

HOUSE No. 151.

Commonwealth of Massachusetts.

HOUSE OF REPRESENTATIVES, March 9, 1887.

The Committee on Roads and Bridges, who were instructed to consider the expediency of amending chapter 51 of the Public Statutes so that highways may be laid out under the provisions of law authorizing the assessments of betterments in towns where such provisions have been accepted, report the accompanying Bill.

For the Committee,

HARRISON E. MORTON.

Commonwealth of Massachusetts.

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

AN ACT

Relating to assessing Betterments on Highways.

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. When the county commissioners
2 shall lay out, alter, grade or discontinue a high-
3 way from town to town, or from place to place
4 within the same town, they may declare the same
5 to be done under the provisions of law authoriz-
6 ing the assessment of betterments in regard to so
7 much of such highway as lies within any city or
8 any town which has accepted the provisions of
9 chapter one hundred and sixty-nine of the stat-
10 utes of the year one thousand eight hundred and
11 sixty-nine, or of chapter three hundred and
12 eighty-two of the statutes of the year one thou-
13 sand eight hundred and seventy-one, or of chap-
14 ter fifty-one of the Public Statutes.

1 SECT. 2. When the county commissioners, in
2 any case provided for in the foregoing section,
3 have ordered any damages to be paid from the
4 county treasury for any land or buildings taken
5 in any city or town which has accepted the provi-
6 sions of law, or either of them aforesaid, the
7 amount of such damage which has been finally
8 paid shall be included in the expense of laying
9 out, alteration, widening, grading or discontinu-
10 ance; and the board assessing the betterments
11 shall reimburse the county treasury the propor-
12 tion of such betterments received which the
13 damages so paid bear to the whole amount of
14 betterments assessed and paid. Such reimburse-
15 ment shall be made when all the betterments due
16 shall have been paid or finally settled, but not be-
17 fore.

1 SECT. 3. The provision of chapter fifty-one
2 of the Public Statutes, and of chapter two hun-
3 dred and twenty-six of the acts of the year one
4 thousand eight hundred and eighty-four, shall
5 apply to the proceedings under this act, so far as
6 the same are not altered hereby.

1 SECT. 4. This act shall take effect from and
2 after its passage.

