

dollars, and may issue notes of the town therefor, which shall bear on their face the words, Hardwick Fire Protection and Sewer Loan, Act of 1949. Each authorized issue shall constitute a separate loan and such loans shall be paid in not more than seven years from their dates. No loan shall be authorized under this act unless an amount of five hundred dollars is voted for the same purpose to be provided from taxation or available revenue funds in the year when authorized. Indebtedness incurred under this act shall be in excess of the statutory limit and shall, except as provided herein, be subject to the applicable provisions of chapter forty-four of the General Laws exclusive of the limitation contained in the first paragraph of section seven thereof.

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

*Approved July 1, 1949.*

**Chap.479** AN ACT PROVIDING FOR THE INSTALLATION OF A GAUGING STATION ON THE SQUANNAHOOK RIVER.

*Be it enacted, etc., as follows:*

The department of public health is hereby authorized and directed to install a gauging station on the Squannacook river between West Groton and Townsend harbor in cooperation with the Geological Survey of the United States Department of the Interior, and may expend for such purpose such sums as may be appropriated therefor.

*Approved July 1, 1949.*

**Chap.480** AN ACT TO AUTHORIZE THE CITY OF BOSTON TO CONSTRUCT AND MAINTAIN A VIADUCT OVER AND ACROSS THE PASSAGE OF WATER KNOWN AS THE "BACK WAY" IN LOWER BOSTON HARBOR, BETWEEN LONG ISLAND AND MOON ISLAND, AND APPROACHES THERETO ON BOTH LONG ISLAND AND MOON ISLAND.

*Be it enacted, etc., as follows:*

SECTION 1. The city of Boston is hereby authorized to construct, as a part of the facilities of its institution on Long Island, a viaduct over and across the passage of water known as the "Back Way" in the lower Boston harbor between Long Island and Moon Island, and shall construct approaches to said viaduct on each end thereof. Said city may acquire by eminent domain under chapter seventy-nine or chapter eighty A of the General Laws or by purchase, gift, devise or otherwise such public or private lands or such interest therein as the commissioner of institutions of said city may deem necessary for carrying out the provisions of sections one, two and three of this act.

SECTION 2. Said viaduct shall be built not less than thirty-one feet in width over-all, and with masonry piers and abutments and masonry or steel superstructure, according to plans and specifications prepared under the supervision of said commissioner of institutions. Said viaduct shall be constructed and maintained subject to the provisions of chapter ninety-one of the General Laws and of all other general laws which now are or hereafter may be in force relating to bridges

over tidewater, except that no compensation for displacement of tidewater, or for occupying any lands or flats of the commonwealth, shall be required from said city.

SECTION 3. The approach to said viaduct on the Moon Island side shall be laid out and constructed from Dorchester street in the Squantum district of the city of Quincy, extending easterly and northeasterly to the westerly abutment of the viaduct on Moon Island. The approach to said viaduct on the Long Island side shall be laid out and constructed from the main buildings of Long Island hospital extending westerly to the easterly abutment of said viaduct. Said city shall construct said approaches immediately before, at the time of, or immediately after, completion of said viaduct.

SECTION 4. Said viaduct and approaches shall be maintained by said city through its institutions department; and the commissioner of institutions of said city shall exclusively authorize poles, wires or other structures to be placed on any part or all of the same, in such places as he may deem proper.

SECTION 5. Said viaduct and approaches shall be deemed to be held by said city in its governmental capacity; and the said city shall not be liable for any injury, loss or damage suffered by any person or property on or about said viaduct or approaches.

SECTION 6. For the purpose of providing funds to meet the expenses of carrying out the provisions of sections one, two and three of this act, the city of Boston may borrow, from time to time within a period of five years from the effective date of this act, not exceeding, in the aggregate, two million dollars, and may issue bonds or notes therefor which shall bear on their face the words: — City of Boston, Long Island Viaduct Loan, Act of 1949. Each authorized issue shall constitute a separate loan and such loans shall be paid in not more than twenty years. No loan shall be authorized in any year under this act unless a sum equal to ten cents on each one thousand dollars of the assessed valuation of the city for the preceding year, exclusive of the value of motor vehicles and the value of ships and vessels on which a vessel excise tax is based, has been appropriated from available revenue funds or voted to be raised by taxation for the purposes of this act in the year when the loan is authorized. Indebtedness incurred under this act shall be outside the statutory limit of indebtedness, but shall, except as herein otherwise provided, be subject to all laws relative to the incurring of debt by said city.

SECTION 7. This act shall take full effect upon its acceptance by vote of the city council of said city, subject to the provisions of its charter, but not otherwise.

*Approved July 1, 1949.*

AN ACT RELATIVE TO PREPARATION OF COUNTY BUDGETS AND TO CONTRACTS MADE BY COUNTIES. Chap. 481

*Be it enacted, etc., as follows:*

SECTION 1. Section 28 of chapter 35 of the General Laws, as most recently amended by section 1 of chapter 158 of

G. L. (Ter. Ed.), 35, § 28, etc., amended.