to be filed in the registry of deeds for  
6 the county or district in which the land lies, with a

7 statement signed by him that it is taken on behalf of  
8 the commonwealth for the purpose described in said  
9 section one. The act and time of filing such description  
10 shall be considered the act and time of taking such land  
11 and shall be sufficient notice to all persons that the land  
12 has been so taken. The title to such land shall then  
13 vest in the commonwealth.

1 SECTION 3. The director of prisons may settle by  
2 agreement or arbitration the amount to be paid to any  
3 person for land so taken, and if such amount is not so  
4 determined within sixty days after it has been taken he  
5 shall appraise the value of every unsettled interest therein  
6 as far as can be ascertained and file the appraisal with  
7 the auditor who shall, on the application of any person  
8 whose interest has been so appraised, certify the amount  
9 awarded to him by such appraisal, and a warrant shall  
10 be drawn for the payment of such amount from the  
11 treasury of the commonwealth. The acceptance of such  
12 payment shall be an acknowledgment of full satis-  
13 faction. A person who is aggrieved by such appraisal  
14 may upon application within one year after the taking,  
15 have his damages assessed by a jury in the manner pro-  
16 vided for the taking of land for highways.

1 SECTION 4. The director of prisons may expend out  
2 out of the industries fund in carrying out the purposes  
3 of this act, a sum not exceeding                      thousand  
4 dollars.