

HOUSE No. 1453.

Bill accompanying the petition of Thomas Pattison for legislation to extend the time within which certain improvements may be made at Deacon's pond in the town of Falmouth. Harbors and Public Lands. May 16.

Commonwealth of Massachusetts.

In the Year One Thousand Nine Hundred and Seven.

AN ACT

To extend the Time within which Certain Improvements may be made at Deacon's Pond in the Town of Falmouth.

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 board of harbor and land commis-
2 sioners shall cause to be made such examination and sur-
3 vey as may be found necessary of Deacon's pond in Fal-
4 mouth, and the beach between it and Nantucket Sound, to
5 determine the feasibility and cost of cutting a channel
6 through said beach, protecting the same with jetties and
7 riprap and deepening a part of said pond to form a har-
8 bor for boats and yachts having a draft of not less than
9 six feet; and if it is found to be practicable to build such

10 harbor said board is hereby directed to proceed forthwith
11 to construct the same.

1 SECTION 2. Said board may acquire by purchase or
2 otherwise or may take in the name and behalf of the
3 Commonwealth, any land or material necessary for the
4 construction of said harbor, and the manner of such tak-
5 ing and of determining the damages caused thereby, or by
6 the doings of said board under the provisions of this act,
7 shall be the same as is provided by sections seven and
8 eight of chapter four hundred and seven of the acts of
9 the year eighteen hundred and ninety-three, relative to
10 the taking of land by the metropolitan park commission;
11 and said board, for the purposes of this act, shall have all
12 the powers conferred upon said park commission by said
13 section. The damages when finally determined shall be
14 paid from the treasury of the Commonwealth to the per-
15 son or persons entitled thereto.

1 SECTION 3. To carry out the provisions of this act
2 there may be expended from the treasury of the Common-
3 wealth during the years nineteen hundred and seven, nine-
4 teen hundred and eight and nineteen hundred and nine
5 the sum of twenty-five thousand dollars, in addition to
6 the amount paid into the treasury of the Commonwealth
7 by the town of Falmouth: *provided, however*, that not
8 more than fifteen thousand dollars, in addition to the
9 amount so paid by the town of Falmouth, shall be ex-
10 pended during the year nineteen hundred and seven.

1 SECTION 4. The town of Falmouth may, free of all
2 expense to the Commonwealth, keep the channel and har-
3 bor constructed under the provisions of this act open and
4 free from all obstructions to the depth to which it is cut
5 by the said board of harbor and land commissioners.

1 SECTION 5. The work of constructing said harbor shall
2 not be commenced by said board of harbor and land com-
3 missioners until there has been paid into the treasury of
4 the Commonwealth the sum of ten thousand dollars, in
5 accordance with the provisions of chapter sixty-nine of the
6 acts of the year nineteen hundred and six.

1 SECTION 6. This act shall take effect upon its passage.

