

SENATE No. 158.

To accompany the petition of the Water Commissioners of the Wareham Fire District for legislation to protect the water supply of said district. Water Supply.

Commonwealth of Massachusetts

In the Year One Thousand Nine Hundred and Eight.

AN ACT

To authorize the Wareham Fire District to protect its
Water Supply.

*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. Section two of chapter one hundred and
2 seventy-eight of the acts of the year nineteen hundred
3 and seven is hereby amended by inserting after the word
4 "for," in the seventh line, the words:— holding such
5 waters or protecting the same from contamination or
6 for; and by inserting after the word "purposes," in
7 the twelfth line, the words:— and no lands necessary for
8 protecting the said waters as aforesaid, — so as to read
9 as follows:— *Section 2.* Said Wareham fire district for
10 the purposes aforesaid may take by purchase or other-

11 wise, and hold the waters of any stream or streams, ponds
12 or any ground sources of supply, by bored or driven
13 wells, in the town of Wareham, and may also take by
14 purchase or otherwise and hold all rights of way, ease-
15 ments and lands in the town of Wareham necessary for
16 holding such waters or protecting the same from contami-
17 nation or for conveying the same to and through said
18 district: *provided*, that said district shall not have the
19 right hereunder to take, except by purchase, any source
20 or sources of supply now held, owned or used by the
21 Onset water company. No sources of water supply for
22 domestic purposes and no lands necessary for protecting
23 the said waters as aforesaid shall be taken under this act
24 without the consent and approval of the state board of
25 health. Said district may construct on the lands thus
26 taken or acquired proper dams, buildings, fixtures and
27 other structures, and may do such other things as may be
28 necessary for providing and maintaining complete and
29 effective water works; and for that purpose may con-
30 struct wells and reservoirs, and establish pumping works,
31 may construct, lay and maintain aqueducts, conduits,
32 pipes and other works, under and over any land, water
33 courses, railroads, railways and public or other ways, and
34 along any highway or other way in the town of Wareham,
35 in such manner as not unnecessarily to obstruct the
36 same; and for the purpose of constructing, laying and
37 maintaining and repairing such aqueducts, conduits,
38 pipes and other works, and for all other purposes of this
39 act, said district may dig up, raise and embank any such
40 lands, highways or other ways in such manner as to
41 cause the least possible hindrance to public travel; but
42 all things done upon such ways shall be subject to the
43 direction of the selectmen of the town. The title to all
44 land taken or purchased under the provisions of this act

45 shall vest in said Wareham fire district, and the land so
46 taken may be managed and improved and controlled by
47 the board of water commissioners hereinafter provided
48 for, in such manner as they shall deem for the best
49 interests of said district.

1 SECTION 2. The taking expressed to have been made
2 by the vote of the board of water commissioners of the
3 Wareham fire district passed January seventeenth, nine-
4 teen hundred and eight, is hereby confirmed. For the
5 purpose of assessing damages such taking shall be deemed
6 to have been made on the date of the passage of this act.

1 SECTION 3. This act shall take effect upon its passage.

