

The Commonwealth of Massachusetts

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MEMORANDUM OF THE SECRETARY OF THE COMMONWEALTH PURSUANT TO GENERAL LAWS, CHAPTER 3, SECTION 7, WITH RESPECT TO PETITION OF HENRY R. MAYO, JR., AND ANOTHER FOR LEGISLATION TO AUTHORIZE THE CONSOLIDATION OF THE LYNN HOME FOR AGED MEN, THE LYNN HOME FOR AGED WOMEN AND THE ELIZA J. HAHN HOME FOR AGED COUPLES TO BECOME KNOWN AS THE LYNN HOME FOR ELDERLY PERSONS.

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MARCH 9, 1966.

*To the Honorable Senate and House of Representatives.*

The above-named petition was transmitted to me by the Clerk of the House of Representatives on December 29, 1965, with a request for a memorandum.

Lynn Home for Aged Men was incorporated under Chapter 115 of the Public Statutes of the Commonwealth of Massachusetts on April 9, 1890.

Lynn Home for Aged Women was incorporated under Chapter 7 of the Acts of 1874. Said corporation filed a Certificate of Organization on December 29, 1911 in the Office of the State Secretary, which certificate provided for the acceptance of the provisions of Sections 1-11, both inclusive, of Chapter 125 of the Revised Laws of the Commonwealth of Massachusetts.

Eliza J. Hahn Home for Aged Couples was incorporated under Chapter 115 of the Public Statutes of the Commonwealth of Massachusetts on May 13, 1895.

The bill before your honorable bodies seeks authority, by acceptance of this act within one year after its effective date at meetings of the members of the respective corporations duly called for the purpose to consolidate into one corporation under the name of

Lynn Home for Elderly Persons, which shall in all respects be a continuation of and have all of the powers, privileges and exemptions of each of the consolidating corporations and which shall be subject to all of the duties, liabilities and restrictions provided by law insofar as they relate to said existing corporations. Upon such acceptance copies of the votes of acceptance attested by the clerks or other authorized officers of the respective existing consolidating corporations shall be filed or recorded in the Registry of Deeds for the Southern District of Essex County and with the State Secretary and the consolidation of said corporations shall thereupon be complete.

Sections 2 through 6 recite the following:

SECTION 2. Upon such consolidation all property real and personal, held in trust or otherwise, and all rights and interests, legal or equitable, of said existing consolidating corporations and all devises, bequests, conveyances and gifts heretofore and hereafter made to or for any of said existing consolidating corporations shall vest in or for the benefit of the consolidated corporation subject to the same terms, conditions, limitations and trusts as they are now held by said existing consolidating corporations, or would have been held by them but for this act, and the treasurers of the existing consolidating corporations are hereby respectively authorized to execute, acknowledge and deliver all papers and documents that may be deemed necessary or proper for the purpose of confirming in the consolidated corporation the record title to the property of the existing consolidating corporations.

SECTION 3. Upon such consolidation the members of the existing consolidating corporations shall be members of the consolidated corporation until such time as they fail of election under the by-laws of the consolidated corporation.

The president, treasurer, and clerk of the Lynn Home for Aged Women and the vice presidents and members of the boards of trustees or similar governing bodies of the respective existing consolidating corporations shall be the officers and board of trustees of the consolidated corporation until their successors are chosen and qualified under by-laws adopted for the consolidated corporation by its members.

SECTION 4. The consolidated corporation shall be for the purpose of providing a suitable home or homes for and otherwise assisting respectable elderly persons, both men and women, including



married couples, provided however, that all funds resulting from devises, bequests, conveyances and gifts heretofore made to the Lynn Home for Aged Men, the Lynn Home for Aged Women and the Eliza J. Hahn Home for Aged Couples for special purposes shall be used only for the purposes for which such funds were originally given. The consolidated corporation shall adopt by-laws for its governing consistent with the foregoing purposes by vote of the members of the consolidated corporation present and voting at a meeting duly called for the purpose.

SECTION 5. Any questions arising as to the powers, rights, privileges and responsibilities of the consolidated corporation with respect to the property of the existing consolidating corporations including all bequests, devises, gifts and transfers of any kind heretofore or hereafter made to or for the benefit of such existing consolidating corporations, and any other questions arising as to the legal effect of this act or of any provision thereof may, notwithstanding any general or special law to the contrary, be initially and finally determined by the supreme judicial court upon the application of any person interested or of the attorney general of the commonwealth.

SECTION 6. Notwithstanding provisions of general or special laws under which the respective existing consolidating corporations were organized or incorporated the consolidated corporation shall be and hereby is authorized to acquire by gift, grant, bequest, devise or otherwise, real and personal property in an amount not to exceed ten million dollars to hold and manage and from time to time invest and reinvest the same or the proceeds of any sale thereof for the purposes herein provided for the consolidated corporation.

Special legislation is required to effect the desired result.

Whether or not this should be allowed is a matter of policy within your exclusive jurisdiction, and this office expresses no opinion on the merits of the bill. No fee is required to be paid by a corporation of this type under the provisions of Chapter 3, Section 7.

Respectfully submitted,

KEVIN H. WHITE,

*Secretary of the Commonwealth.*

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By Mr. Newth of Swampscott, petition of Henry R. Mayo, Jr., and another for legislation to authorize the consolidation of the Lynn Home for Aged Men, the Lynn Home for Aged Women and the Eliza J. Hahn Home for Aged Couples to be known as the Lynn Home for Elderly Persons. Mercantile Affairs.

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## The Commonwealth of Massachusetts

In the Year One Thousand Nine Hundred and Sixty-Six.

