

SENATE No. 150.

Commonwealth of Massachusetts.

SENATE, March 19, 1896.

The committee on Harbors and Public Lands, to whom was referred the petition of the selectmen of Barnstable that said town may be authorized to take certain flats and lands for a public landing place in the village of Cotuit (accompanied by bill, House, No. 171), report the accompanying Bill.

For the Committee,

WILLIAM A. MORSE.

Commonwealth of Massachusetts.

In the Year One Thousand Eight Hundred and Ninety-six.

AN ACT

To authorize the Town of Barnstable to take Certain Lands for a Public Landing Place.

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 Barnstable is hereby
2 authorized to take by purchase or otherwise, so
3 much of the flats and lands between low and high
4 water mark, adjoining a town road, which road
5 leads from the county road and is bounded by the
6 lands of Alexander C. Adams on the north and
7 the land of Oliver C. Lumbert on the south, as
8 may be necessary for the establishment of a pub-
9 lic landing place in the westerly part of the vil-
10 lage of Cotuit: *provided*, that so much of said
11 flats and lands as cannot be obtained by purchase
12 shall be taken by said town of Barnstable, within
13 two years, and under the laws relating to the
14 taking of land for town ways.

1 SECT. 2. Any person whose land is taken or
2 damaged by said taking, shall have his damage
3 estimated and determined by the board whose
4 duty it is to estimate and determine damage in the
5 case of land being taken for town ways, and if
6 said person is aggrieved by such award, he shall
7 have the same right of appeal as a person whose
8 land has been taken for town ways.

1 SECT. 3. Said town shall not erect or con-
2 struct a wharf or pier upon the land thus taken.

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

