

HOUSE No. 200.

[MR. GREENWOOD of Ashland moves to substitute this bill for the report of the Committee on Towns, leave to withdraw.]

Commonwealth of Massachusetts.

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

AN ACT

To annex a part of the town of Watertown to the city of Newton.

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. So much of the town of Water-
2 town, as lies on the southerly side of Charles
3 River, that is, all that part of said Watertown
4 situated southerly of a line extending through
5 the middle of said Charles River, with all the in-
6 habitants and estates therein, is hereby set off
7 from the town of Watertown and annexed to and
8 made a part of the city of Newton. And said
9 inhabitants shall hereafter be inhabitants of New-
10 ton, and shall enjoy all the rights and privileges
11 and be subject to all the duties and liabilities of
12 the inhabitants of said Newton.

1 SECT. 2. The inhabitants and estates within
2 the territory above described, and the owners of
3 said estates, shall be holden to pay all taxes
4 legally assessed upon them by the town of
5 Watertown, and all taxes heretofore assessed and
6 not collected, shall be collected and paid to the
7 town of Watertown in the same manner as if this
8 act had not been passed.

9 And until the next State valuation, the city of
10 Newton shall annually, on or before the month of
11 November, pay to the town of Watertown one-
12 eighth of all the State and county taxes which
13 may be assessed upon the town of Watertown,
14 and the assessors of the city of Newton shall
15 return the valuation of that part of the town of
16 Watertown hereby annexed to the city of New-
17 ton to the secretary of the commonwealth, and
18 to the county commissioners of the county of
19 Middlesex.

1 SECT. 3. The city of Newton and the town
2 of Watertown shall be liable repectively for the
3 relief and support of all persons who now do or
4 shall hereafter stand in need of relief as paupers,
5 who may derive or acquire or have derived or
6 acquired a settlement within their respective
7 limits; and the city of Newton shall annually pay
8 to the town of Watertown such proportion of all
9 costs for the relief and support of persons now
10 or hereafter needing aid as paupers who may
11 have derived or acquired a settlement by reason
12 of military services as part of the quota of the

13 town of Watertown or who cannot be located on
14 the site whence their settlement is derived or
15 whereon it was acquired, as the valuation of the
16 town of Watertown as bounded after this act
17 takes effect bears to that of the town of Water-
18 town as it is now bounded according to the last
19 State valuation prior to said relief and support.

1 SECT. 4. The city of Newton shall assume and
2 pay one-eighth part of the net indebtedness of
3 the town of Watertown. The town of Water-
4 town shall retain and own all the records, books,
5 cases, and safes, and all the corporate property
6 within the limits of said town. And the city of
7 Newton shall assume and pay for all the corporate
8 property within that part of the town of Water-
9 town hereby annexed to the city of Newton. The
10 city of Newton shall also pay to the town of Water-
11 town as compensation for any loss, resulting to
12 said town of Watertown, by reason of the annexa-
13 tion of said territory to Newton, a sum, the income
14 of which shall, by fair estimation, indemnify the
15 said town of Watertown against the probable net
16 annual loss, if any, of revenue derived by taxation
17 from or upon the said territory, over and above
18 the probable annual expenditures of said town
19 upon said territory, in case the same had con-
20 tinued to be a part of said town.

1 SECT. 5. The city of Newton and the town
2 of Watertown shall, until otherwise provided by
3 law, continue to be a part of the third council-

4 lor district and of the second Middlesex sena-
5 torial district. And the city of Newton, together
6 with the part of Watertown hereto annexed, shall
7 belong to the ninth congressional district, and
8 shall constitute the seventeenth representative
9 district of Middlesex County; and the town of
10 Watertown shall continue to belong to the fifth
11 congressional district and shall continue a part
12 of the sixteenth representative district of Mid-
13 dlesex County.

1 SECT. 6. In case said Newton and Water-
2 town shall not agree upon a division of property,
3 debts, unpaid taxes, State or county taxes, ex-
4 penses incurred in support of paupers and all other
5 existing town liabilities, and also the compensa-
6 tion, if any, which the city of Newton shall pay
7 to said Watertown as provided by the fourth sec-
8 tion, the supreme court for the county of Mid-
9 dlesex, shall, upon the petition of the town of
10 Watertown or the city of Newton, appoint three
11 commissioners, none of whom shall be residents
12 of either Newton or Watertown to hear the
13 parties and determine the matter of difference
14 and also the question of amount of compensation,
15 if any, that the city of Newton shall pay to
16 Watertown as aforesaid, and their award, or the
17 award of any two of them being accepted by said
18 court, shall be final.

1 SECT. 7. Nothing in this Act shall affect the
2 rights and privileges of the Watertown Water

3 Supply Company in the territory hereby annexed
4 to Newton, and said company shall continue to
5 enjoy all its rights and privileges in said territory;
6 and the city of Newton shall have the same rela-
7 tions to said company in said territory as the town
8 of Watertown would have had if said territory
9 had not been annexed. The said company shall
10 have the exclusive right to supply the territory
11 hereby annexed to Newton and its inhabitants
12 with water for domestic and hydrant service upon
13 the same terms and conditions as the said town of
14 Watertown shall be supplied by said company
15 therewith. In case the town of Watertown shall
16 acquire the property and rights of said company,
17 in pursuance to the terms of its charter, the city
18 of Newton shall thereupon pay to the town of
19 Watertown a just and proportionate part of the
20 amount so paid by Watertown for the property
21 and rights of said company upon said territory
22 hereby annexed to Newton, which property and
23 rights shall thereupon become vested in the city
24 of Newton. In case of failure to agree the sum
25 to be so paid by the city of Newton to the town
26 of Watertown shall be determined by three com-
27 missioners, to be appointed by the supreme judi-
28 cial court upon application of either party, the
29 award of them, or any two of them, being accepted
30 by the court shall be final.

1 SECT. 8. The city of Newton shall pay one-
2 half of the expenses for the maintenance and
3 repair of the Galen Street Bridge over the Charles
4 River.

1 SECT. 9. This Act shall not take full effect
2 unless accepted by the city council of the city of
3 Newton, at a meeting duly called and held for the
4 purpose, on or before Dec. 31, 1889.

1 SECT. 10. This Act shall take full effect upon
2 its acceptance by the city council of the city of
3 Newton as provided by the preceding section.