

SENATE No. 337.

Commonwealth of Massachusetts.

IN SENATE, May 25, 1871.

The Committee on the Treasury, to whom was committed the Resolve in relation to the unexpended proceeds of the scrip issued in aid of the Boston, Hartford and Erie Railroad Company, and the report of the Committee on the Boston, Hartford and Erie Railroad Company relating to the unexpended balance of the said scrip, report that the said Resolve ought to pass in a new draft.

Per order,

STEPH'N M. CROSBY, *Chairman.*

Commonwealth of Massachusetts.

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

R E S O L V E

In relation to the unexpended Proceeds of the Scrip issued in aid of the Boston, Hartford and Erie Railroad Company.

Resolved, That the governor is hereby authorized to demand and to receive for the Commonwealth, from Baring Brothers and Company, of London, the residue now or hereafter remaining in their hands, of the proceeds of the scrip or certificates of indebtedness heretofore issued by the treasurer of the Commonwealth for the purpose of aiding the Boston, Hartford and Erie Railroad Company in the construction of its railroad, and to agree on behalf of the Commonwealth to repay the same, with interest, to the said Baring Brothers and Company, and otherwise indemnify them if they shall hereafter be required at law or in equity by final judgment or decree to pay the same to any other claimants of the said funds; and if the said Baring Brothers and Company shall refuse to pay over to the Commonwealth the said residue, then the attorney-general, under the direction of the governor and council, shall institute proceedings at law or in equity to recover the same, or to protect the interests of the Commonwealth with regard thereto.