

treasury of the county of Essex fifty per cent of the cost of constructing that part of the said way which lies in the county of Essex and of the land damages resulting therefrom, thirty-five per cent by the city of Lawrence and fifteen per cent by the town of Methuen; and the city of Lowell and the town of Dracont shall pay into the treasury of the county of Middlesex fifty per cent of the said cost and damages of that part of the way which lies in the county of Middlesex, thirty-five per cent by the city of Lowell and fifteen per cent by the town of Dracont.

The counties may borrow money, etc.

SECTION 5. The county commissioners of Essex and Middlesex counties are hereby authorized to borrow on the credit of the said counties respectively, for a period not exceeding two years, such sums as may be necessary to carry out the provisions of this act, and to issue notes or bonds therefor.

May be accepted as a state highway.

SECTION 6. Upon the completion of the laying out and constructing of the said way the Massachusetts highway commission is hereby directed to accept and lay out as a state highway the way so constructed, subject, however, to the rights of said street railway company as provided in section two of this act, and also to accept and lay out as a state highway the continuation of said way along Lowell street in Methuen to Orchard street, thence along Orchard street to the Lawrence line.

SECTION 7. This act shall take effect upon its passage.

(*The foregoing was laid before the Governor on the second day of June, 1910, and after five days it had "the force of a law", as prescribed by the Constitution, as it was not returned by him with his objections thereto within that time.*)

**Chap. 592** AN ACT TO AUTHORIZE THE MOUNT SUGAR LOAF STATE RESERVATION COMMISSION TO GRANT LOCATIONS TO STREET RAILWAY COMPANIES.

*Be it enacted, etc., as follows:*

Locations may be granted to certain street railway companies, etc.

SECTION 1. The Mount Sugar Loaf state reservation commission shall have authority, as hereinafter provided, to grant locations for the construction and operation on the roads, parks and reservations under its control, of street, inclined or other railways by companies incorporated in

this commonwealth and authorized to construct and operate such railways in any other part of the commonwealth.

SECTION 2. Said commission, upon petition of a street railway company, or other company described in the preceding section, for a location as aforesaid, shall give a hearing thereon, notice of the time and place of which shall be given to all persons interested at least fourteen days before the hearing by publication in one or more newspapers published in each city or town in which the location petitioned for lies, and if none such is published then by publication in one or more newspapers published in each county in which the location petitioned for lies; and after the hearing, if in the opinion of the commission public necessity and convenience so require, it may grant such location, or any part thereof, upon such terms, conditions and obligations, and for such compensation, as the public interest and a due regard for the rights of the commonwealth may require. Such locations shall be void unless accepted in writing by the company under authority of the directors, within sixty days after receiving notice thereof.

Hearing to be given, etc.

SECTION 3. Within the limits of the Mount Sugar Loaf state reservation, the Mount Sugar Loaf state reservation commission shall, subject to the same approval and supervision of the board of railroad commissioners as are provided for by law with respect to railways in other places than said reservation, have full authority over the location of any such railway, and over the method and manner of its construction, and of its kind of motive power, and generally shall have such control of its operation and condition as said commission may deem reasonably necessary to insure the safety and convenience of the public.

Authority over location, etc.

SECTION 4. The share of the tax paid into the treasury of the commonwealth by any street or other railway company operating hereunder, which would, under other provisions of law, be apportioned to the city or town within which its tracks laid hereunder are situated, shall be apportioned to the commonwealth, and credited by the treasurer to defray the necessary expense for the care and maintenance of said reservation, and any excess thereof remaining shall be credited to the Mount Sugar Loaf State Reservation Fund.

Share of franchise tax to be apportioned to the commonwealth.

SECTION 5. All street railway and other companies operating hereunder shall remain subject to the duties, lia-

To be subject to certain provisions of law.

bilities and restrictions imposed by other provisions of law not inconsistent herewith.

Certain order  
ratified.

SECTION 6. The order of the selectmen of the town of Deerfield, dated September, nineteen hundred and nine, and describing a proposed location of the railway of the Connecticut Valley Street Railway Company in said Sugar Loaf state reservation, is hereby ratified and confirmed as a valid location of said railway, provided that said Mount Sugar Loaf state reservation commission shall, by an order, approve the same, and provided further that the board of railroad commissioners shall certify the same to be consistent with the public interest.

SECTION 7. This act shall take effect upon its passage.  
*Approved June 9, 1910.*

*Chap. 593* AN ACT TO AUTHORIZE THE MUNICIPAL AUTHORITIES OF THE CITY OF LOWELL AND OF THE TOWN OF TYUGSBOROUGH TO PERMIT SPEED TESTS OR CONTESTS UPON CERTAIN HIGHWAYS DURING CERTAIN DAYS IN THE CURRENT YEAR.

*Be it enacted, etc., as follows:*

Speed tests,  
etc., of auto-  
mobiles may  
be permitted  
on certain  
highways, etc.

SECTION 1. The mayor and board of aldermen of the city of Lowell and the selectmen of the town of Tyugsborough may, after a public hearing, and subject to such regulations concerning the closing, use and control of the highways as they deem necessary for public convenience and safety, grant permits to persons to drive motor cycles and automobiles in speed tests or contests during specified times and upon specified parts of any public way or ways, in their city or town, respectively, during any two days between the fifteenth and the twenty-second days of September of the current year, both inclusive: *provided*, that no highway shall be closed on the Lord's day nor shall any practice, exhibition or speed tests or contests be permitted on that day.

Proviso.

SECTION 2. This act shall take effect upon its passage.  
*Approved June 9, 1910.*