

# HOUSE . . . . . No. 541.

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[Bill accompanying the petition of Charles A. Babbitt, mayor, for legislation to authorize the city of Fitchburg to construct, maintain and operate a system of drains, sewers and sewage disposal and to provide for the cost thereof. Drainage. Jan. 31.]

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## Commonwealth of Massachusetts.

In the Year One Thousand Nine Hundred and One.

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### AN ACT

To authorize the City of Fitchburg to establish a System of Sewage Disposal.

*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 Fitchburg is hereby  
2 authorized to lay out, construct, maintain and  
3 operate a system or systems of main drains and  
4 common sewers, for a part or the whole of its  
5 territory, and also a system of sewage disposal  
6 for said city; and for the purposes aforesaid, said  
7 city shall have full power to take, by purchase or  
8 otherwise, any lands, water rights, water privi-  
9 leges, rights of way or easements in said city of

10 Fitchburg, or in the towns of Leominster and  
11 Lunenburg necessary for the establishment of  
12 such system.

1 SECTION 2. When any lands, water rights or  
2 water privileges, rights of way or easements are  
3 so taken, in any manner other than by purchase,  
4 said city shall, within sixty days after such tak-  
5 ing, file in the Worcester northern district registry  
6 of deeds for the county of Worcester, and cause  
7 to be recorded therein, a description of the same,  
8 as certain as is required in a common conveyance  
9 of land, with a statement of the purpose for  
10 which the same is taken, and thereupon the water  
11 rights, water privileges, rights of way, easements,  
12 and the fee of land so taken shall vest in said city.  
13 The city of Fitchburg shall pay such damages as  
14 the owner or owners of lands, rights, privileges,  
15 or easements so taken shall sustain by reason of  
16 such taking, and any owner or owners of lands,  
17 rights, privileges, or easements so taken who fails  
18 to agree with said city as to the amount of dam-  
19 ages sustained, may have the damages assessed  
20 and determined by a jury, on petition to the  
21 superior court for the county of Worcester filed  
22 at any time within the period of three years from  
23 the taking of such lands, rights, privileges, or  
24 easements.

1 SECTION 3. Said city is hereby authorized, for  
2 the purposes aforesaid, to issue from time to time,  
3 notes, bonds or scrip, beyond the limit of indebted-

4 ness fixed by law, to an amount not exceeding  
5 five hundred thousand dollars. Such notes,  
6 bonds, or scrip shall be denominated on the face  
7 thereof, Fitchburg Sewerage Loan, Act of 1901,  
8 shall bear interest at a rate not exceeding five per  
9 centum per annum, payable semi-annually, and  
10 the principal shall be payable at periods of not  
11 more than thirty years from the date of issuing  
12 such bonds, notes or scrip, respectively.

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

