

HOUSE....No. 35.

[As amended and passed by the House.]

Commonwealth of Massachusetts.

In the Year One Thousand Eight Hundred and Seventy.

AN ACT

To incorporate the Town of Norfolk.

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

1 SECT. 1. All the territory now within the towns
2 of Wrentham, Franklin, Medway and Walpole, in
3 the county of Norfolk, comprised within the follow-
4 ing limits, that is to say: beginning at a point on
5 Charles River, in the north-west angle of Wrentham,
6 and following in an easterly course the present line
7 of division between Wrentham and Medfield to Stop
8 River; thence running southerly along said river,

9 and separated by the thread of its stream from Wal-
10 pole to a point about forty rods north of the mouth
11 of the first brook running into said river, below
12 Campbell's Mills, on the easterly side ; thence from
13 said point, by a straight line, running to the junction
14 of Back and Bird streets, in Walpole ; thence to the
15 easterly side of said Bird street to its junction with
16 West street, and near to and westerly from the barn
17 belonging to the home estate of Charles Bird, until
18 said line strikes Stop River ; thence along said river
19 as far as Wrentham and Walpole, as separated by the
20 thread of its stream ; thence by a straight line, run-
21 ning westerly of the Walpole almshouse and easterly
22 of the farm buildings of Patrick Reardon, and east-
23 erly of the Dupee Blake place, so called, to a point
24 on the line between Walpole and Foxborough, north-
25 easterly from Dedham Rock ; thence from said point,
26 following the present line of division, between
27 Wrentham and Foxborough, to Dedham Rock ;
28 thence southerly from said rock along the present
29 line of Wrentham and Foxborough to a point about
30 twenty rods on the southerly side of Atwood street ;
31 thence by a straight line near and southerly of the
32 house of Whiting Grant, and near to and southerly
33 of the house of Lewis Metcalf, to a point near and
34 southerly of the farm buildings of Samuel J. Benn ;
35 thence through the Stony Brook reservoir, near to
36 the house of E. S. Nash, to a point on the line be-
37 tween Franklin and Wrentham, about ninety rods
38 southerly of the house late of Eliphalet Law-
39 rence ; thence running northerly, by a straight line,
40 near to and west of the farm buildings of the home
41 estate of J. E. Pollard, near the Elliot Felting Mills,

42 near to and west of the present residence of Saul
43 B. Scott, to the southern extremity of Populatic
44 Pond; thence along the western shore of said pond,
45 at low-water mark, to Charles River; thence in an
46 easterly course upon Charles River, and separated by
47 the thread of its stream from Medway to the centre
48 of the iron bridge over said river; thence upon the
49 thread of said river to the bridge of the Medway
50 branch railroad; thence along the southerly side of
51 said railroad, about twenty-eight rods, to a point;
52 thence from said point, by a straight line running in
53 a north-easterly course, passing south-easterly of and
54 near to the village of Deanville, near to and south of
55 the old barn belonging to John Barber, to a point on
56 Baltimore street, near to said barn; thence by a
57 straight line to the easterly side of the great bend in
58 Charles River and near the old fording place; thence
59 upon said river, and separated by the thread of its
60 stream, from Medway to the point of beginning;—is
61 hereby incorporated into a town by the name of Nor-
62 folk; and said town of Norfolk is hereby invested
63 with all the powers, privileges, rights and immunities,
64 and is subject to all the duties and requisitions to
65 which other towns are entitled and subjected by the
66 constitution and laws of this Commonwealth.

1 SECT. 2. The inhabitants of said town of Nor-
2 folk shall be holden to pay all arrears of taxes,
3 which have been legally assessed upon them by the
4 towns of Wrentham, Franklin, Medway and Walpole,
5 respectively; and all taxes heretofore assessed and
6 not collected, shall be collected and paid to the treas-
7 urers of the towns of Wrentham, Franklin, Medway

8 and Walpole, respectively, in the same manner as if
9 this act had not been passed; and until the next
10 general valuation of estates in this Commonwealth,
11 the town of Norfolk shall annually pay over to the
12 said towns of Wrentham, Franklin, Medway and
13 Walpole, respectively, the proportion of any state or
14 county tax which the said towns of Wrentham,
15 Franklin, Medway and Walpole, respectively, may
16 be required to pay, upon the inhabitants or estates
17 hereby set off; said proportion to be ascertained and
18 determined by the respective valuations of the said
19 towns of Wrentham, Franklin, Medway and Walpole,
20 next preceding the passage of this act.

