

CHAP. 104. AN ACT RELATIVE TO THE FILLING OF VACANCIES IN THE OFFICE OF MAYOR OF THE CITY OF HOLYOKE.

*Be it enacted, etc., as follows:*

SECTION 1. If it shall appear, as a result of a municipal election in the city of Holyoke, that there is no choice of a mayor, or if the person elected mayor shall refuse to accept the office, or shall die before qualifying, or if a vacancy in said office shall occur more than six months prior to the expiration of the term of office, the board of aldermen shall forthwith call meetings for a new election and shall order an election to fill the same for the unexpired term.

SECTION 2. If a vacancy in the office of mayor shall occur within six months prior to the expiration of the term of office the board of aldermen may in its discretion call meetings for the holding of a new election to fill the vacancy.

SECTION 3. So much of chapter four hundred and thirty-eight of the acts of eighteen hundred and ninety-six, and acts in amendment thereof and in addition thereto, as is inconsistent with this act, is hereby repealed.

SECTION 4. This act shall take effect upon its acceptance during the current year by vote of the board of aldermen of said city, with the approval of the mayor.

SECTION 5. For the purpose of acceptance only this act shall take effect upon its passage. *Approved February 21, 1958.*

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CHAP. 105. AN ACT RELATIVE TO MERGERS AND CONSOLIDATIONS OF CO-OPERATIVE BANKS.

*Be it enacted, etc., as follows:*

Section 48 of chapter 170 of the General Laws, as appearing in section 1 of chapter 371 of the acts of 1950, is hereby amended by striking out the last paragraph and inserting in place thereof the following paragraph: —

Any merger or consolidation may be approved and effected pursuant to this section, notwithstanding that the percentage which the aggregate value of the guaranty fund, surplus and other reserves, of any of the consolidating corporations, bears to its liabilities including share liabilities, exceeds such percentage of any of the other consolidating corporations, and any consolidating corporation having such an excess of percentage shall not be required to pay an extra dividend or make any other distribution to its shareholders. *Approved February 21, 1958.*

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CHAP. 106. AN ACT RELATIVE TO MERGERS AND CONSOLIDATIONS OF SAVINGS BANKS.

*Be it enacted, etc., as follows:*

Section 72 of chapter 168 of the General Laws is hereby further amended by striking out the last paragraph, as appearing in section 1 of chapter 432 of the acts of 1955, and inserting in place thereof the following paragraph: —

Any merger or consolidation may be approved and effected pursuant to this section, notwithstanding that the percentage which the aggregate

value of the guaranty fund, surplus and unallocated reserves as defined in section fifty-seven, and other reserves, of any of the consolidating corporations, bears to its liabilities, exceeds such percentage of any of the other consolidating corporations, and any consolidating corporation having such an excess of percentage shall not be required to pay an extra dividend or make any other distribution to its depositors.

*Approved February 21, 1958.*

CHAP. 107. AN ACT AUTHORIZING THE TOWN OF WEST SPRINGFIELD TO CONVEY A PORTION OF AMOSTOWN ROAD PLAYGROUND TO FRANK F. ZENDEK AND PAULINE M. ZENDEK.

*Be it enacted, etc., as follows:*

SECTION 1. The town of West Springfield is hereby authorized to sell and convey to Frank F. Zendek and Pauline M. Zendek, husband and wife, as tenants by the entirety, a portion of Amostown road playground, now under the jurisdiction of the park and recreation commission, bounded and described as follows: —

Beginning at a point in the westerly side of Amostown Road at the northeasterly corner of land of Frank F. Zendek and Pauline M. Zendek and thence running westerly in a course running N 73° 52' 30" W along the northerly line of said Zendek land Six Hundred Twenty-two and 10/100 (622.10) feet to a point at the northwesterly corner of said Zendek land; thence easterly in a course running S 74° 15' 05" E along other land of the Town of West Springfield Six Hundred Nineteen and 48/100 (619.48) feet to a point in the westerly side of said Amostown Road; thence southerly, along the westerly side of Amostown Road Five (5) feet to the point of beginning.

The above land is more particularly delineated on a plan entitled "Sketch of Proposed Transfer of Land from Park and Recreation Department to Frank F. Zendek and Pauline M. Zendek" dated October, nineteen hundred and fifty-seven and prepared by Town of West Springfield Engineering Department.

SECTION 2. This act shall take effect upon its acceptance by a majority of the voters of said town present and voting at an annual or special town meeting called for the purpose.

*Approved February 21, 1958.*

CHAP. 108. AN ACT AUTHORIZING THE PLACING OF THE OFFICE OF THE DIRECTOR OF VETERANS' SERVICES OF THE CITY OF PEABODY UNDER THE CIVIL SERVICE LAWS.

*Be it enacted, etc., as follows:*

SECTION 1. The office of the director of veterans' services of the city of Peabody, also known in said city as the office of commissioner of veterans' services, shall, upon the effective date of this act, become subject to the civil service laws and rules, and the tenure of office of the present incumbent thereof shall be unlimited, subject, however, to such laws; provided, that he shall pass a qualifying examination, to which he shall be subjected by the division of civil service.

SECTION 2. This act shall take effect upon its acceptance by the mayor and city council of the city of Peabody, subject to the provisions of its charter, but not otherwise.

*Approved February 21, 1958.*