

*Chap.*188 AN ACT AUTHORIZING THE CITY OF NORTHAMPTON TO REINSTATE OSSIAN E. BRAINERD FOR THE SOLE PURPOSE OF BEING RETIRED AND RELATIVE TO THE AMOUNT OF RETIREMENT ALLOWANCE FOR SAID OSSIAN E. BRAINERD.

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

SECTION 1. For the purpose of promoting the public good and in consideration of the meritorious service heretofore performed for the city of Northampton by Ossian E. Brainerd, a former superintendent of sewers in said city, who was retired for superannuation on September thirtieth, nineteen hundred and fifty-five, said city is hereby authorized to reinstate said Ossian E. Brainerd for the sole purpose of being retired; and upon such reinstatement said Ossian E. Brainerd shall be reinstated to membership in the Northampton retirement system. Upon such reinstatement said Ossian E. Brainerd shall pay into the retirement fund of said city payments in an amount equal to the difference between the amount which was withheld as regular deductions from his regular compensation during the period between July first, nineteen hundred and forty-three and January first, nineteen hundred and forty-six, and the amount which would have been withheld had such deductions been based on his total earnings rather than the prescribed limit or limits in force during said period, together with interest on such payments. Upon making such payments together with interest thereon, said Ossian E. Brainerd shall be entitled to such additional retirement allowance as such additional contributions would entitle him.

SECTION 2. This act shall take effect upon its acceptance by the mayor and city council of said city but not otherwise.

*Approved March 12, 1956.*

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*Chap.*189 AN ACT INCREASING THE AMOUNT OF REAL ESTATE WHICH MAY BE HELD BY THE ISRAEL BROTHERHOOD OF LOWELL MASSACHUSETTS IN NEW HAMPSHIRE AND RELATIVE TO THE USE THEREOF FOR CEMETERY PURPOSES.

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

SECTION 1. The Israel Brotherhood of Lowell Massachusetts, located in the city of Lowell, and incorporated under general law, is hereby authorized to hold real estate in the town of Pelham in the state of New Hampshire to an amount not exceeding twenty thousand dollars. All of said property and the income derived therefrom may, in addition to the purposes of said corporation as set forth in its charter or certificate of incorporation, and to the extent permitted by the laws of said state of New Hampshire, be used for the purposes of a cemetery and to bury therein the bodies of its deceased members, the bodies of deceased persons belonging to the families of said members and the bodies of other persons of the Hebrew faith.

SECTION 2. The title of said corporation to all real estate standing in its name on the effective date hereof, in so far as it is affected by lack of statutory authority for the investment of funds of such corporation, is hereby confirmed, and all acts done and action taken by the officers and agents of said corporation with respect thereto are hereby validated and confirmed.

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

*Approved March 13, 1956.*

AN ACT RELATIVE TO THE PROCEDURE ON APPEAL FROM THE DEPARTMENT OF PUBLIC UTILITIES. *Chap. 190*

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

Section 5 of chapter 25 of the General Laws, as amended by section 1 of chapter 575 of the acts of 1953, is hereby further amended by striking out the third paragraph and inserting in place thereof the following paragraph:—

G. L. (Ter. Ed.), 25, § 5, etc., amended.

The record on appeal shall include one copy of the petition of the appellant or other original papers, and of the decision, order or ruling of the commission; and if and to the extent that either the commission or the appellant or any other party to the proceedings so requests within twenty days from filing the petition for appeal with the commission, it shall include one copy of the exhibits and documents introduced in the proceeding before the commission, of the official report of the proceedings and of the findings of fact of the commission. The secretary of the commission shall make an estimate of the expense of the preparation and transmission of the necessary papers and copies of papers aforesaid, and shall give the appellant notice in writing of the amount of such estimate. The appellant, within twenty days after the date of such notice from the secretary, shall pay to him the amount of such estimate and such further amount beyond such estimate as the secretary shall find to be then due for such preparation. The secretary then without delay shall prepare the papers and copies of papers aforesaid for transmission, and when they are ready shall give notice in writing of such fact to the appellant who, within five days after the date of such notice, shall pay to the secretary any balance then due therefor. The record on appeal shall then be certified to the supreme judicial court by the secretary of the commission. The commission or the supreme judicial court or any justice or judge thereof may for cause shown extend the time for doing any of the acts required by this paragraph. The supreme judicial court may order the transmission of the original or a copy of any paper not appearing in the record, or appearing therein in an abbreviated form, if at any time such omitted paper or any omitted part of such abbreviated paper becomes material.

Appeal from rulings of commission, regulated.

*Approved March 13, 1956.*