

HOUSE No. 1056.

Bill accompanying the petition of Moody Kimball and another for legislation relative to the approaches to the new bridge over the Merrimac river in the city of Haverhill. Roads and Bridges. March 15.

Commonwealth of Massachusetts.

In the Year One Thousand Nine Hundred and Six.

AN ACT

Relative to the Approaches to the New Bridge over the Merrimac River in the City of Haverhill.

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 county commissioners of the
2 county of Essex are hereby authorized and directed,
3 in constructing a new bridge with suitable ap-
4 proaches over the Merrimac river in the city of
5 Haverhill under the provisions of chapter four hun-
6 dred and sixty-six of the acts of the nineteen hun-
7 dred and three and acts in amendment thereof and
8 in addition thereto, to construct as part of said
9 suitable approaches a way of approach which shall
10 pass under the tracks of the Boston and Maine rail-

11 road and which way of approach shall, in passing
12 under said tracks, be of such width, grade and con-
13 struction and at such point as shall be selected and
14 determined by said commissioners and said rail-
15 road; the centre of said way to be, however, about
16 one hundred and twenty-five feet northerly of the
17 centre of a private way ordered to be altered and
18 built to pass under said railroad between Elm street
19 and the tracks of the Georgetown branch of said
20 railroad, as set forth in the report of the commis-
21 sioners appointed by the superior court for the
22 county of Essex in the matter of the abolition of
23 grade crossings within the limits of said city of
24 Haverhill and confirmed by said court.

25 Such way of approach so to be constructed pass-
26 ing under said tracks shall take the place of and be
27 constructed instead of said private way; and said
28 private way ordered to be built as aforesaid shall
29 not be constructed and shall be discontinued and
30 abolished.

1 SECTION 2. So much of the costs and expenses of
2 constructing said public way of approach under
3 said tracks as shall not exceed the costs and ex-
4 penses of building said private way under said
5 tracks ordered as aforesaid shall be apportioned
6 and paid as was provided in said report of said
7 commissioners on the abolition of said grade cross-
8 ings and the decree of confirmation thereof by said
9 court. All other cost and expense thereof shall be
10 paid, assessed and apportioned as the other costs
11 and expenses provided for in said chapter four hun-
12 dred and sixty-six of the acts of nineteen hundred
13 and three.

1 SECTION 3. The abutments and bridge over said
2 way of approach where it passes under said rail-
3 road shall be maintained and kept in repair by said
4 railroad; and the maintenance, repair and operation
5 of said way of approach shall be borne and paid as
6 part of the cost of maintenance and operating of
7 said bridge and approaches, as provided for in said
8 chapter four hundred and sixty-six of the acts of
9 nineteen hundred and three.

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

