

HOUSE . . . . No. 996.

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HOUSE OF REPRESENTATIVES, May 19, 1893.

[Bill accompanying petition of the water commissioners of the town of Whitman.]

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Commonwealth of Massachusetts.

In the Year One Thousand Eight Hundred and Ninety-three.

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AN ACT

To authorize the Town of Whitman to take an Additional Water Supply.

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

1 SECTION 1. The town of Whitman may, for  
2 the purpose of an additional water supply, take  
3 and hold the waters of Silver Lake in such quan-  
4 tities as may be required by said town, and as may  
5 be further required for furnishing water to the  
6 town of Hanson and its inhabitants under the  
7 authority granted by section two of this act; and  
8 said town of Whitman may also take by purchase

9 or otherwise and hold all lands, rights of way and  
10 easements necessary for holding and preserving  
11 all water taken under the authority of this act and  
12 for conveying the same to any part of said towns;  
13 and may erect on the land thus taken or held  
14 proper buildings, fixtures and structures, and may  
15 make excavations, procure and operate machinery,  
16 and provide such other means and appliances as  
17 may be necessary for the establishment and main-  
18 tenance of complete and effective water works;  
19 and may construct and lay down conduits, pipes  
20 and other works under, through or over any  
21 lands, water-courses, railroads, public or private  
22 ways, and along any such way in such manner as  
23 not unnecessarily to obstruct the same; and for the  
24 purpose of constructing, maintaining and repair-  
25 ing such conduits, pipes and other works, and for  
26 all proper purposes of this act, said town of Whit-  
27 man may dig up any such lands, and, under the  
28 direction of the board of selectmen of the town in  
29 which any such ways are situated, may enter upon  
30 and dig up any such ways, in such manner as to  
31 cause the least hindrance to public travel on such  
32 ways.

1     SECT. 2. The town of Whitman is hereby  
2 authorized to furnish water to the town of Hanson  
3 or its inhabitants, upon such terms as may be  
4 fixed by the water commissioners of the town of  
5 Whitman.

1     SECT. 3. The said town of Whitman may, for  
2 the purposes of paying the necessary expenses

3 and liabilities incurred under the provisions of this  
4 act, issue from time to time bonds, notes or scrip,  
5 in addition to those authorized by prior law, to an  
6 amount not exceeding one hundred and twenty-  
7 five thousand dollars. Such bonds, notes and scrip  
8 shall bear on their face the words "Town of  
9 Whitman Water Loan, Act of 1893;" shall be  
10 payable at the expiration of periods not exceeding  
11 thirty years from the date of issue; shall bear  
12 interest payable semi-annually, at a rate not  
13 exceeding six per centum per annum, and shall  
14 be signed by the treasurer of said town and  
15 countersigned by the water commissioners thereof.  
16 The said town may sell such securities at public  
17 or private sale, or pledge the same for money  
18 borrowed for the purposes of this act upon such  
19 terms and conditions as it may deem proper. The  
20 said town shall provide, at the time of contracting  
21 said loan, for the establishment of a sinking fund,  
22 and shall annually contribute to such fund a sum  
23 sufficient, with the accumulations thereof, to pay  
24 the principal of said loan at maturity. The said  
25 sinking fund shall remain inviolate and pledged  
26 to the payment of said loan, and shall be used for  
27 no other purpose.

1 SECT. 4. Sections three and four of chapter  
2 one hundred and fifty-two of the acts of the year  
3 eighteen hundred and eighty-three relative to  
4 recording a description of land, water rights or  
5 other property taken, and relative to the payment  
6 of damages therefor, shall apply to the taking of

7 any land, water rights or other property by the  
8 town of Whitman under this act.

1 SECT. 5. This act shall take effect upon its  
2 acceptance by a two-thirds vote of the voters of  
3 the town of Whitman present and voting thereon  
4 at a legal town meeting called for the purpose  
5 within three years from its passage; but the num-  
6 ber of meetings so called in any year shall not  
7 exceed three.