

# HOUSE . . . . No. 1730

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## The Commonwealth of Massachusetts.

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HOUSE OF REPRESENTATIVES, May 25, 1910.

The committee on Railroads, to whom was referred the petition (with accompanying bill, House, No. 1571) of Edward H. Nutting and another, selectmen, for legislation to provide for the alteration of a grade crossing on Main street in the town of Leominster, report the accompanying bill.

For the committee,

F. O. HARDY.

## The Commonwealth of Massachusetts.

In the Year One Thousand Nine Hundred and Ten.

### AN ACT

To authorize the Taking of Cemetery and Park Lands in Connection with the Alteration of a Grade Crossing in the Town of Leominster.

*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. For the purpose of altering the grade  
2 crossing of Main street and of the railroad of the Old  
3 Colony Railroad Company, and the New York, New  
4 Haven and Hartford Railroad Company, lessee, in the  
5 town of Leominster, such portion of Pine Grove ceme-  
6 tery and Carter Park in said town may be taken for  
7 such alteration as the special commissioners heretofore  
8 appointed, upon the petition of said town, to prescribe  
9 the alteration of said crossing, may deem necessary. All  
10 the provisions of the general law with regard to the  
11 taking of land for the alteration of grade crossings,  
12 including all provisions for the assessment and recovery  
13 of damages for land taken, shall apply to the taking of  
14 such portion of said cemetery and park, notwithstanding  
15 the provisions of any general law to the contrary.

1 SECTION 2. But no tomb or burial lot containing the  
2 remains of the dead shall be entered upon for such pur-  
3 pose until such remains and the monuments and head-  
4 stones marking them shall have been removed by order  
5 of said commissioners to such other suitable burial place  
6 in the town of Leominster as the selectmen of said town  
7 may designate, or to such other suitable burial place in  
8 said town as the relatives of those whose remains are so  
9 buried may provide, without expense to the owner of  
10 such tomb or burial lot.

1 SECTION 3. The removals aforesaid shall be made  
2 only after thirty days' notice in some newspaper pub-  
3 lished in the town of Leominster, and shall be made  
4 under the supervision of the selectmen of said town;  
5 the remains shall be interred in a proper and suitable  
6 manner, and a plan of the ground in the burial place  
7 to which such remains shall be removed showing the  
8 position of all the known dead so removed shall be made  
9 and filed in the office of the town clerk of Leominster  
10 for future reference.

1 SECTION 4. This act shall take effect upon its pas-  
2 sage.

