

tenance thereof, shall be deemed a part of the interest, sinking fund requirements and costs specified in section fifteen of chapter four hundred and thirty-nine of the acts of the year eighteen hundred and eighty-nine, and shall be paid as provided for in said section.

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

Approved March 24, 1898.

Chap.216 AN ACT TO ESTABLISH THE SALARY OF THE JUSTICE OF THE DISTRICT COURT OF NORTHERN BERKSHIRE.

Be it enacted, etc., as follows:

Justice of
district court
of Northern
Berkshire.

SECTION 1. The salary of the justice of the district court of northern Berkshire shall be eighteen hundred dollars a year, to be so allowed from the first day of January in the year eighteen hundred and ninety-eight.

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

Approved March 24, 1898.

Chap.217 AN ACT RELATIVE TO THE ELECTION AND POWERS OF THE COUNTY COMMISSIONERS FOR THE COUNTY OF MIDDLESEX.

Be it enacted, etc., as follows:

1893, 417, § 179,
etc., amended.

SECTION 1. Section one hundred and seventy-nine of chapter four hundred and seventeen of the acts of the year eighteen hundred and ninety-three, as amended by section nine of chapter four hundred and sixty-nine of the acts of the year eighteen hundred and ninety-six, is hereby amended by striking out in the twenty-sixth line, the words "county of Suffolk", and inserting in place thereof the words:— city of Boston,— and by striking out in the twenty-ninth line, the words "the city of Chelsea and", so as to read as follows:— *Section 179.* The city or town clerk of every city and town shall, within ten days, and in the city of Boston the board of election commissioners shall, within fifteen days from the day of any election therein for representative in congress, governor, lieutenant governor, councillor, secretary, treasurer and receiver general, auditor, attorney-general, clerk of courts, register of probate and insolvency, sheriff, district attorney, or senator, or for electors of president and vice president of the United States, transmit to the secretary of the Commonwealth copies of the records of the votes for such officers, which copies shall be certified by

Returns of votes
to secretary of
the Common-
wealth.

the board of aldermen or the selectmen, or by said board of election commissioners, as the case may be, and shall be attested and sealed by the clerk, or by said board of election commissioners. The city or town clerk of every city and town shall, in like manner, within ten days after an election therein for county treasurer or register of deeds, transmit to the county commissioners of the county for which such officers are to be chosen, copies of the records of the votes for such officers, certified, attested and sealed as aforesaid; and shall within ten days after an election therein for county commissioner or special commissioners, transmit to the clerk of the courts for the county the records of the votes for such officers, so certified, attested and sealed; except that the records of the votes cast in the city of Boston for register of deeds shall be transmitted by said board of election commissioners to the board of aldermen of the city of Boston, and the records of the votes cast in the towns of Revere and Winthrop in said county, for county commissioner and special commissioners, shall be transmitted to the clerk of the courts for the county of Middlesex.

Returns of votes to county commissioners and clerks of courts.

Returns of votes in county of Suffolk.

The city and town clerks and said board shall transmit all such copies of the records of votes in envelopes, upon the outside of which they shall specify the offices for which the votes were cast, and, in case officers are elected for divisions of the Commonwealth, the divisions in which the votes are cast.

To be transmitted in envelopes properly endorsed.

SECTION 2. Section two hundred and fifty-five of chapter four hundred and seventeen of the acts of the year eighteen hundred and ninety-three is hereby amended by striking out in the third line, the words "and of the city of Chelsea", by striking out in the fifth line, the word "city", by striking out in the eleventh line, the words "and of the city of Chelsea", and by striking out in the thirteenth line, the word "city", so as to read as follows: — *Section 255.* At the annual state election in each year there shall be chosen by the voters of the county of Middlesex and the towns of Revere and Winthrop, one county commissioner for said county and towns, and by the voters of each of the other counties, except the counties of Suffolk and Nantucket, one county commissioner for the county.

1893, 417, § 255, amended.

County commissioners.

