

SENATE . . . . No. 124.

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Commonwealth of Massachusetts.

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IN SENATE, March 9, 1871.

The Committee on Railways, to whom was committed the Bill to regulate the location of railroads, have duly considered the subject, and report the Bill ought not to pass.

Per order of the Committee,

GEO. M. STEARNS,  
*for the Committee.*

## Commonwealth of Massachusetts.

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In the Year One Thousand Eight Hundred and Seventy-One.

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### AN ACT

To regulate the Location of Railroads.

*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 any land is hereafter surveyed  
2 and taken by a corporation for the purpose of con-  
3 structing a railroad, upon which there is situated any  
4 dwelling-house, barn, shed or other building, or  
5 whenever any part of such land lies within a home-  
6 stead lot and within a distance of three hundred yards  
7 from such homestead, it shall not be lawful for such  
8 corporation to begin the construction of its road upon  
9 said land if the owner of said house, barn, shed,  
10 other building or homestead lot objects, unless the  
11 board of railroad commissioners, on the application  
12 of either railroad corporation or owner, and after  
13 notice to either party, allow the same to be so taken.

1   SECT. 2. The provisions of section one shall apply  
2 to all railroads heretofore chartered wherever on the  
3 line or parts thereof of said roads already laid out no  
4 work of construction has been commenced.

1   SECT. 3. This act shall take effect upon its pas-  
2 sage.

