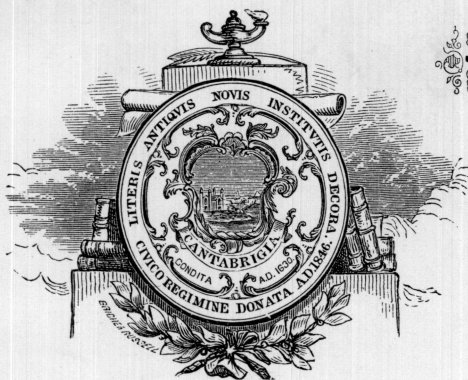




City of Cambridge.

Clerk's Office,

Dec 10 1872

Bro. Parker.

Is it an interest to
accept this Act?

Does section 3 repeal an Special
Act, if we do not accept this?

yes very.

Justin A. Jacobs.

Sect. 4. Says. "This act shall not take
effect in any city unless accepted by the
city council thereof."

I am very sure that if we do not ac-
cept the act. no act is repealed.

Should we however accept the act,
I should doubt whether such

acceptance could repeal other acts.

It is a queer authority to delegate to a city council - viz. the authority to repeal statutes of the commonwealth.

There will be trouble if the Legislature does take heed about passing acts dependent upon adoption by towns and cities.

Horatio G. Parker
City Solr.



Commonwealth of Massachusetts.

IN THE YEAR ONE THOUSAND EIGHT HUNDRED AND *Seventy-two*

AN ACT

In relation to Sidewalks in Cities.

Be it enacted by the Senate and House of Representatives, in General Court assembled,
and by the authority of the same, as follows:

SECTION 1. *The board of Mayor and aldermen in any city may grade and construct sidewalks, and complete any partially constructed sidewalks in any street of such city as the public convenience may require, with or without edgstones as said board shall deem expedient and may cover the same with bricks, flat-stones, concrete, gravel or other appropriate material, and may assess upon the abutters on such sidewalks in just proportions not exceeding one half the expense of the same; but all assessments so made shall constitute a lien upon the abutting land, and be collected in the same manner as taxes on*

real estate are now collected, and such sidewalks when constructed with edgestones and covered with brick, flat stones or concrete, shall afterwards be maintained at the expense of such city. When any such sidewalk shall be permanently constructed with edgestones and covered with brick, flat stones or concrete as aforesaid, there shall be deducted from the assessment therefor, any sum which shall have been previously assessed upon the abutting premises, and paid to the city for the expense of the construction of the same in any other manner than with edgestones and with brick, flat-stones or concrete as aforesaid; and such deduction shall be made pro rata and in just proportions from the assessments upon different abutters who at the time of such assessments are owners of the estate which at the time of such former assessments was the estate of the abutters who had previously paid such former assessments.

Section 2. In estimating the damage sustained by any party by the construction of sidewalks as aforesaid, there shall be allowed by way of set-off the benefit, if any,

to the property of the party by reason thereof.

Section 3. All acts and parts of acts inconsistent with this act are hereby repealed.

Section 4. This act shall not take effect in any city unless accepted by the city council thereof.

House of Representatives April 30. 1872.
Passed to be enacted John C. Sanford Speaker.

In Senate May 3. 1872.
Passed to be enacted Horace H. Coolidge President.

May 3. 1872.

Approved

W.B. Washburne

Secretary's Department

Boston May 8. 1872.

A true copy

Attest

Olive James.

Secretary of the Commonwealth

Sedgewicks. 94
Act of 1872.