SENATE No. 186.

Commonwealth of Massachusetts.

IN SENATE, May 1, 1867.

The Committee on the Judiciary, to whom was committed the Order relative to amending chapter forty-three of the General Statutes, report the accompanying Bill.

Per order,

JOSEPH TUCKER.

Commonwealth of Massachusetts.

In the Year One Thousand Eight Hundred and Sixty-Seven.

AN ACT

Concerning the Construction of Highways.

Be it enacted by the Senate and House of Representatives, in General Court assembled, and by the authority of the same, as follows:—

- 1 Sect. 1. Whenever, in the laying out, widening,
- 2 re-locating or repairing any highway, the county com-
- 3 missioners of any county shall require the making of
- 4 any culvert, cattle pass or other passage-way through
- 5 or under the highway, as the commissioners shall
- 6 direct the same to be made and worked, said commis-
- 7 sioners may order and require the town in which such
- 8 highway is located to construct such culvert, cattle
- 9 pass or other passage-way, and the town shall construct
- 10 the same as a part of the highway; and the county
- 11 commissioners may reimburse to said town, out of the

12 county treasury, such portion of the cost of the same, 13 if any, as justice and equity may, in their judgment, 14 require.

1 Sect. 2. This act shall take effect upon its 2 passage.