AN ACT TO AUTHORIZE THE CONSOLIDATION OF THE LYNN HOME FOR AGED MEN, THE LYNN HOME FOR AGED WOMEN, AND THE ELIZA J. HAHN HOME FOR AGED COUPLES, TO BECOME KNOWN AS THE LYNN HOME FOR ELDERLY PERSONS.

*Be it enacted by the Senate and House of Representatives in General Court assembled, and by the authority of the same, as follows:*

1 SECTION 1. Lynn Home for Aged Men, incorporated under  
2 chapter one hundred and fifteen of the public statutes of the  
3 commonwealth of Massachusetts, Lynn Home for Aged Women,  
4 incorporated under chapter seven of the acts of eighteen hun-  
5 dred and seventy-four of said commonwealth, and the Eliza J.  
6 Hahn Home for Aged Couples, incorporated under chapter one  
7 hundred and fifteen of the public statutes of the commonwealth  
8 aforesaid, are hereby authorized by acceptance of this act within  
9 one year after its effective date at meetings of the members of  
10 the respective corporations duly called for the purpose to con-  
11 solidate into one corporation under the name of Lynn Home for  
12 Elderly Persons, which shall in all respects be a continuation of  
13 and have all of the powers, privileges and exemptions of each of  
14 the consolidating corporations and which shall be subject to all  
15 of the duties, liabilities and restrictions provided by law insofar  
16 as they relate to said existing corporations. Upon such accept-  
17 ance copies of the votes of acceptance attested by the clerks or  
18 other authorized officers of the respective existing consolidating  
19 corporations shall be filed or recorded in the registry of deeds for



20 the southern district of Essex county and with the state secre-  
21 tary and the consolidation of said corporations shall thereupon  
22 be complete.

1 SECTION 2. Upon such consolidation all property real and  
2 personal, held in trust or otherwise, and all rights and interests,  
3 legal or equitable, of said existing consolidating corporations and  
4 all devises, bequests, conveyances and gifts heretofore and here-  
5 after made to or for any of said existing consolidating corpora-  
6 tions shall vest in or for the benefit of the consolidated corpora-  
7 tion subject to the same terms, conditions, limitations and trusts  
8 as they are now held by said existing consolidating corporations,  
9 or would have been held by them but for this act, and the treas-  
10 urers of the existing consolidating corporations are hereby re-  
11 spectively authorized to execute, acknowledge and deliver all  
12 papers and documents that may be deemed necessary or proper  
13 for the purpose of confirming in the consolidated corporation  
14 the record title to the property of the existing consolidating  
15 corporations.

1 SECTION 3. Upon such consolidation the members of the  
2 existing consolidating corporations shall be members of the con-  
3 solidated corporation until such time as they fail of election under  
4 the by-laws of the consolidated corporation.

5 The president, treasurer, and clerk of the Lynn Home for Aged  
6 Women and the vice presidents and members of the boards of  
7 trustees or similar governing bodies of the respective existing con-  
8 solidating corporations shall be the officers and board of trustees  
9 of the consolidated corporation until their successors are chosen  
10 and qualified under by-laws adopted for the consolidated cor-  
11 poration by its members.

1 SECTION 4. The consolidated corporation shall be for the  
2 purpose of providing a suitable home or homes for and otherwise  
3 assisting respectable elderly persons, both men and women,  
4 including married couples, provided however, that all funds  
5 resulting from devises, bequests, conveyances and gifts heretofore  
6 made to the Lynn Home for Aged Men, the Lynn Home for Aged  
7 Women and the Eliza J. Hahn Home for Aged Couples for special  
8 purposes shall be used only for the purposes for which such funds

9 were originally given. The consolidated corporation shall  
10 adopt by-laws for its governing consistent with the foregoing  
11 purposes by vote of the members of the consolidated corporation  
12 present and voting at a meeting duly called for the purpose.

1 SECTION 5. Any questions arising as to the powers, rights,  
2 privileges and responsibilities of the consolidated corporation  
3 with respect to the property of the existing consolidating cor-  
4 porations including all bequests, devises, gifts and transfers of  
5 any kind heretofore or hereafter made to or for the benefit of  
6 such existing consolidating corporations, and any other questions  
7 arising as to the legal effect of this act or of any provision thereof  
8 may, notwithstanding any general or special law to the contrary,  
9 be initially and finally determined by the supreme judicial court  
10 upon the application of any person interested or of the attorney  
11 general of the commonwealth.

1 SECTION 6. Notwithstanding provisions of general or special  
2 laws under which the respective existing consolidating corpora-  
3 tions were organized or incorporated the consolidated corpora-  
4 tion shall be and hereby is authorized to acquire by gift, grant,  
5 bequest, devise or otherwise, real and personal property in an  
6 amount not to exceed ten million dollars to hold and manage  
7 and from time to time invest and reinvest the same or the pro-  
8 ceeds of any sale thereof for the purposes herein provided for  
9 the consolidated corporation.

HOUSE

NOV 21 1888

RESOLUTION

COMMISSIONERS OF THE LAND OFFICE

REPORT

IN

RESPONSE TO A RESOLUTION PASSED BY THE HOUSE OF REPRESENTATIVES

AT THE ANNUAL SESSION OF 1888

The first part of the report is devoted to a general description of the country, its climate, soil, and natural resources. It then proceeds to a detailed account of the various industries and occupations of the people, and the progress of agriculture and commerce. The report concludes with a summary of the state of the country and a list of the principal towns and places.

The second part of the report contains a list of the principal towns and places, with a description of each. It also contains a list of the principal occupations and industries of the people, and a list of the principal products of the country. The report concludes with a list of the principal towns and places, and a list of the principal occupations and industries of the people.