

AN ACT RELATIVE TO PUBLIC DOMAIN.

Chap. 564

Be it enacted, etc., as follows:

SECTION 1. Section twenty-three of chapter twenty-eight of the Revised Laws is hereby amended by striking out the word "a", before the word "town", in the second line, and inserting in place thereof the words:— an annual, — by inserting after the word "therefor", in the eighth line, the words:— but the indebtedness so incurred shall be limited to an amount not exceeding one half of one per cent of the last preceding assessed valuation of the city or town, — and by striking out the words "commonwealth for the benefit of the", in the eleventh line, so as to read as follows:— *Section 23.* A town, by a vote of two thirds of the legal voters present and voting at an annual town meeting, or a city in which the city council consists of two branches, by a vote of two thirds of the members of each branch, and a city in which there is a single legislative board, by a vote of two thirds of the members thereof, present and voting thereon, may take or purchase land within their limits, which shall be a public domain, and may appropriate money and accept gifts of money and land therefor; but the indebtedness so incurred shall be limited to an amount not exceeding one half of one per cent of the last preceding assessed valuation of the city or town. Such public domain shall be devoted to the culture of forest trees, or to the preservation of the water supply of such city or town and the title thereto shall vest in the city or town in which it lies.

R. L. 28, § 23,
amended.Public
domain,
taking,
purpose, etc.

SECTION 2. Said chapter twenty-eight is hereby further amended by striking out section twenty-five and inserting in place thereof the following:— *Section 25.* The city or town forester in each city or town, with one or more keepers appointed by him, shall have the management and charge of all such public domain in that city or town, and within such public domain shall have the powers of constables and police officers in towns. But a town by a vote of two thirds of the legal voters present and voting at an annual town meeting, or a city in which the city council consists of two branches, by a vote of two thirds of the members of each branch, and a city in which there is a single legislative board, by a vote of two thirds of the members thereof present and voting thereon, may place all such public domain within its limits under the general supervision and control of the

R. L. 28, § 25,
amended.Supervision
and control of
public domain.

state forester, who shall thereupon, upon notification thereof, make regulations for the care and use of such public domain and for the planting and cultivating of trees therein, and the city or town forester in such case and his keepers, under the supervision and direction of the state forester, shall be charged with the duty of enforcing all such regulations and of performing such labor therein as may be necessary for the care and maintenance thereof; and within such public domain shall have the powers of constables and police officers in towns.

R. L. 28, § 26,
amended.

Building on
public domain
may be
leased, etc.

SECTION 3. Said chapter twenty-eight is hereby further amended by striking out section twenty-six and inserting in place thereof the following:— *Section 26.* Any such city or town may lease any building on a public domain, and shall apply all sums derived from rents or from the sale of the products of any such domain, so far as may be necessary, to the management thereof.

R. L. 28, § 27,
amended.

Building may
be erected on
public domain.

Proviso.

SECTION 4. Said chapter twenty-eight is hereby further amended by striking out section twenty-seven and inserting in place thereof the following:— *Section 27.* Any city or town in which such a public domain is situated may erect thereon any building for public instruction or recreation: *provided*, that if such public domain has been placed under the supervision and control of the state forester, under the provisions of this act, no such building shall be erected unless his approval shall first be obtained.

R. L. 28, § 29,
amended.

Public
Domain Loan,
Act of 1913.

SECTION 5. Said chapter twenty-eight is hereby further amended by striking out section twenty-nine and inserting in place thereof the following:— *Section 29.* For the purpose of defraying the expenses incurred under the provisions of the six preceding sections any city or town may issue from time to time, and to an amount not exceeding the sum actually expended for the taking or purchase of lands for such public domain, bonds or notes. Such bonds or notes shall be denominated on the face thereof, City or Town of _____, Public Domain Loan, Act of 1913; shall be payable by such annual payments, beginning not more than one year after the date thereof, as will extinguish each loan within thirty years from its date; and the amount of such annual payment of any loan in any year shall not be less than the amount of the principal of said loan payable in any subsequent year. Each authorized issue of bonds or notes shall constitute a separate loan. The bonds or notes shall bear interest at a rate not exceeding four and one half

per cent per annum, payable semi-annually; and shall be signed by the treasurer and countersigned by the mayor of the city or, in the case of a town, shall be signed by the treasurer and countersigned by the selectmen. The city, by its mayor and treasurer, and the town, by its selectmen and treasurer, may sell such bonds or notes at public or private sale, upon such terms and conditions as they may deem proper, but the bonds or notes shall not be sold for less than their par value; and the proceeds shall be used only for the purposes herein specified.

SECTION 6. The city or town shall at the time of authorizing said loan or loans provide for the payment thereof in accordance with the foregoing provisions of this act; and when a vote to that effect has been passed by the city council, or at any annual town meeting, a sum which will be sufficient to pay the interest as it accrues on the bonds or notes issued as aforesaid by the city or town, and to make such payments on the principal as may be required under the provisions of this act, shall, without further vote, be assessed by the assessors of the city or town annually thereafter, in the same manner in which other taxes are assessed, until the debt incurred by said loan or loans is extinguished.

SECTION 7. This act shall take effect upon its passage.

Approved April 26, 1913.

AN ACT TO INCORPORATE THE SOUTH NATICK BURIAL ASSOCIATION.

Chap. 565

Be it enacted, etc., as follows:

SECTION 1. Morton V. B. Bartlett, Curtis Broad, Henry M. Robbins, O. Augusta Cheney, Ellen A. Bailey and Florence L. Bartlett, their associates and successors, are hereby made a corporation under the name of the South Natick Burial Association for the purpose of maintaining and improving burial grounds in the town of Natick, and especially the burial ground on Union Street in that part of Natick known as South Natick, and called the "Old burying ground", with all the powers and privileges and subject to all the duties, liabilities and restrictions set forth in all general laws now or hereafter in force relating to cemetery corporations.

SECTION 2. The corporation hereby established may elect such officers and make such by-laws as it may deem expedient, may hold in trust or otherwise, real or personal property sufficient or convenient for the purposes of its in-

Payment of loan.

South Natick Burial Association incorporated.

Powers and duties.