

HOUSE No. 807.

Bill accompanying the petition of Benjamin W. Wells for legislation to provide for the incorporation of the Boston Transportation Company. Metropolitan Affairs. January 26.

Commonwealth of Massachusetts.

In the Year One Thousand Nine Hundred and Five.

AN ACT

To incorporate the Boston Transportation Company.

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. Benjamin W. Wells, his associates and
2 successors are made a corporation, subject to the provi-
3 sions of chapter four hundred and thirty-seven of the
4 acts of the year nineteen hundred and three, under the
5 name of the Boston Transportation Company, for the
6 purpose of constructing, maintaining and operating sub-
7 ways in the city of Boston and using the same for pur-
8 poses of transportation, and for any other purpose
9 approved by the board of railroad commissioners, — the
10 words subway and subways in this act meaning subways
11 and tunnels under public and private lands and tide and
12 other waters, and connections, stations, inclines, en-

13 trances, approaches, tracks, wires, fittings, pipes, cars,
14 engines and all other appliances and things to be placed
15 or used therein, and all enlargements and alterations
16 thereof.

1 SECTION 2. The company may take, by purchase or
2 otherwise, for the purposes aforesaid, such lands in fee
3 or rights in lands as the board of railroad commissioners
4 shall approve. The company, to make any taking other-
5 wise than by purchase, shall cause to be filed in the
6 registry of deeds for the county of Suffolk a statement
7 signed by a majority of the directors of the company
8 and approved by the chairman of the board of railroad
9 commissioners; and any damages caused by any such
10 taking shall be determined by the street commissioners
11 of the city of Boston on the application of the company
12 or person injured filed with the commissioners within
13 two years after the taking.

1 SECTION 3. The company shall pay all damages re-
2 sulting from anything done by the company under this
3 act; and the provisions of general laws relating to the
4 recovery of damages caused by the taking of land by
5 a railroad company shall, so far as not inconsistent with
6 the foregoing, apply to the recovery of damages caused
7 by the taking of land under this act.

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