

lawfully expend money; and the limits of municipal indebtedness prescribed by this act shall be exclusive of debts created for supplying the inhabitants with pure water, and its provisions shall not apply to subscriptions lawfully made to the capital stock or securities of railroad corporations.

SECTION 11. The supreme judicial court may, upon the suit or petition of the attorney-general, or of one or more taxable inhabitants of any city or town, or of any creditor to whom the said city or town appears to said court indebted in an amount not less than one thousand dollars, compel the said city or town and its assessors, collectors, treasurers, commissioners of sinking funds, and other proper officers, to enforce the provisions of this act by mandamus or other appropriate remedy, and hear and determine any cause of complaint in equity, where such remedy is more appropriate; and any justice of said court may in term time or vacation issue injunctions and make such orders and decrees as may be necessary or proper to enforce the provisions of this act, and to restrain or prevent any violation thereof.

*Approved May 14, 1875.*

Supreme judicial court may compel compliance by mandamus, etc.

AN ACT IN ADDITION TO THE PROVISIONS OF SECTION SIXTEEN OF CHAPTER NINETY-TWO OF THE GENERAL STATUTES CONCERNING THE CUSTODIANS OF WILLS.

*Be it enacted, &c., as follows:*

Every person named as executor in a will, and having custody thereof, shall, within thirty days after knowledge of the death of the testator, deliver such will into the probate court which has jurisdiction of the case; and if without reasonable cause he neglects to do so after being duly cited for that purpose by said court, he may be committed to jail by warrant of the court, there to be kept in close custody until he delivers the will as herein directed; and he shall be further liable to any party aggrieved for the damage sustained by such neglect.

*Approved May 14, 1875.*

*Chap. 210*

Wills to be delivered into probate court within thirty days after notice of death of testator.

AN ACT TO REGULATE SPECIAL CONTRACTS FOR LABOR.

*Be it enacted, &c., as follows:*

SECTION 1. Any manufacturing establishment which shall require from an employé a notice of intention to leave the employment of such establishment, under penalty of forfeiture of any part of wages earned, shall be liable to the payment of a like forfeiture if they shall discharge an employé without notice, except for incapacity or

*Chap. 211*

Employé required to give notice, is entitled to notice, under penalty.

misconduct; *provided, however*, that this act shall not apply in case of a general suspension of labor in said establishments.

Penalty for preventing persons from entering employment of another.

SECTION 2. Whoever shall by intimidation or force prevent or seek to prevent any other person or persons from entering or continuing in the employment of any corporation, company or individual, shall be punished therefor by a fine not exceeding one hundred dollars.

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

*Approved May 14, 1875.*

*Chap. 212* AN ACT TO AMEND CHAPTER TWO HUNDRED AND FORTY-EIGHT OF THE ACTS OF THE YEAR EIGHTEEN HUNDRED AND SEVENTY-FOUR, RELATING TO RULES OF PRACTICE IN THE SUPREME JUDICIAL AND SUPERIOR COURTS.

*Be it enacted, &c., as follows:*

Notice for a trial by jury may be filed at any time before parties are at issue.

SECTION 1. The notice that a party desires a trial by jury, provided by the first section of the two hundred and forty-eighth chapter of the acts of the year eighteen hundred and seventy-four, may be filed at any time before the parties are at issue as well as at the times provided by said act.

Amendment to 1874, 248, § 3.

SECTION 2. Section three of chapter two hundred and forty-eight of the acts of the year eighteen hundred and seventy-four, is hereby amended by adding thereto the following: *provided*, that if upon the hearing under such order and notice, the court shall find that the action is not a proper case to be so advanced for speedy trial, it may in its discretion award the defendant such costs as may seem reasonable.

The same section is further amended by inserting after the words "twenty days after" the words "the expiration of the time allowed for filing." *Approved May 14, 1875.*

*Chap. 213* AN ACT RELATING TO THE CENTRAL DISTRICT COURT OF WORCESTER.

*Be it enacted, &c., as follows:*

Expenses of court for rent, etc., to be allowed by justice, and paid out of county treasury.

SECTION 1. The reasonable expenses of the central district court of Worcester for rent, care of court rooms, fuel, record books, blanks, stationery, and other expenses incidental to maintaining said court, shall be examined and allowed by the justice of said court and paid out of the county treasury to the parties entitled thereto.

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

*Approved May 14, 1875.*