

Chap.366 AN ACT TO ENABLE THE PROPRIETORS OF THE LOWELL CEMETERY TO HOLD ADDITIONAL REAL AND PERSONAL ESTATE.

Be it enacted, etc., as follows :

May hold additional real and personal estate.

SECTION 1. The proprietors of the Lowell cemetery, in addition to the real estate heretofore conveyed to it, may acquire and hold so much real and personal estate as may be necessary for the objects of its organization; which real and personal estate shall be applied exclusively to the furtherance of such objects.

Conveyance of certain land not to be invalid.

SECTION 2. No conveyance of land heretofore made to said corporation, and used exclusively for the furtherance of the objects of its organization, shall be invalid by reason of any want of authority in said corporation to purchase and hold the same. *Approved June 3, 1890.*

Chap.367 AN ACT TO AUTHORIZE THE NANTUCKET ELECTRIC STREET RAILWAY COMPANY TO DO BUSINESS AS A COMMON CARRIER.

Be it enacted, etc., as follows :

May carry on express business and be a common carrier. P. S. 73.

SECTION 1. The Nantucket Electric Street Railway Company is hereby authorized to carry on the express business and to be a common carrier for the conveyance of goods upon and over any street railway which it is or may be authorized to construct, subject to the provisions of chapter seventy-three of the Public Statutes and of all laws relating to common carriers and express companies.

Electricity as a motive power.

SECTION 2. The use of electricity by said company as a motive power is hereby authorized, and the locations heretofore granted to it by the selectmen of Nantucket are hereby confirmed.

SECTION 3. This act shall take effect upon its passage. *Approved June 3, 1890.*

Chap.368 AN ACT TO PERMIT RAILROAD OR STREET RAILWAY COMPANIES TO USE THE MEIGS SYSTEM OF ELEVATED RAILWAYS.

Be it enacted, etc., as follows :

May use the Meigs system of elevated railway.

SECTION 1. Any railroad or street railway company now or hereafter organized or operated under the laws of this Commonwealth may build and use the Meigs system of elevated railway: *provided*, that each city and town in which the tracks of said company or any part thereof are located shall assent thereto; and said assent in the

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case of a city shall be by vote of a majority of all the members of the city council thereof, and in the case of a town, by ballot, by a majority of the voters thereof present at a legal meeting duly warned and called for that purpose; and *provided, also*, that the location in the city of Boston shall have been first approved by the board of railroad commissioners; and also, *provided*, that no portion of this system shall be built upon any part of Boston common.

SECTION 2. The building or use of said railway in any public way shall be deemed a new servitude, for which the parties injured may recover damages in the manner provided by chapter one hundred and twelve of the Public Statutes, sections ninety-four to one hundred and twelve, inclusive, and all the provisions of said chapter relative to security for damages shall be deemed to apply: and *provided, also*, that for the purposes of estimating such damages the abutters on such ways shall be deemed to be the owners of the fee thereof to the centre of such way; and *provided, also*, that the bonds provided for in said chapter one hundred and twelve of the Public Statutes shall be approved by a justice of the superior court instead of by the county commissioners.

SECTION 3. This act shall take effect upon its passage.

Approved June 3, 1890.

AN ACT TO AMEND AN ACT RELATING TO THE INVESTMENTS OF SAVINGS BANKS. *Chap. 369*

Be it enacted, etc., as follows:

SECTION 1. Chapter ninety of the acts of the year eighteen hundred and eighty-eight is hereby amended by adding after the words "for municipal purposes", in the eighth line of section one, the words:— and refunding bonds issued to take up at maturity bonds which have been issued for other than municipal purposes, but on which the interest has been fully paid,— so that the section as amended shall read as follows:— *Section 1.* In addition to the investments authorized by section twenty of chapter one hundred and sixteen of the Public Statutes, savings banks and institutions for savings may invest their deposits and the income derived therefrom in the legally authorized bonds of the states of Pennsylvania, Ohio, Michigan, Indiana, Illinois, Wisconsin and Iowa,