

ice, or both. The remedy herein provided shall not be exclusive, but shall be in addition to any other remedy provided by law.

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

Approved March 5, 1945.

Chap. 70 AN ACT AUTHORIZING THE SIMPLEX WIRE AND CABLE COMPANY TO MAINTAIN A BRIDGE OVER PACIFIC STREET IN THE CITY OF CAMBRIDGE.

Be it enacted, etc., as follows:

SECTION 1. Upon petition, and after seven days' notice inserted in at least one newspaper published in the city of Cambridge and a public hearing thereon, the city council of said city, by a two thirds vote, with the approval of the city manager, may grant and issue a permit to Simplex Wire and Cable Company, a corporation duly established and existing under the laws of this commonwealth, its successors and assigns, to maintain a bridge over Pacific street in said city, at a point where said corporation owns the land in fee on opposite sides of said street and also the fee in that part of said street crossed by said bridge, for the purpose of connecting buildings owned and occupied by said corporation on opposite sides of said street. Said permit shall be granted upon the condition of such ownership and such further conditions and subject to such restrictions as the city council may prescribe. Any permit granted hereunder may be revoked by vote of said city council with the approval of the city manager.

SECTION 2. The bridge maintained under a permit granted as aforesaid shall be maintained in such manner that the bottom chord thereof shall be not less than seventeen feet above the grade line of said street; and said structure shall not be more than three and one half feet in width, and no part of said structure or its support shall rest on the surface of the street, nor shall any such structure be maintained over any portion of said street not owned in fee by said Simplex Wire and Cable Company without written consent of the owner of such portions in each instance filed with the said city council. Such consent of the city of Cambridge, if and when necessary, may be given by vote of said city council with the approval of the city manager.

SECTION 3. If a traveler on the highway, while in the exercise of due care, sustains bodily injury or damage in his property by reason of the construction or maintenance of said bridge, he may recover damages therefor in an action of tort brought in the superior court against said Simplex Wire and Cable Company, or its successors or assigns, within one year after the date of such injury or damage; provided, that such notice of the time, place and cause of said injury or damage be given to said Simplex Wire and Cable Company, or its successors or assigns, by, or on behalf

of, the person sustaining the same as is, under the provisions of chapter eighty-four of the General Laws, valid and sufficient in cases of injury or damage sustained by reason of a defect or a want of repair in or upon a way, if such defect or want of repair is caused by or consists in part of snow or ice, or both. The remedy herein provided shall not be exclusive, but shall be in addition to any other remedy provided by law.

SECTION 4. This act shall take effect upon its passage.
Approved March 5, 1945.

AN ACT RELATIVE TO CERTAIN LINES, CONDUITS, CABLES AND OTHER EQUIPMENT OF THE NEW ENGLAND TELEPHONE AND TELEGRAPH COMPANY AND THE AMERICAN TELEPHONE AND TELEGRAPH COMPANY IN THE CITY OF NEW BEDFORD. Chap. 71

Be it enacted, etc., as follows:

SECTION 1. All lines for the transmission of intelligence by electricity heretofore acquired or constructed by the New England Telephone and Telegraph Company and the American Telephone and Telegraph Company in the city of New Bedford, upon, along or under the public ways and places of said city, and the conduits, cables and other fixtures necessary to sustain or protect the wires of said lines and actually in place on the effective date of this act, are hereby made lawful notwithstanding the lack of any valid locations therefor or any informality in the proceedings relative to their location and erection; provided, that the validation aforesaid shall not be effective as to the lines, conduits, cables or fixtures aforesaid of said companies in said city unless said companies shall, not later than December thirty-first, nineteen hundred and forty-six, file with the clerk of said city a map or maps showing the location and nature of said lines, conduits, cables, and fixtures in said city, such map or maps so filed to be recorded and kept with the records of original locations for poles and wires in said city.

SECTION 2. This act shall take effect upon its passage.
Approved March 5, 1945.

AN ACT AUTHORIZING THE COUNTY OF BRISTOL TO PAY CERTAIN BILLS OF THE YEAR NINETEEN HUNDRED AND FORTY-FOUR. Chap. 72

Be it enacted, etc., as follows:

The county of Bristol is hereby authorized to pay to Louis I. Young the sum of eleven hundred and sixty dollars and fifty cents and to Howard Tweedy the sum of thirteen hundred and twenty-seven dollars and fifty cents, for work performed and materials furnished for the Bristol County Agricultural School, said amounts to be paid out of the appropriation for said school for the year nineteen hundred and forty-four, an amount sufficient for this purpose having been reserved by the treasurer of Bristol county out of said appropriation.

Approved March 5, 1945.