

SENATE No. 331.

[House, No. 451, as amended.]

Commonwealth of Massachusetts.

In the Year One Thousand Eight Hundred and Seventy-One.

RESOLVE

Concerning certain Berdell Bonds held by the Commonwealth.

Resolved, That the governor and council be and they are hereby authorized to make such arrangements as they may deem suitable and proper with the holders of the bonds of the Boston, Hartford and Erie Railroad Company, secured by the Berdell mortgage, so called, or with any number of said bondholders, as may be necessary to enable the trustees under said mortgage to obtain immediate possession and control of the property named in said mortgage, and for this purpose the unexpended balance of the money appropriated during the present session under the resolve in relation to the Boston, Hartford and Erie Railroad Company, together with such further sum as shall make in the whole a sum not exceeding seventy-two thousand dollars, is hereby appropriated, payable from the treasury, and the governor is authorized to draw his warrant for such part of said sum as may be necessary: *provided*, that a

sufficient additional sum to secure the purposes of this resolve be raised by contributions of other bondholders or otherwise; and *provided, also*, that before any such payment is made, such order shall be passed by the court as in the opinion of the governor and council secures to the Commonwealth the repayment with interest of the sum so to be contributed.

HOUSE OF REPRESENTATIVES, May 23, 1871.

Passed to be engrossed

Sent up for concurrence.

W. S. ROBINSON, *Clerk.*