

SENATE....No. 72.

Commonwealth of Massachusetts.

IN SENATE, March 26, 1852.

The Second Committee on Railways and Canals, to which was committed the petition of the Norfolk County Railroad Company, praying for leave to unite with the Woonsocket Union Railroad Company, report the accompanying bill.

C. TORREY, *Chairman.*

Commonwealth of Massachusetts.

In the Year One Thousand Eight Hundred and Fifty-
Two.

AN ACT

Concerning the Norfolk County Railroad Company.

Be it enacted by the Senate and House of Representatives in General Court assembled, and by the authority of the same, as follows:

1 SECT. 1. The Norfolk County Railroad Company,
2 and the Woonsocket Union Railroad Company, a
3 corporation established by the laws of Rhode Island,
4 or any railroad company which now is, or which may
5 be hereafter, authorized to unite its railroad track
6 with the track of said Norfolk County Railroad Com-
7 pany, are hereby authorized, by a vote of the stock-
8 holders of each of said corporations, at meetings
9 called for the purpose, to unite themselves in one
10 corporation: *provided*, that a majority in value of the
11 bondholders of the Norfolk County Railroad Com-
12 pany shall, in writing, assent to such union; and
13 when such votes shall have been passed by said

14 corporations, they shall thereupon become one cor-
15 poration, and all the franchises, property, powers, and
16 privileges now enjoyed by, and all the restrictions,
17 liabilities, and obligations imposed upon, said two
18 corporations, by virtue of their respective charters,
19 shall appertain to said united corporation in the same
20 manner as if the same had been contained in, or ac-
21 quired under, an original charter. And the said Nor-
22 folk County Railroad Company shall not, by any such
23 union with any other company, be thereby released
24 from any liability or obligation under which they
25 now are, whether bondholders or any other person or
26 persons. Such corporation so formed by such union
27 shall be called by such name as the stockholders of
28 the said corporation so uniting shall fix upon.

1 SECT. 2. If the Norfolk County Railroad Com-
2 pany shall, under the provisions of this bill, unite
3 with the Woonsocket Union Railroad Company, or
4 any other corporation created by the laws of any
5 other Commonwealth or State than this Common-
6 wealth, then, and in that case, one or more of the
7 directors or other officers of such corporation, formed
8 by such union, shall be an inhabitant or inhabitants
9 of this Commonwealth, on whom processes against
10 such corporation may be legally served, and said com-
11 pany shall be held to answer in the jurisdiction where
12 the service is made and the process is returnable.

1 SECT. 3. The said company shall keep a separate
2 account of their expenditures in Massachusetts and
3 Rhode Island, or such other state as any portion of
4 their road may lie in respectively, and a commissioner
5 shall be appointed by the Governor of the Common-
6 wealth, to hold his office for the term of five years,

7 and to be compensated by the said company, who shall
8 decide what portion of the expenditures of said com-
9 pany, and of its receipts and profits properly pertain
10 to those parts of the road lying in Massachusetts,
11 and the annual report required to be made by the
12 directors to the Legislature of this Commonwealth,
13 shall be approved by the said commissioner.

1 SECT. 4. The said company and the stockholders
2 therein, so far as they are situate in Massachusetts,
3 shall be subject to all the duties and liabilities of
4 railroad corporations in Massachusetts, and to the
5 general laws of this Commonwealth in relation to
6 railroad corporations.