

SENATE.... No. 309.

Commonwealth of Massachusetts.

ORDER.

HOUSE OF REPRESENTATIVES, May 23, 1866.

Ordered, That the governor and council are authorized to appoint a committee of three persons to examine and allow any claims of H. Haupt & Co. which they may deem equitable and just, for labor, service, materials, machinery and land damages, or any payments and expenditures in the construction of the Troy and Greenfield Railroad and Hoosac Tunnel; and the governor and council may provide for the payment of the same in such manner as they may deem expedient, a sum sufficient for which purpose is hereby appropriated; and the governor and council may order the release of any claims of the Commonwealth against said H. Haupt & Co., connected with or growing out of the construction of said railroad and tunnel, which in their judgment, justice and equity require should be released.

Sent up for concurrence.

W. S. ROBINSON, *Clerk*.

[Mr. WENTWORTH proposes the following as a substitute for the foregoing Order :]

Ordered, That the governor and council are authorized to appoint three commissioners to audit and examine any claims of H. Haupt & Co. for labor, service, materials, machinery and land damages, or any payments and expenditures in the construction of the Troy and Greenfield Railroad and Hoosac Tunnel, and such commissioners shall report the result of their examination to the governor and council, with a full and clear statement of the principles and reasons upon which their result is founded. Said commissioners shall also report all the facts bearing upon the claim of the Commonwealth against said H. Haupt & Co., connected with and growing out of the construction of said railroad and tunnel. Said report, when made to the governor and council, shall be submitted to the attorney-general for his written opinion thereon, and such opinion, when received, together with the report of the commissioners, shall be transmitted by the governor to the next general court.

House on House-Committee, May 23, 1866.

Ordered, That the governor and council are authorized to appoint a committee of three persons to examine and allow any claims of H. Haupt & Co. which they may have equitable and just for labor, service, materials, machinery and land damages, or any payments and expenditures in the construction of the Troy and Greenfield Railroad and Hoosac Tunnel; and the governor and council may provide for the payment of the same in such manner as they may deem expedient, a sum sufficient for which purpose is hereby appropriated; and the governor and council may order the release of any claims of the Commonwealth against said H. Haupt & Co., connected with or growing out of the construction of said railroad and tunnel, which in their judgment, justice and equity require should be released.

Roll up for committee.

W. B. Johnson, Clk.