

compensation; which, in case of difference, shall be determined by three commissioners to be appointed by the supreme judicial court upon application of either party and notice to the other, whose award, when accepted by said court, shall be binding upon the parties for the term of five years. But said compensation shall not exceed the rates now paid by said Saugus under its present contract with the city of Lynn.

Compensation.

SECTION 8. All lands which shall be taken by said Revere Water Company under this act in said Saugus, whether such lands are flowed or otherwise, shall be liable to taxation by the town of Saugus; and the value of any lands shall not be deemed to be lessened for such purpose by the flowage thereof.

Liability, of land taken, to taxation.

SECTION 9. Nothing in this act shall be construed to allow said Revere Water Company to enter upon any of the territory of the town of Melrose for the taking of water or the building of storage basins in said town of Melrose.

Not to enter territory of Melrose.

SECTION 10. The rights of taking granted to said Revere Water Company by this act shall become void except so far as the same are exercised within three years from its passage.

Rights to be exercised within three years.

SECTION 11. This act shall take effect upon its passage.

*Approved May 28, 1889.*

AN ACT TO AUTHORIZE THE FLOWAGE OF LAND FOR THE PURPOSES OF FISH CULTURE.

Chap. 383

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

Any owner or lessee of lands or flats situated in the county of Barnstable, appropriated or which he desires to appropriate to the culture of useful fishes, may erect and maintain a dam across any stream for the purpose of creating or raising a pond for such fish culture, upon the terms and conditions and subject to the regulations contained in chapter one hundred and ninety of the Public Statutes, so far as the same are properly applicable in such cases: *provided, however*, that nothing herein contained shall authorize the erection or maintenance of a dam across any navigable stream within said county without a license obtained therefor from the board of harbor and land commissioners, in accordance with and subject to the provisions of chapter nineteen of the Public Statutes.

Lands in Barnstable county may be flowed for purposes of fish culture.

Proviso.

*Approved May 28, 1889.*