At the annual state election in the year eighteen hundred and ninety-five, and in every third year thereafter,

Special commissioners.

there shall likewise be chosen by the voters of the county of Middlesex and the towns of Revere and Winthrop, two special commissioners for said county and towns, and by the voters of each of the other counties, except the counties of Suffolk and Nantucket, two special commissioners for the county.

Not more than one commissioner from same city or town.

Not more than one of the county commissioners and special commissioners shall be chosen from the same city or town. If at any election two persons residing within the same city or town shall receive a plurality of votes, whereby otherwise one would be elected a county commissioner and the other a special commissioner, or both would be elected to either office, the one only who receives the larger number of votes shall be deemed and taken to be elected; but if both shall receive an equal number of votes, neither of them shall be deemed and taken to be elected. If a person, residing in a city or town in which a county commissioner or a special commissioner who is to remain in office also resides, shall receive a plurality of votes, whereby he otherwise would be elected, he shall not be deemed and taken to be elected. If the person receiving the highest number of votes for county commissioner or special commissioner is taken not to be elected, by reason of the above provisions, the person receiving the next highest number of votes for the office, residing in another city or town, shall be taken to be elected to the office, except that in case two persons residing in the same city or town receive an equal number of votes for the same office and are taken not to be elected, then no person shall be taken to be elected to the office.

Number of county commissioners.

P. S. 22, § 30, amended.

There shall be three county commissioners in each county, except the counties of Suffolk and Nantucket.

SECTION 3. Section thirty of chapter twenty-two of the Public Statutes is hereby amended by inserting in the second line, after the word "Boston", the words:—and the aldermen of the city of Chelsea,—by striking out in the third line, the words "said city", and inserting in place thereof the words:—their respective cities,—by striking out in the seventh line, the words "the city of Chelsea and", and by striking out in the eleventh line, the word "three", and inserting in place thereof the word:—five,—so as to read as follows:—*Section 30.* In the county of Suffolk the aldermen of the city of Boston and the aldermen of the city of Chelsea shall, except where

Special provisions for Suffolk county.

other provision is made, have like powers and perform like duties within their respective cities as are exercised and performed by the county commissioners of other counties; and the county commissioners for the county of Middlesex shall, except where other provision is made, have like powers and perform like duties within the towns of Revere and Winthrop as are exercised and performed by them in their own county; and when performing duties which relate to said places, they shall be paid therefor by said places, or by either of them, in such proportions as the commissioners may direct, at the rate of five dollars a day and five cents a mile travel for each commissioner attending in the case.

SECTION 4. This act shall take effect upon its passage.

Approved March 24, 1898.

AN ACT TO DETERMINE THE TIMES AND PLACES OF HOLDING PROBATE COURTS FOR THE COUNTY OF FRANKLIN.

Chap. 218

Be it enacted, etc., as follows:

SECTION 1. Probate courts shall be held in each year for the county of Franklin, at Greenfield, on the first Tuesday of each month except November, the second Tuesday of January, April and November, and the fourth Tuesday of each month except August; at Orange, on the second Tuesday of March, June, September and December; at Shelburne Falls, on the second Tuesday of February, May and October; at Northfield, on the third Tuesday of May and September; and at Conway, on the third Tuesday of June.

Times and places of holding probate courts for Franklin county.

SECTION 2. Chapter forty-six of the acts of the year eighteen hundred and eighty-seven, and so much of section forty-eight of chapter one hundred and fifty-six of the Public Statutes as relates to holding probate courts for the county of Franklin, are hereby repealed.

Repeal.

SECTION 3. This act shall take effect on the first day of April in the year eighteen hundred and ninety-eight.

To take effect April 1, 1898.

Approved March 24, 1898.

AN ACT TO PROVIDE FOR AN ADDITIONAL CLERK IN THE OFFICE OF THE CHIEF OF THE DISTRICT POLICE.

Chap. 219

Be it enacted, etc., as follows:

SECTION 1. The chief of the district police may appoint in his office an additional clerk for service in the boiler

Additional clerk in office of chief of district police.