

three of the acts of the year nineteen hundred and four is hereby authorized to return the amount of such payment to the person, firm or corporation making the same or to their legal representatives.

SECTION 2. This act shall take effect upon its passage.

*Approved June 26, 1906.*

AN ACT TO AUTHORIZE THE TOWN OF CHATHAM TO BUILD A BRIDGE ACROSS MITCHELL'S RIVER AND TO BORROW MONEY THEREFOR.

*Chap. 524*

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

SECTION 1. The town of Chatham is hereby authorized to construct, within three years from the passage of this act, a new bridge across Mitchell's river in said town, in substantially the same location as the present bridge, of suitable width to accommodate public travel, with suitable abutments and approaches thereto. The bridge and approaches thereto shall be laid out by the commission hereinafter mentioned as a highway, and of such width as they may determine. Said bridge may, with the consent of the United States government, be constructed without a draw.

The town of Chatham may construct a bridge over Mitchell's river.

SECTION 2. Said bridge shall be suitable for all the purposes of ordinary travel; shall be built with or without a draw, and shall be constructed, maintained and operated subject to the provisions of chapter ninety-six of the Revised Laws and of all other general laws now or hereafter in force relating to bridges over tide waters, so far as the same are applicable, except that no compensation for the displacement of tide water shall be required from said town.

Manner of construction, etc.

SECTION 3. The town of Chatham shall, at a town meeting called for that purpose, elect by ballot three citizens of the town as a special commission for the building of said bridge and the one receiving the highest number of votes cast at such election shall be the chairman of said commission. They shall hold office until the completion of said bridge and shall be sworn to the proper discharge of the duties of their office as in the case of road commissioners. Any vacancy in the commission shall be filled as in the case of a vacancy in the office of road commissioner. They shall have all the powers in regard to the construction of said bridge and its abutments and approaches which are herein granted to the said town, and

Special commission to be elected to supervise construction of bridge, etc.

shall, in laying out and constructing said bridge and its abutments and approaches, proceed under the same laws and shall have and exercise the same powers, so far as they may be applicable, which govern the laying out of highways by road commissioners or by selectmen, with like remedies to all parties interested, except that no betterments shall be assessed. They shall receive such compensation as the town of Chatham shall determine.

The town of Chatham may issue bonds or scrip, etc.

SECTION 4. For the purpose of meeting the expense of constructing the said bridge and its abutments and approaches the said town is hereby authorized to borrow, outside of its statutory debt limit, money to an amount not exceeding fifteen thousand dollars and to issue negotiable bonds, notes or scrip therefor, payable in periods not exceeding fifteen years from the date of issue. Such bonds, notes or scrip shall be denominated on the face thereof, Town of Chatham, Mitchell's River Bridge Improvement Loan, Act of 1906, shall bear interest payable semi-annually at a rate not exceeding four per cent per annum, and shall be signed by the treasurer of the town and countersigned by the selectmen. Said town may sell such securities at public or private sale or pledge the same for money borrowed for the purposes of this act, upon such terms and conditions as it may deem proper: *provided*, that such securities shall not be sold or pledged for less than the par value thereof. Said town shall at the time of authorizing said loan provide for the payment thereof in such annual proportionate payments as will extinguish the same within the time prescribed by this act; and when the vote to that effect has been passed, the amount required therefor shall without further vote be assessed by the assessors of said town in each year thereafter until the debt incurred by the said town shall be extinguished in the same manner in which other taxes are assessed under the provisions of section thirty-seven of chapter twelve of the Revised Laws. Except as otherwise provided herein, the provisions of chapter twenty-seven of the Revised Laws and acts in amendment thereof and in addition thereto shall apply to the indebtedness herein and to the securities issued therefor.

Proviso.

SECTION 5. This act shall take effect upon its passage.

*Approved June 26, 1906.*