

mitment, nor exceeding the term of seven years for his third or subsequent commitment.

SECT. 2. If, in the opinion of the justice of the court of common pleas, or other person lawfully acting as the judge of the municipal court of the city of Boston, when any convict is before him to receive an additional sentence, there be ground for doubting the legal validity of any former judgment rendered against him, and which judgment is material to the sentence under consideration, he may suggest the same to the district attorney, or other lawful prosecuting officer, who shall thereupon file a writ of error in the name of the Commonwealth, to bring the record before the supreme judicial court, and all proceedings in relation to such additional sentence shall thereby be suspended till the opinion of the supreme court can be made known, affirming or reversing said judgment; and the said convict may also file a writ of error, and on a certificate of the judge, acting as judge of the said municipal court, that the same is not, in his opinion, frivolous, immaterial, or intended for delay, the necessary process shall be furnished at the expense of the Commonwealth, in the same manner as is now provided in the one hundred and thirty-eighth chapter of the Revised Statutes in the case of bills of exception.

Writ of error, when to be filed by prosecuting officer—

—and by convict—

—at Commonwealth's expense.

SECT. 3. The provisions of all laws inconsistent herewith are hereby repealed. [*Approved by the Governor, March 24, 1843.*]

Repeal of former provisions.

An Act to incorporate the State Mutual Fire Insurance Company.

Chap. 81.

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

SECT. 1. William Dall, Holmes Hinkley, John Green, Jr., their associates and successors, are hereby made a corporation, by the name of the State Mutual Fire Insurance Company, to be located in the city of Boston, for the purpose of making insurance upon any building, stock, tools, machinery, merchandise, or any other property whatever, with all the powers and privileges, and subject to the duties and liabilities set forth in the thirty-seventh and forty-fourth chapters of the Revised Statutes, and in the thirty-fifth chapter of the Acts of the year one thousand eight hundred and thirty-eight, and to continue for the term of twenty-eight years.

Persons incorporated.

Act to continue for 28 years.

SECT. 2. Every policy made by said corporation shall of itself create a lien on the interest of the person insured in any building thereby insured, and in the land under or belonging to the same, and upon the personal property thereby insured, for securing the payment of his or her deposit note, and of any sums for which he or she may be assessed

Each policy to create a lien on interest of person insured, &c.

Proviso. in consequence of effecting such policy; *provided*, the extent of such liability, and the intention of said corporation to rely upon such lien, shall be set forth in the policy; and that, upon the alienation of the property to a *bona fide* purchaser, the lien shall terminate, unless such policy shall be continued in force, by the desire and consent of the purchaser. [*Approved by the Governor, March 24, 1843.*]

Chap. 82. An Act authorizing Trustees to insure Property held in trust in Mutual Fire Insurance Companies.

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

Trustees may assume liabilities, and create liens—

SECT. 1. Any person holding property in trust may effect insurance on such property in any mutual fire insurance company incorporated within this Commonwealth, and, for that purpose, may, as such trustee, assume all the liabilities, and create all the liens upon the property so insured, which other persons, on becoming members of such insurance companies, assume and create.

—but are not answerable as individuals.

SECT. 2. No person, so insuring property held in trust, shall be liable, in his individual capacity, upon such contract of insurance. [*Approved by the Governor, March 24, 1843.*]

Chap. 83. An Act to change the Names of the Persons therein mentioned.

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

Names changed.

Suffolk.

Joseph Eames may take the name of Joseph Ames; John Cunningham may take the name of John Adams Cunningham; Antonio Jacinth may take the name of Antonio Jacinth Francis; Desire Jacinth may take the name of Desire Francis; Hannah Jacinth may take the name of Hannah Francis; Margaret Rebecca Vaugh may take the name of Margaret Rebecca Henry; James Carlton may take the name of John D. Roach; Horace Gardner Smith may take the name of Horace Gardner Berry Smith; Dorothy Harris Faxon may take the name of Mary Harris Faxon; Eliza White may take the name of Eliza Stodder; Betsy Davis may take the name of Betsy Alds; William Tolman may take the name of William George Tolman; John Rogers may take the name of John Webster Rogers; Charles Veazie, Jr. may take the name of Charles Stewart Veazie; Elizabeth Veazie may take the name of Mary Elizabeth Veazie; Edward Darley Baker may take the name of Darley Baker; Charles Augustus Munroe may take the name of Charles Augustus Bartlett; John Harleston Parker may take the name of Harleston Parker; Susan Lane may take the name of Susan Douglas; David C. Pearson may take the name of Edward Sewall Pearson;