

SENATE No. 129.

Commonwealth of Massachusetts.

SENATE, Mar. 2, 1881.

The Committee on Railroads, to whom was referred so much of the Governor's Address as relates to Railroads, report the accompanying Bill.

For the Committee,

GEORGE G. CROCKER.

Commonwealth of Massachusetts.

In the Year One Thousand Eight Hundred and Eighty-one.

AN ACT

To secure the Payment of Damages occasioned by the
Construction 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 Neither of the certificates provided for in sec-
2 tion twenty-nine of the general railroad act shall
3 be granted, unless it has been proved, to the satis-
4 faction of the board of railroad commissioners,
5 that a sum has been paid in cash and in good
6 faith to the treasurer of the railroad association
7 applying for such certificate, sufficient, in the judg-
8 ment of said board, to pay all damages, immediate
9 or consequential, that may be occasioned by laying
10 out and making and maintaining its road, or by
11 taking any land or materials therefor, nor until said
12 board is satisfied that said sum will remain in the

13 hands of said treasurer until it is drawn out for
14 the lawful expenditures of said association or of the
15 company resulting from such association. The
16 board may require such assurance of good faith in
17 the premises, by bond or otherwise, as seems to them
18 necessary.

