

---

---

By Mr. Carney of Boston, petition of Daniel W. Carney that provision be made for notice to be given to certain persons in possession of real estate before being required to vacate under eminent domain proceedings. The Judiciary.

---

---

**The Commonwealth of Massachusetts**

---

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

---

AN ACT PROVIDING FOR NOTICE TO BE GIVEN TO CERTAIN PERSONS IN POSSESSION OF REAL ESTATE TAKEN BY EMINENT DOMAIN BEFORE BEING REQUIRED TO VACATE.

*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. Section 7C of chapter 79 of the General Laws,  
2 inserted by section 1 of chapter 579 of the acts of 1964, is hereby  
3 amended by inserting after the first sentence the following sen-  
4 tence: — The notice shall also be given to each tenant or lessee  
5 in possession of the whole or any part of the property taken,  
6 irrespective of his right to damages.

1 SECTION 2. Said chapter 79 is hereby further amended by  
2 striking out section 8B, inserted by chapter 633 of the acts of  
3 1964, and inserting in place thereof the following section: —

4 *Section 8B.* No person, including any tenant or lessee, in  
5 possession of property which has been taken under the provi-  
6 sions of this chapter shall be required to vacate any portion of  
7 such property which is being used by him as a dwelling place or  
8 place of business at the time the order of taking is made until  
9 four months after notice of such taking has been given to him  
10 in accordance with the provisions of section seven C.

The Commission of Enquiry

In the Year One Thousand Nine Hundred and Sixteen

And that the said Commission be empowered to inquire into the causes and effects of the said disease, and to report thereon to the House of Commons as soon as may be.

The said Commission be empowered to call upon any person who may be able to furnish information relative to the said disease, and to require any person to produce any documents or papers in his possession or control which may be necessary for the purposes of the said Commission.

The said Commission be empowered to examine any person who may be able to furnish information relative to the said disease, and to require any person to attend before the said Commission at such times and places as the said Commission may think fit, and to answer any questions which may be put to him.

The said Commission be empowered to take any evidence which may be necessary for the purposes of the said Commission, and to report thereon to the House of Commons as soon as may be.

The said Commission be empowered to do all such other things as may be necessary for the purposes of the said Commission, and to exercise all such powers as may be conferred on them by the said Act.