

tion of said sixty days. The district-attorney, or other prosecuting attorney, shall not discontinue any such suit, except upon a certificate signed by the sheriff or his deputy that the amount of the recognizance and the costs of suit have been paid to him, which certificate shall be filed in court, or by the consent or approval of the court.

Clerks of district, &c., courts, justice of such courts of which there is no clerk, to give bond.

SECTION 3. Every clerk of a municipal, district or police court, who has not already given bond as such, every standing justice of such court of which there is no clerk, and every trial justice, within sixty days from the passage of this act, and every such officer hereafter elected or appointed, before entering upon the duties of his office, shall give bond, with sufficient sureties, to be approved by the superior court, or some justice thereof, in the sum of one thousand dollars, to the treasurer of the county, to account for and pay over all fines, costs, forfeitures, fees and moneys which he shall receive in the exercise of his office. A failure to so account, or pay over, shall be a breach of his bond. A failure to give such bond shall be a sufficient cause for his removal from office.

County treasurers to notify certain officers to make the returns required by law.

SECTION 4. The county treasurers shall annually, in the month of November, notify all officers mentioned in the third section in their respective counties, to make the returns required of them by law, and in such notice they shall specify the statutes under which returns are required to be made.

To return to auditor, annually, statement of fees, &c., received by them in criminal cases.

SECTION 5. Every county treasurer shall annually, in the month of January, return under his oath to the auditor of the Commonwealth a correct statement of all fines, forfeitures, costs, fees and moneys received by him in criminal matters during the year next preceding the first day of that month, and from whom received, and also the name of each magistrate, or officer who has failed to account for and pay over to him as required by law, and what proceedings have been had upon his bond or otherwise.

Approved June 30, 1874.

Ch. 395. AN ACT TO AUTHORIZE THE BOSTON AND ALBANY RAILROAD CORPORATION TO AID IN THE CONSTRUCTION OF THE LEE AND HUDSON RAILROAD.

Be it enacted, &c., as follows :

Boston & Albany R. R. may guarantee or purchase bonds of Lee & Hudson

SECTION 1. The Boston and Albany Railroad Corporation is hereby authorized to indorse, guarantee, or purchase the bonds of the Lee and Hudson Railroad Corpo-

ration not exceeding one hundred and fifty thousand dollars in amount. R. R. not exceeding \$150,000.

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

Approved June 30, 1874.

AN ACT TO AMEND AN ACT ENTITLED AN ACT TO ANNEX A PORTION OF THE TOWN OF SHARON TO THE TOWN OF WALPOLE

Ch. 396.

Be it enacted, &c., as follows:

SECTION 1. The town of Sharon is hereby authorized to assess and collect the taxes for the present year on that portion of the town of Sharon set off to said town of Walpole by chapter two hundred and twelve of the acts of the year eighteen hundred and seventy-four, for its own use and benefit. Sharon may assess, &c., taxes the present year, on part set off to Walpole.

SECTION 2. The town of Sharon shall, for the present year, at its own expense, keep the roads and bridges in said portion of its territory set off to Walpole, in good order and condition; and shall also pay the amount of state and county taxes levied on the assessed valuation of said portion of territory set off as aforesaid, when the same becomes payable. To keep roads and bridges in good order, and pay state and county taxes.

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

Approved June 30, 1874.

AN ACT CONCERNING DIVORCES.

Ch. 397.

Be it enacted, &c., as follows:

SECTION 1. All divorces *nisi* heretofore decreed under and by authority of chapter four hundred and four of the statutes of the year eighteen hundred and seventy, shall be deemed and taken to be, and have the force and effect of, absolute divorces from the bonds of matrimony; and the justices of the supreme judicial court, upon petition filed by the party against whom such divorce has been granted, and upon such notice as the court shall order, may authorize such party to marry again. Divorces nisi under 1870, 404, to have force of divorces a vinculo, and party may be authorized to marry again.

SECTION 2. Section first of chapter two hundred and twenty-two of the acts of eighteen hundred and sixty-seven is hereby amended as follows, viz.:—by adding at the end thereof the following words: but a decree of divorce when personal service is made on the libellee, or when the libel for divorce shall have been entered at a term prior to the term granting a decree of divorce, shall be a decree absolute and not *nisi*. Amendment to 1867, 222, § 1.

Approved June 30, 1874.