

HOUSE . . . . No. 219.

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Commonwealth of Massachusetts.

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

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AN ACT

To authorize the Massachusetts Central Railroad Com-  
pany to extend its Railroad.

[As passed to be engrossed by the Senate.]

*Be it enacted by the Senate and House of Representa-  
tives, in General Court assembled, and by the authority of  
he same, as follows:—*

1   SECT. 1. The Massachusetts Central Railroad  
2 Company is hereby authorized to locate, construct,  
3 maintain and operate a railroad, with one or more  
4 tracks, from some point within its chartered limits in  
5 the town of Weston, thence running through said  
6 town and the towns of Waltham, Newton, Water-

7 town and Brighton, and the city of Cambridge or any  
8 of them, to some convenient point adjacent to the loca-  
9 tion of the Boston and Albany Railroad Corporation  
10 within the present limits of ward four in said city,  
11 and thence parallel with and adjacent to the railroad  
12 of said corporation on either side thereof, to some  
13 point north of Cambridge street in Cambridge, and  
14 south of the tracks of the Fitchburg Railroad Corpo-  
15 ration, and thence diverging by some convenient  
16 route to a convenient point of intersection with the  
17 tracks of the Boston and Lowell Railroad Corpora-  
18 tion, the Eastern Railroad Corporation, or the Boston  
19 and Maine Railroad Corporation in the town of  
20 Somerville, the city of Cambridge or the city of  
21 Charlestown: *provided*, that within the present limits  
22 of wards one and four in the city of Cambridge, said  
23 railroad shall not be located so as to pass the inter-  
24 section of South and Brighton streets on the north-  
25 ward thereof, nor so as to pass the intersection of  
26 Putnam street and Western avenue on the north-east-  
27 ward thereof, nor so as to pass the intersections of  
28 Magazine, Pearl and Brookline streets with Hamilton  
29 street on the northward thereof; and *provided*, that  
30 if said railroad should cross the track of the Boston  
31 and Lowell Railroad Corporation, it shall pass under  
32 the grade thereof at some point not less than forty  
33 feet distant from the location line of the Fitchburg  
34 Railroad Corporation, and on the southerly side  
35 thereof, and shall not be located over or upon any  
36 portion of Miller's River or the flats therein lying  
37 southerly of the track of the Fitchburg Railroad Cor-  
38 poration, at a greater distance from the northerly  
39 main track of the Boston and Lowell Railroad Corpo-

40 ration than three hundred feet at right angles thereto ;  
41 and *provided*, that in case said railroad should cross  
42 the track of the Eastern Railroad Corporation on the  
43 grade thereof, it shall so cross that the existing pro-  
44 visions of law will not require an additional stop of  
45 the trains of the Eastern Railroad Corporation in con-  
46 sequence of said crossing ; and *provided*, that said  
47 railroad shall not at any point cross the road of the  
48 Fitchburg Railroad Corporation, except that in the  
49 town of Watertown it may pass between the grounds  
50 of the United States arsenal and the main track of  
51 the Watertown branch of said Fitchburg Railroad  
52 Corporation.

1     SECT. 2. Said company is hereby authorized to lo-  
2 cate, construct, maintain and operate a railroad, with  
3 one or more tracks, diverging from the route herein  
4 before described in the town of Brighton, and thence  
5 running through said town and the town of Brook-  
6 line to some convenient point of intersection with the  
7 tracks of the Boston and Albany Railroad Corpora-  
8 tion in the town of Brookline or the city of Boston,  
9 or with the tracks of the Boston and Providence Rail-  
10 road Corporation in the city of Boston: *provided*,  
11 that if said railroad should cross the track of the Bos-  
12 ton and Albany Railroad Corporation in Brighton,  
13 Brookline or Boston, it shall pass over or under the  
14 grade thereof ; and if over the grade thereof, so as to  
15 leave a clear space of not less than eighteen feet above  
16 said track. Or said company may locate, construct,  
17 maintain and operate a railroad, with one or more  
18 tracks, from some point in Cambridge north of Broad-  
19 way, there diverging from the line of the Boston and

20 Albany Railroad Corporation to Charles River, and  
21 crossing Charles River by a suitable pile bridge to  
22 some point in Boston between West Boston bridge  
23 and Cragie's bridge on the northerly side of Charles  
24 street: *provided*, that said bridge hereby authorized  
25 to be built across Charles River shall not be used for  
26 loading or discharging vessels.

1     SECT. 3. The bridges which said company may  
2 build across Charles River below the head of naviga-  
3 tion thereon, shall be constructed subject to the pro-  
4 visions of chapter one hundred and forty-nine of the  
5 statutes of eighteen hundred and sixty-six.

1     SECT. 4. Said company may connect its tracks  
2 with, enter upon and use the tracks of the Boston  
3 and Albany Railroad Corporation, the Boston and  
4 Providence Railroad Corporation, the Boston and  
5 Lowell Railroad Corporation, the Eastern Railroad  
6 Corporation and the Boston and Maine Railroad Cor-  
7 poration, with the consent in writing of said corpora-  
8 tions respectively obtained.

1     SECT. 5. In case said company shall use as afore-  
2 said the tracks of either of said corporations for the  
3 purpose of entering the city of Boston, it is hereby  
4 authorized to purchase of either of said corporations  
5 any land held by it, or to take such land not held by  
6 any railroad corporation as may be necessary for their  
7 railroad and depots, according to law.

1     SECT. 6. Said company is hereby authorized to lo-  
2 cate, construct, maintain and operate a branch rail-

3 road, with one or more tracks, in the town of Barre,  
4 diverging from its main track in said town.

1   SECT. 7. Said company shall have with respect to  
2 the railroad hereby authorized to be constructed, and  
3 the grants herein contained, all the rights and privi-  
4 leges, and shall be subject to all the duties, liabilities  
5 and restrictions granted and imposed by the general  
6 laws upon railroad corporations and by the act by  
7 which said company was incorporated, and also by the  
8 first section of chapter three hundred and sixty-two  
9 of the acts of the year one thousand eight hundred  
10 and seventy.

1   SECT. 8. This act shall take effect when it shall  
2 have been accepted by said company, and it shall be-  
3 come void, so far as it relates to the construction  
4 of the railroad hereby authorized, unless the same be  
5 located within two years and constructed within four  
6 years after its passage.

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SENATE, March 23, 1871.

Passed to be engrossed.

Sent down for concurrence.

S. N. GIFFORD, *Clerk.*

