

SECTION 3. Section sixteen of said chapter one hundred and ninety-four is hereby amended by adding at the end the following paragraph:— Each register of probate shall forthwith notify the proper district attorney and the attorney general of any breach of duty on the part of a public administrator in relation to any estate under his charge, of which such register has knowledge or which the records in his registry disclose.

G. L. 194, § 16, amended.

Notification of breach of duty on part of a public administrator.

SECTION 4. Section thirty-seven of chapter two hundred and fifteen of the General Laws is hereby amended by inserting after the word "court" in the eighth line the words:—, and a separate alphabetical index of all public administrators seeking appointment or appointed to administer any estates, with the names of such estates, — and by striking out, in the same line, the word "index" and inserting in place thereof the word:— indexes, — so as to read as follows:— *Section 37.* Each register shall keep a docket of all cases and matters in his court, and shall enter therein every case or matter by its appropriate title and number, brief memoranda of all proceedings had and papers filed therein, the dates of such proceedings or filing of such papers, and references to the places in which the proceedings or papers are recorded, if there is a record thereof. He shall also keep a separate alphabetical index of all such cases and matters which shall refer both to said docket and to the files of the court, and a separate alphabetical index of all public administrators seeking appointment or appointed to administer any estates, with the names of such estates. Such docket and indexes shall be open to public inspection at all reasonable times.

G. L. 215, § 37, amended.

Registers of probate to keep docket and index.

Separate index of public administrators.

Open to public inspection.

SECTION 5. Every public administrator who, upon the effective date of this act, is administering estates under a general bond may complete such administration under such bond, and all pertinent provisions of said chapter one hundred and ninety-four in force and applicable thereto immediately prior to such effective date shall continue to be so applicable, notwithstanding the provisions of this act.

Certain provisions in force and applicable immediately prior to effective date of act to continue to be so applicable, notwithstanding, etc.

SECTION 6. This act shall take effect on September first of the current year.

Effective date.

*Approved May 12, 1931.*

AN ACT PROVIDING FOR THE ESTABLISHMENT OF A RIGHT OF WAY FOR PUBLIC ACCESS TO DUNHAM POND IN THE TOWN OF CARVER.

*Chap. 306*

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

SECTION 1. The county commissioners of Plymouth county are hereby authorized and directed to lay out a right of way in the town of Carver from Tremont street to Dunham pond in said town for public access to said pond, in accordance with plans to be approved by the department of public works and showing the location and dimensions of such right of way. If it is necessary to acquire land for

Plymouth county commissioners may lay out a right of way for public access to Dunham pond in town of Carver.

- the purpose of laying out such right of way the commissioners shall at the time such right of way is laid out take such land by eminent domain under chapter seventy-nine of the General Laws. Any person sustaining damages in his property by the laying out of such right of way, or by specific repairs or improvements thereon, shall be entitled to recover the same under said chapter seventy-nine; provided, that the right to damages, if any, shall vest upon the recording of an order of taking by the commissioners, and that no entry or possession for the purpose of constructing a public way on land so taken shall be required for the purpose of validating such taking or for the payment of damages by reason thereof.
- Property damages, recovery.**
- Proviso.**
- Selectmen of town of Carver may make necessary repairs, etc.**
- Proviso.**
- Expenses, by whom borne.**
- Right of way not to be discontinued, etc.**
- Certain powers not limited.**
- SECTION 2.** The selectmen of the town of Carver may from time to time make specific repairs on or improve such way to such extent as they may deem necessary, but neither the county of Plymouth nor any city or town therein shall be required to keep such right of way in repair, nor shall it be liable for injury sustained by persons traveling thereon; provided, that sufficient notice to warn the public is posted wherever such way enters upon or unites with an existing public way.
- SECTION 3.** All expenses incurred by the commissioners in connection with such right of way shall be borne by the county of Plymouth, or by such cities and towns therein, in such proportion as the commissioners may determine.
- SECTION 4.** Said right of way shall not be discontinued or abandoned without authority therefor from the general court.
- SECTION 5.** Nothing in this act shall be so construed as to limit the powers of the department of public health, or any local board of health under any general or special law.
- Approved May 12, 1931.*

**Chap. 307** AN ACT ESTABLISHING A PART OF THE BOUNDARY LINE BETWEEN THE TOWNS OF WALPOLE AND FOXBOROUGH.

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

- Boundary line between towns of Walpole and Foxborough established.**
- SECTION 1.** All the territory now within the town of Foxborough which lies north and west of a line beginning at a point where the present boundary line between the towns of Foxborough and Walpole intersects the easterly side of Washington street, thence southerly along the easterly side of said street six hundred and seventy-five feet to a point; thence westerly about twenty-two hundred and thirty-eight feet to a point in the present boundary line between the towns of Foxborough and Walpole south thirty-two degrees thirty-four minutes west and thirteen hundred and seventy-five feet distant from the present bound known as Foxborough-Walpole 1 standing at an angle in the wall on the southeasterly side of Summer street about three hundred and seventy feet northeast of its junction with Winter street, is