

Chap. 415. AN ACT AUTHORIZING THE CITY OF HOLYOKE TO PAY A PENSION TO JOSEPH JUBINVILLE, JR.

Be it enacted, etc., as follows:

SECTION 1. In consideration of his long and meritorious service, the city of Holyoke may, upon the termination by Joseph Jubinville, Jr. of his office as city clerk of said city, appropriate and pay each year to said Joseph Jubinville, Jr. a pension of six thousand dollars. Said sum shall be payable in equal monthly installments.

SECTION 2. This act shall take effect upon its acceptance by the city of Holyoke.

Approved June 13, 1969.

Chap. 416. AN ACT AUTHORIZING THE TOWN OF SWAMPSCOTT TO INCREASE THE SCHOLARSHIP FUND.

Be it enacted, etc., as follows:

SECTION 1. Chapter 119 of the acts of 1949 is hereby amended by striking out section 1, as most recently amended by section 1 of chapter 72 of the acts of 1963, and inserting in place thereof the following section: —

Section 1. The town of Swampscott is hereby authorized to raise and appropriate the sum of thirty thousand dollars to provide a scholarship fund the income of which may be used for the higher education of high school or preparatory school graduates who are residents of said town, and said fund shall be dedicated as a memorial to veterans of World War II.

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

Approved June 16, 1969.

Chap. 417. AN ACT MAKING UNIFORM THE LAW WITH RESPECT TO COMMON TRUST FUNDS.

Be it enacted, etc., as follows:

SECTION 1. The General Laws are hereby amended by striking out chapter 203A and by inserting in place thereof the following chapter: —

CHAPTER 203A.

UNIFORM COMMON TRUST FUND ACT.

Section 1. Any individual, corporation or association qualified to act as fiduciary in this state may establish common trust funds for the purpose of furnishing investments to itself as fiduciary or to itself and others, as co-fiduciaries; and may, as such fiduciary or co-fiduciary, invest funds which it lawfully holds for investment in interests in such common trust funds, if such investment is not prohibited by the instrument, judgment, decree or order creating such fiduciary relationship. Each such common trust fund shall be administered in accordance with a written declaration of trust which shall have been filed in the registry of probate in the county in which such individual, corporation or association resides or has his or its principal place of business, and such

written declaration may provide that premiums paid on the purchase of interest bearing securities need not be amortized.

Section 2. If the individual, corporation or association maintaining a common trust fund holds property as a fiduciary together with a co-fiduciary or co-fiduciaries, investment of such property in participations in a common trust fund may be made only with the written consent of such co-fiduciary or co-fiduciaries and shall be withdrawn upon the written request of any such co-fiduciary.

Section 3. An account of the administration of each common trust fund shall be filed annually in the registry of probate in which the declaration of trust has been filed and application for its allowance shall be made in accordance with section twenty-four of chapter two hundred and six. The allowance of such an account shall be conclusive as to all matters shown therein upon all persons then or thereafter interested in the funds invested in said common trust fund.

Section 4. This chapter shall be so interpreted and construed as to effectuate its general purpose to make uniform the law of those states which enact it.

Section 5. This chapter may be cited as the Uniform Common Trust Fund Act.

Section 6. If any provision of this chapter or the application thereof to any person or circumstances is held invalid, such invalidity shall not affect the other provisions or applications of the chapter which can be given effect without the invalid provision or application, and to this end the provisions of this chapter are declared to be severable.

SECTION 2. This act shall apply to fiduciary relationships in existence on or before the effective date of this act as well as those established thereafter.

Approved June 16, 1969.

Chap. 418. AN ACT DESIGNATING THE INTERSECTION OF THE LYNN FELLS PARKWAY AND ROUTE 1 IN THE TOWN OF SAUGUS AS THE C. F. NELSON PRATT INTERSECTION.

Be it enacted, etc., as follows:

The intersection of the Lynn Fells parkway and route 1 in the town of Saugus shall be designated and known as the C. F. Nelson Pratt intersection, in memory of C. F. Nelson Pratt, a former county commissioner of Essex county and a former member of the house of representatives. The department of public works shall erect a suitable marker thereat bearing said designation. *Approved June 16, 1969.*

Chap. 419. AN ACT PROVIDING THAT ANY CIVIL ACTION ENTERED IN ANY DISTRICT COURT IN ESSEX COUNTY MAY BE TRIED BY A JURY OF SIX IN THE CENTRAL DISTRICT COURT OF NORTHERN ESSEX.

Be it enacted, etc., as follows:

SECTION 1. Chapter 218 of the General Laws is hereby amended by inserting after section 19A the following section:—

Section 19B. After the entry of a civil action in any district court in the county of Essex, any party may, within the time provided or allowed for the filing of an answer, claim a trial by a jury of six. Trials