

HOUSE No. 1392.

Commonwealth of Massachusetts.

HOUSE OF REPRESENTATIVES, June 6, 1900.

The committee on Cities, to whom was referred the petition (with accompanying bill, House, No. 1379) of George O. Proctor, mayor, for legislation to authorize the city of Somerville to acquire and lay out land for a public park, report the accompanying bill.

For the Committee,

JOHN N. BALL.

Commonwealth of Massachusetts.

In the Year One Thousand Nine Hundred.

AN ACT

To authorize the City of Somerville to acquire and lay-out Certain Land for a Public Park.

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 city of Somerville by its
2 board of aldermen, may at any time within three
3 years after the passage of this act take, from time to
4 time by gift upon such conditions as said board
5 of aldermen may deem advisable, or by purchase
6 or otherwise, and hold in fee or otherwise, and
7 maintain for the purpose of a public park a certain
8 tract of land or any portion or portions thereof,
9 not exceeding twenty thousand square feet in area,
10 situated in said city, and bounded southeasterly
11 by Walnut street one hundred and two and
12 ninety-four one-hundredths feet, westerly by
13 Medford street four hundred feet, northerly by
14 land of the Boston and Lowell Railroad Company
15 fifteen feet, and northeasterly by land of said

16 railroad company three hundred and thirty-five
17 and eighty-five one hundredths feet; be said
18 measurements, or any of them, more or less.

1 SECTION 2. Said city shall, within sixty days
2 after the taking of any lands as aforesaid,
3 otherwise than by purchase or gift, cause to be
4 recorded in the registry of deeds for the southern
5 district of the county of Middlesex a description
6 thereof sufficiently accurate for identification, with
7 a statement of the purpose for which the same
8 were taken, which statement shall be signed by
9 the mayor, and the title of all lands so taken shall
10 vest in the city of Somerville in fee.

1 SECTION 3. Said city shall pay all damages
2 sustained by any person or corporation in prop-
3 erty by the taking of any lands, or by any other
4 thing done by said city under the authority of
5 this act. Any person or corporation sustaining
6 damages as aforesaid under this act, who fails to
7 agree with the said city as to the amount of dam-
8 ages sustained, may have the damages assessed
9 and determined in the manner provided by law
10 when land is taken for the laying out of high-
11 ways, on application at any time within a period
12 of two years from the taking of such land or
13 other property, or the doing of such other injury
14 under the authority of this act.

1 SECTION 4. No money shall be appropriated
2 at any time for the taking or purchasing of said

3 land, except by a two-thirds vote of said board
4 of aldermen taken by call of the yeas and nays.

1 SECTION 5. This act, except as provided in
2 the following section, shall not take effect unless
3 accepted by said city of Somerville by a majority
4 vote of the board of aldermen taken by call of the
5 yeas and nays.

1 SECTION 6. So much of this act as authorizes
2 the submission of the question of its acceptance
3 to the board of aldermen of said city shall take
4 effect upon its passage, and if duly accepted it
5 shall take full effect on the date of such accept-
6 ance.

HOUSE OF REPRESENTATIVES, June 6, 1900.

Passed to be engrossed.

Sent up for concurrence.

JAMES W. KIMBALL, *Clerk.*