

*Chap. 506* AN ACT PROVIDING FOR THE IMPROVEMENT OF WARE RIVER IN THE TOWN OF PALMER.

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

Subject to the conditions herein imposed, the department of public works is authorized and directed to protect from further erosion the southeasterly bank of the Ware river near Pattaquatic pond, so called, in the town of Palmer. In carrying out such work, said department and the town of Palmer shall have all power and authority granted by chapter five hundred and thirteen of the acts of nineteen hundred and thirty-nine and by chapter ninety-one of the General Laws; provided, that no work shall be begun until the town of Palmer has entered into an agreement with said department in accordance with the provisions of said chapter five hundred and thirteen and section twenty-nine of said chapter ninety-one, to assume liability for all damages that may be incurred hereunder nor until said town has paid into the treasury of the commonwealth the sum of five thousand dollars, which, together with such sum, not exceeding five thousand dollars, as may hereafter be appropriated by the commonwealth, shall constitute a fund for the improvement herein authorized; provided, that the total cost of such improvement shall not exceed ten thousand dollars; and, provided further, that, if any of the last mentioned sum remains after the completion of such improvement, one half of such remainder shall be paid to said town.

*Approved July 7, 1949.*

*Chap. 507* AN ACT RELATIVE TO THE DRAINING OF CERTAIN PONDS, RESERVOIRS AND OTHER BODIES OF WATER.

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

G. L. (Ter. Ed.), 131, new § 117A, added.

Draining of ponds, reservoirs, etc., prohibited.

Penalty.

Chapter 131 of the General Laws is hereby amended by inserting after section 117, as appearing in section 2 of chapter 599 of the acts of 1941, the following section:—*Section 117A.* No person shall, except in case of emergency, drain any pond, reservoir or other body of water, except a body of water used for irrigation or insect control purposes, or for flowing cranberry bogs, or for public water supply, to an extent dangerous to fish life therein, unless such person, at least ten days prior to such draining, shall have notified in writing the department of his intention so to do and thereby enable the department to salvage the fish in such body of water prior to the draining thereof. Whoever violates this section shall be punished by a fine of not less than fifty nor more than one hundred dollars.

*Approved July 7, 1949.*