

of this act: *provided, however*, that if said Eastern Railroad Company, under the provisions of this act, takes a portion of any estate, the owner or owners of such estate shall at his or their election, signified within one month after such taking, be entitled to abandon the whole of such estate to said company, and shall have the same rights against the company as if it had taken the whole of such estate.

SECTION 3. All general laws relating to the taking of land for railroad purposes and the location and construction of railroads, shall be applicable to and govern the proceedings in the taking of lands provided for in the second section of this act, except that instead of the county commissioners three disinterested persons shall be appointed by the supreme judicial court as a board of commissioners to adjudicate the damages for the taking of said lands and property, from whose decision an appeal to a jury shall lie in behalf of any party whose land may be taken or who may suffer any damage by reason of said taking or location or of any act done by said company under said second section, as is provided in case of lands taken for railroad purposes.

SECTION 4. Said Eastern Railroad may, for the purposes of this act, by a vote of its stockholders, at a meeting duly called for the purpose, increase its capital stock to an amount equal to the amount expended under this act, not exceeding one million dollars beyond the amount now authorized by law.

SECTION 5. Lands acquired, taken or purchased by said corporation under this act shall not be exempt from taxation.

SECTION 6. No lands covered at any time by tide-water shall be taken or used under the provisions of this act, unless such taking or use shall be approved by the harbor commissioners, and compensation shall be made for all lands of the Commonwealth taken or used under this act to the satisfaction of the governor and council.

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

Approved June 11, 1873.

AN ACT IN RELATION TO CONNECTING RAILROADS.

Be it enacted, &c., as follows:

SECTION 1. The provisions of section one of chapter one hundred and eighty of the acts of the year eighteen hundred and seventy-two shall not authorize any lease or

Proviso.

Adjudication of damages.

May increase capital stock.

Lands not to be exempt from taxation.

Lands covered by tide-water, taken with approval of harbor commissioners.

Compensation for lands of the Commonwealth.

Provisions of 1872, 180, § 1, not to apply to two roads having termini in Boston.

Ch. 361.

contract between any two railroad corporations, each of which has a terminus in the city of Boston.

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

Approved June 11, 1873.

Ch. 362.

AN ACT TO APPORTION AND ASSESS A STATE TAX OF TWO MILLION TWO HUNDRED AND FIFTY THOUSAND DOLLARS.

Be it enacted, &c., as follows:

Assessment
of cities and
towns.

SECTION 1. Each city and town in this Commonwealth shall be assessed and pay the several sums with which they stand respectively charged in the following schedule, that is to say:—

Barnstable
county.

BARNSTABLE COUNTY.

Barnstable, . . .	Four thousand seven hundred two dollars and fifty cents, . . .	\$4,702 50
Brewster, . . .	One thousand two hundred eighty-two dollars and fifty cents, . . .	1,282 50
Chatham, . . .	One thousand nine hundred twelve dollars and fifty cents, . . .	1,912 50
Dennis, . . .	Two thousand seven hundred and forty-five dollars, . . .	2,745 00
Eastham, . . .	Four hundred seventy-two dollars and fifty cents, . . .	472 50
Falmouth, . . .	Two thousand two hundred seventy-two dollars and fifty cents, . . .	2,272 50
Harwich, . . .	Two thousand two hundred twenty-seven dollars and fifty cents, . . .	2,227 50
Mashpee, . . .	One hundred and eighty dollars, . . .	180 00
Orleans, . . .	One thousand one hundred and twenty-five dollars, . . .	1,125 00
Provincetown, . . .	Three thousand six hundred and ninety dollars, . . .	3,690 00
Sandwich, . . .	Two thousand six hundred thirty-two dollars and fifty cents, . . .	2,632 50
Truro, . . .	Seven hundred forty-two dollars and fifty cents, . . .	742 50
Wellfleet, . . .	One thousand six hundred and sixty-five dollars, . . .	1,665 00
Yarmouth, . . .	Two thousand five hundred and sixty-five dollars, . . .	2,565 00
		\$28,215 00

Berkshire
county.

BERKSHIRE COUNTY.

Adams, . . .	Eleven thousand two hundred and five dollars, . . .	\$11,205 00
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