

and inserting in place thereof the word: — two, — so as to read as follows: — *Section 1.* The town of Yarmouth may, by a majority vote, appropriate each year a sum not exceeding two thousand dollars for providing amusements or entertainments of a public character. The money so appropriated by the town shall be expended under the direction of the board of selectmen.

SECTION 2. This act shall take effect upon its passage.

*Approved January 31, 1955.*

AN ACT AUTHORIZING THE TRANSFER OF THE BRAINTREE CEMETERY ASSOCIATION PROPERTY AND FUNDS TO THE TOWN OF BRAINTREE. *Chap. 15*

*Be it enacted, etc., as follows:*

SECTION 1. Braintree Cemetery Association, a corporation established under the provisions of chapter seventy-one of the acts of eighteen hundred and eighty, and located in the town of Braintree, hereinafter called the corporation, may, by deed duly executed, convey and transfer to said town, and said town is hereby authorized and empowered to receive, and thereafter to hold and maintain, but for cemetery purposes only, and subject to all rights heretofore existing in any burial lots, the real and personal property of the corporation not subject to any trust, and thereupon, and upon the transfer of the trust funds as hereinafter provided, the corporation shall be dissolved; and the cemetery of the corporation shall be and become a public burial place, ground or cemetery.

SECTION 2. In so far as authorized by a decree of a court of competent jurisdiction, and in compliance with the terms and conditions of such decree, said town may receive from the corporation a conveyance and transfer of, and administer, all funds or other property held by the corporation in trust for the perpetual care of the lots in the cemetery and for other purposes, and also any property devised or bequeathed to the corporation under the will of any person living at the time of said transfer or conveyance or under the will of any deceased person not then probated. Interest and dividends accruing on funds deposited in trust with any savings bank under authority of section thirty-seven or section thirty-eight of chapter one hundred and sixty-eight of the General Laws, or with any other banking institution, for the benefit of the corporation, or of any lots in the cemetery, may, after such conveyance, be paid by such bank or institution to the treasurer of said town; and upon such payment said treasurer shall use the same for the purposes of said trusts.

SECTION 3. All real and personal property and property rights, acquired by said town from the corporation under authority of this act, shall be held and managed by said town in the same manner in which cities and towns are authorized by law to hold and manage property for cemetery

purposes; provided, that all rights which any persons have acquired in the cemetery of the corporation, or any lots therein, shall remain in force to the same extent as if this act had not been passed and such transfer had not occurred. The records of the corporation shall be delivered to the clerk of said town and such clerk may certify copies thereof.

SECTION 4. This act shall take full effect upon its acceptance by a majority vote of a town meeting of the town of Braintree. Any action taken by the town at its annual meeting during the current year or by its officers shall be as valid and effective as though this act was in effect at the time of the posting of the warrant of said meeting.

SECTION 5. This act shall take effect upon its passage.

*Approved January 31, 1955.*

*Chap. 16* AN ACT AUTHORIZING THE CITY OF WORCESTER TO USE A PORTION OF THE HOPE CEMETERY FOR THE PURPOSE OF WIDENING HOPE AVENUE IN SAID CITY.

*Be it enacted, etc., as follows:*

SECTION 1. For the purpose of widening Hope avenue in the city of Worcester, at the corner of Hope avenue and Webster street, said city is hereby authorized, in accordance with the provisions of section forty-one of chapter one hundred and fourteen of the General Laws, to use a portion of Hope Cemetery, in said city, consisting of a strip of land containing about fifty-seven hundred square feet bounded and described as follows: — Beginning at a drill hole in a stone monument marked W. H. on the northerly line of Hope avenue as located July twentieth, eighteen hundred and seventy-four; thence south seventy-nine degrees thirty-one minutes forty-seven seconds west by the said northerly line of Hope avenue one hundred thirty and twelve hundredths feet to a point; thence westerly by a curve to the right, the radius of which is two hundred forty-seven and ninety-four hundredths feet by the said northerly line of Hope avenue one hundred twenty-eight and fifty-eight hundredths feet to a point; thence westerly by a curve to the left, the radius of which is three hundred twenty-seven and ninety-four hundredths feet by the said northerly line of Hope avenue one hundred six and twenty-six hundredths feet to a drill hole in a stone monument marked W. H.; thence south eighty-nine degrees seven minutes four seconds east by land of city of Worcester, Hope Cemetery Trustees, three hundred fifty-eight and eighty-four hundredths feet to the point of beginning.

SECTION 2. This act shall take effect upon its passage.

*Approved January 31, 1955.*