

Chap. 245

AN ACT RELATING TO THE ARLINGTON LAKE WATER COMPANY.

Be it enacted, &c, as follows :

May convey water from Sucker Brook through town of Arlington.

SECTION 1. The Arlington Lake Water Company may take, hold and convey into and through the town of Arlington, the waters of Sucker Brook and the tributaries thereof, of the springs, brooks and watershed of the meadows lying near said Sucker Brook and its tributaries, of the Great Meadows lying in the easterly part of the town of Lexington, from Lewis' Mills or any point westerly of said mills, for the purpose of collecting and securing a supply of pure water for the inhabitants of the town of Arlington.

May take real estate, &c.

SECTION 2. Said corporation may take and hold, by purchase or otherwise, such real estate as may be necessary for collecting and securing such supply of water and preserving the purity thereof; and may also take and hold in like manner such lands as may be necessary for erecting and maintaining dams and reservoirs, and for laying and maintaining conduits, pipes, drains and other works, for collecting, conducting and distributing such waters through said town of Arlington. The said corporation shall, within sixty days from the time of taking any land as aforesaid, file in the registry of deeds for the southern district of the county of Middlesex, a description of land so taken, sufficiently accurate for identification, and state the purpose for which it is taken.

To file in registry of deeds, description of land taken.

May build aqueducts, dams, hydrants, &c.

SECTION 3. The said corporation may build aqueducts and maintain the same by any works suitable therefor; may erect and maintain dams; may make reservoirs and hydrants, and may distribute water through the town of Arlington by laying down pipes, and may establish the rent therefor. Said corporation may also, for the purposes aforesaid, carry its pipes and drains over or under any water-course, street, railroad, highway or other way, in such manner as not to obstruct the same; and may enter upon and dig up any road under the direction of the town of Arlington, in such manner as to cause the least hindrance to the travel thereon.

Liability for damages.

SECTION 4. The said corporation shall be liable to pay all damages that shall be sustained by any persons in their property by the taking of any land, water, or water rights, or by the constructing of any aqueducts, reservoirs or other works for the purposes aforesaid. If any person who shall suffer damage as aforesaid, cannot agree with said corporation upon the amount of said damages, he may have them assessed in the same manner as is provided by law with respect to land taken for highways. And all damages for

the taking of land, water, or water rights, for the purposes aforesaid, shall be paid for, or such payment be secured by a sufficient guaranty before entering upon such land, water, or water rights; said guaranty to be such as shall be directed by the supreme judicial court, or any one of the justices thereof either in term time or vacation: *provided, however,* Proviso. that if the franchise and property of said corporation shall be purchased by the town of Arlington as herein is provided, such previous payment or guaranty shall not be required to be made or given.

SECTION 5. The provisions of this act are in addition to the powers now held by said corporation. The said corporation may hold, for the purposes aforesaid, real and personal estate to an amount not exceeding one hundred and fifty thousand dollars. Real and personal estate.

SECTION 6. The town of Arlington may at any time after the passage of this act, purchase of said corporation its franchise and property, in the manner provided in chapter ninety-three of the acts of the year one thousand eight hundred and seventy. Arlington may purchase franchise and property.

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

Approved May 5, 1871.

AN ACT TO INCORPORATE THE ASHBURNHAM SAVINGS BANK.

Be it enacted, &c., as follows:

SECTION 1. George C. Winchester, Ohio Whitney and G. H. Barrett, their associates and successors, are hereby made a corporation by the name of the Ashburnham Savings Bank, to be located in the town of Ashburnham; with all the powers and privileges, and subject to all the duties, restrictions and liabilities set forth in all general laws which now are or may hereafter be in force, applicable to institutions for savings. Chap. 246
Corporators.
Powers and duties.

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

Approved May 5, 1871.

AN ACT TO AUTHORIZE AMOS W. MOONEY TO EXTEND HIS WHARF IN NEWBURYPORT.

Be it enacted, &c., as follows:

SECTION 1. License is hereby given to Amos W. Mooney to extend his wharf on the Merrimack River, in Newburyport, known as the Gunnison wharf; the extent, width and materials of such extension to be determined by the harbor commissioners, subject to the provisions of chapter one hundred and forty-nine of the acts of the year eighteen hundred and sixty-six, and chapter four hundred and thirty-two of Chap. 247
May extend wharf in Newburyport.