1 SECT. 3. Said towns of Wrentham, Franklin,
2 Medway, Walpole and Norfolk, shall be respectively
3 liable for the support of all persons, who now do, or
4 shall hereafter stand in need of relief as paupers,
5 whose settlement was gained by or derived from a
6 settlement gained or derived within their respective
7 limits.

1 SECT. 4. The towns of Wrentham, Franklin, Med-
2 way, Walpole and Norfolk shall retain the school-
3 houses within their respective limits, and the town of
4 Norfolk shall assume and pay its just and equitable
5 proportions, according to its present assessed valua-
6 tion, of any debt due or owing from the towns of
7 Wrentham and Franklin, respectively, at the time of
8 the passage of this act, and shall be entitled to re-
9 ceive from said towns, respectively, its just and equit-
10 able proportion, according to said assessed valuation,
11 of all the corporate property then owned by said

12 towns of Wrentham and Franklin, respectively; and
13 said town of Norfolk shall be held to refund to said
14 towns of Wrentham and Franklin, respectively, its
15 just proportion of the surplus revenue, whenever the
16 same shall be called for according to law; such pro-
17 portion to be determined by the decennial state valu-
18 ation next preceding such call. And in case the
19 proportions aforesaid cannot be agreed upon by said
20 towns of Norfolk, Wrentham and Franklin, respec-
21 tively, the same shall be determined by three com-
22 missioners, to be appointed by the superior court for
23 said county of Norfolk, upon a petition of either of
24 said towns.

1 SECT. 5. The territory of the town of Norfolk,
2 heretofore part of the towns of Franklin and Wal-
3 pole, for the purpose of electing representatives to the
4 general court until the next decennial census, or
5 until another apportionment be made, shall remain
6 a part of said towns of Franklin and Walpole,
7 respectively, and vote therefor at such places, re-
8 spectively, as the said towns shall vote; and the se-
9 lectmen of Norfolk shall make a true list of all per-
10 sons within their town, qualified to vote at every such
11 election, and shall post up the same in said town of
12 Norfolk, and shall correct the same as required by
13 law, and shall deliver a true list of all such voters as
14 are entitled to vote in said towns of Franklin and
15 Walpole, respectively, to the selectmen thereof, seven
16 days at least before such election, to be used thereat.
17 And the territory of the town of Norfolk, hereto-
18 fore part of the towns of Wrentham and Medway,
19 until another apportionment be made, shall, for the

20 purpose of electing representatives to the general
21 court, remain a part of the twelfth Norfolk represen-
22 tative district, and vote for the same in the town of Nor-
23 folk ; and the clerk of the town of Norfolk shall make
24 returns and meet with the clerks of the towns of
25 Foxborough, Medway and Wrentham for the purpose
26 of ascertaining the result of the election and making
27 certificates of the same at the time and place now
28 provided for said meeting by law ; and the territory
29 of said town of Norfolk, until legally changed, shall,
30 for the purpose of electing a representative in con-
31 gress, continue to be part of congressional district
32 numbered eight ; and for the purpose of electing a
33 councillor, part of the second councillor district ;
34 and for the purpose of electing a senator, a part of
35 the third Norfolk district.

1 SECT. 6. Any justice of the peace within and for
2 the county of Norfolk, may issue his warrant, directed
3 to any principal inhabitant of the town of Norfolk, re-
4 quiring him to notify and warn the inhabitants there-
5 of, qualified to vote in town affairs, to meet at the time
6 and place appointed for the purpose of choosing all
7 such town officers as towns are by law authorized and
8 required to choose at their annual meetings ; and said
9 warrant shall be served by posting up copies thereof,
10 attested by the person to whom the same is directed,
11 in three public places in said town, seven days at least
12 before such meeting. Such justice, or in his absence,
13 such principal inhabitant, shall preside until the
14 choice of moderator in said meeting. The selectmen
15 of the towns of Wrentham, Franklin, Medway and
16 Walpole, shall, before said meeting, prepare a list of

17 voters from their respective towns within said Norfolk,
18 qualified to vote at said meeting, and shall deliver the
19 same to the person presiding at said meeting before
20 the choice of a moderator thereof.

1 SECT. 7. This act shall take effect upon its pas-
2 sage.

HOUSE OF REPRESENTATIVES, February 2, 1870.

Passed to be engrossed.

Sent up for concurrence.

W. S. ROBINSON, *Clerk.*

