

HOUSE No. 1319

By Mr. Bell of Marblehead, petition of F. Howard Lillibridge and others, selectmen and water commissioners, that the town of Marblehead be authorized to purchase water from the city of Lynn, to take lands in the town of Swampscott or the city of Lynn or Salem for the conveyance of such water and to borrow money for said purposes. Water Supply.

The Commonwealth of Massachusetts

In the Year One Thousand Nine Hundred and Thirty.

An Act authorizing the Town of Marblehead to purchase Water from the City of Lynn and convey the Same to Said Town and to borrow Money for Said Purposes.

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 town of Marblehead, after the
2 signing of a contract for the purchase of water from
3 the city of Lynn under the provisions of chapter
4 of the acts of the current year, may, by
5 and through its board of water commissioners, take
6 by eminent domain under chapter seventy-nine of
7 the General Laws, or acquire by purchase or other-
8 wise, and hold, all lands, rights of way and other
9 easements, situated in the town of Swampscott or in
10 the city of Lynn or Salem, that may be necessary for
11 the conveying of such water from said city of Lynn
12 to said town of Marblehead.

1 SECTION 2. For the purpose of conveying such
2 water as aforesaid, said town of Marblehead, acting
3 by and through its board of water commissioners,
4 may establish, maintain and operate additional
5 pumping works and may construct, lay and maintain
6 conduits, pipes and other works under or over any
7 lands, water courses, railroads, railways and public
8 or private ways, and along any state highway or
9 other way in said town of Swampscott or in said city
10 of Lynn or Salem, in such manner as not unnecessarily
11 to obstruct the same; and for the purpose of con-
12 structing, laying, maintaining, operating and repair-
13 ing such aqueducts, conduits, pipes and other works,
14 and for all other proper purposes of this act, said town
15 of Marblehead may enter upon and dig up or raise
16 and embank any such lands or public or other ways,
17 in such manner as to cause the least possible hindrance
18 to public travel thereon; provided, that no way in
19 the said town of Swampscott or in the said city of
20 Lynn or Salem shall be dug up except with the con-
21 sent of the selectmen of said town or of the officer,
22 board, department, commission or other body having
23 charge of public ways of the said city of Lynn or
24 Salem, and provided, further, that any such way so
25 dug up shall be restored to the satisfaction of said
26 selectmen or such officer, board, department, com-
27 mission or body and the state department of public
28 works. Said town of Marblehead shall not enter
29 upon, construct or lay any aqueduct, conduit, pipe
30 or other works within the location of any railroad
31 corporation except at such time and in such manner
32 as it may agree upon with such corporation, or, in
33 case of failure so to agree, as may be provided by the
34 state department of public utilities.

1 SECTION 3. For the purposes of this act, said town
2 of Marblehead may borrow such sums as may be
3 necessary, not exceeding, in the aggregate,
4 thousand dollars, and may issue bonds or notes there-
5 for, which shall bear on their face the words, Marble-
6 head Water Loan, Act of 1930. Each authorized
7 issue shall constitute a separate loan and such loans
8 shall be paid in not more than _____ years from
9 their dates. Indebtedness incurred hereunder shall be
10 in excess of the statutory limit of indebtedness, but
11 shall, except as herein provided, be subject to the
12 provisions of chapter forty-four of the General Laws.

1 SECTION 4. This act shall take effect upon its
2 passage.

