

SENATE . . . . . No. 242.

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Commonwealth of Massachusetts.

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SENATE, June 29, 1900.

The committee on Railroads, to whom was referred the petition (accompanied by bill, Senate, No. 186) of the mayor of the city of Boston for legislation to confirm the findings of the commissioners appointed to consider the abolition of certain grade crossings in said city, report the accompanying bill.

For the Committee,

WILLIAM TOLMAN.

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HOUSE OF REPRESENTATIVES, July 9 (P.M.), 1900.

The committee on Ways and Means, to whom was referred the bill relative to the abolition of the grade crossings of Blue Hill Avenue and Oakland Street and the railroad of the New England Railroad Company in the city of Boston (Senate, No. 242), report that the same ought to pass.

For the Committee,

BENJ. C. DEAN.

## Commonwealth of Massachusetts

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In the Year One Thousand Nine Hundred.

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### AN ACT

Relative to the Abolition of the Grade Crossings of Blue Hill Avenue and Oakland Street and the Railroad of the New England Railroad Company in the City of Boston.

*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 report of the commissioners  
2 appointed by the superior court for the county of  
3 Suffolk to consider the abolition of the grade  
4 crossings of Blue Hill Avenue and Oakland street  
5 and the road of the New England Railroad  
6 Company in the city of Boston, filed in said court  
7 on the twenty-fifth day of June of the current  
8 year, is hereby confirmed; the New York and  
9 New England Railroad Company and the city of  
10 Boston shall make the alterations prescribed in  
11 said report as therein specified; the Common-  
12 wealth and said city and railroad company shall  
13 pay the cost of said alterations and of the hear-  
14 ing in the proportions prescribed in said report;  
15 and all the provisions of chapter four hundred  
16 twenty-eight of the acts of the year eighteen

17 hundred and ninety, and all acts in amendment  
18 thereof or in addition thereto, not inconsistent  
19 with this act, shall apply to and govern the pro-  
20 ceedings in connection with the abolition of said  
21 crossings in the same manner as if the decision  
22 and report of said commission had been confirmed  
23 by the court : *provided, however*, that there shall  
24 be filed in the registry of deeds for the county of  
25 Suffolk a plan signed by the mayor of said city  
26 showing the lands and rights specified in said re-  
27 port to be taken ; and, to take otherwise than by  
28 purchase any such lands or rights, there shall be  
29 recorded in said registry of deeds a statement  
30 signed by the mayor of said city that the lands  
31 and rights specified therein are taken, for highway  
32 purposes or for railroad purposes, as the case may  
33 be, for the purpose of abolishing said crossings, and  
34 the recording of any such statement shall constitute  
35 the taking of the lands and rights specified therein.

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

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SENATE, July 2, 1900.

Passed to be engrossed.

Sent down for concurrence.

HENRY D. COOLIDGE, *Clerk*.

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HOUSE OF REPRESENTATIVES, July 9 (P.M.), 1900.

Passed to be engrossed in concurrence.

JAMES W. KIMBALL, *Clerk*.

