

HOUSE....No. 35.

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[As amended and passed by the House.]

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Commonwealth of Massachusetts.

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In the Year One Thousand Eight Hundred and Seventy.

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AN ACT

To incorporate the Town of Norfolk.

*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. All the territory now within the towns  
2 of Wrentham, Franklin, Medway and Walpole, in  
3 the county of Norfolk, comprised within the follow-  
4 ing limits, that is to say: beginning at a point on  
5 Charles River, in the north-west angle of Wrentham,  
6 and following in an easterly course the present line  
7 of division between Wrentham and Medfield to Stop  
8 River; thence running southerly along said river,

9 and separated by the thread of its stream from Wal-  
10 pole to a point about forty rods north of the mouth  
11 of the first brook running into said river, below  
12 Campbell's Mills, on the easterly side ; thence from  
13 said point, by a straight line, running to the junction  
14 of Back and Bird streets, in Walpole ; thence to the  
15 easterly side of said Bird street to its junction with  
16 West street, and near to and westerly from the barn  
17 belonging to the home estate of Charles Bird, until  
18 said line strikes Stop River ; thence along said river  
19 as far as Wrentham and Walpole, as separated by the  
20 thread of its stream ; thence by a straight line, run-  
21 ning westerly of the Walpole almshouse and easterly  
22 of the farm buildings of Patrick Reardon, and east-  
23 erly of the Dupee Blake place, so called, to a point  
24 on the line between Walpole and Foxborough, north-  
25 easterly from Dedham Rock ; thence from said point,  
26 following the present line of division, between  
27 Wrentham and Foxborough, to Dedham Rock ;  
28 thence southerly from said rock along the present  
29 line of Wrentham and Foxborough to a point about  
30 twenty rods on the southerly side of Atwood street ;  
31 thence by a straight line near and southerly of the  
32 house of Whiting Grant, and near to and southerly  
33 of the house of Lewis Metcalf, to a point near and  
34 southerly of the farm buildings of Samuel J. Benn ;  
35 thence through the Stony Brook reservoir, near to  
36 the house of E. S. Nash, to a point on the line be-  
37 tween Franklin and Wrentham, about ninety rods  
38 southerly of the house late of Eliphalet Law-  
39 rence ; thence running northerly, by a straight line,  
40 near to and west of the farm buildings of the home  
41 estate of J. E. Pollard, near the Elliot Felting Mills,

42 near to and west of the present residence of Saul  
43 B. Scott, to the southern extremity of Populatic  
44 Pond; thence along the western shore of said pond,  
45 at low-water mark, to Charles River; thence in an  
46 easterly course upon Charles River, and separated by  
47 the thread of its stream from Medway to the centre  
48 of the iron bridge over said river; thence upon the  
49 thread of said river to the bridge of the Medway  
50 branch railroad; thence along the southerly side of  
51 said railroad, about twenty-eight rods, to a point;  
52 thence from said point, by a straight line running in  
53 a north-easterly course, passing south-easterly of and  
54 near to the village of Deanville, near to and south of  
55 the old barn belonging to John Barber, to a point on  
56 Baltimore street, near to said barn; thence by a  
57 straight line to the easterly side of the great bend in  
58 Charles River and near the old fording place; thence  
59 upon said river, and separated by the thread of its  
60 stream, from Medway to the point of beginning;—is  
61 hereby incorporated into a town by the name of Nor-  
62 folk; and said town of Norfolk is hereby invested  
63 with all the powers, privileges, rights and immunities,  
64 and is subject to all the duties and requisitions to  
65 which other towns are entitled and subjected by the  
66 constitution and laws of this Commonwealth.

1 SECT. 2. The inhabitants of said town of Nor-  
2 folk shall be holden to pay all arrears of taxes,  
3 which have been legally assessed upon them by the  
4 towns of Wrentham, Franklin, Medway and Walpole,  
5 respectively; and all taxes heretofore assessed and  
6 not collected, shall be collected and paid to the treas-  
7 urers of the towns of Wrentham, Franklin, Medway

8 and Walpole, respectively, in the same manner as if  
9 this act had not been passed; and until the next  
10 general valuation of estates in this Commonwealth,  
11 the town of Norfolk shall annually pay over to the  
12 said towns of Wrentham, Franklin, Medway and  
13 Walpole, respectively, the proportion of any state or  
14 county tax which the said towns of Wrentham,  
15 Franklin, Medway and Walpole, respectively, may  
16 be required to pay, upon the inhabitants or estates  
17 hereby set off; said proportion to be ascertained and  
18 determined by the respective valuations of the said  
19 towns of Wrentham, Franklin, Medway and Walpole,  
20 next preceding the passage of this act.

1     SECT. 3. Said towns of Wrentham, Franklin,  
2 Medway, Walpole and Norfolk, shall be respectively  
3 liable for the support of all persons, who now do, or  
4 shall hereafter stand in need of relief as paupers,  
5 whose settlement was gained by or derived from a  
6 settlement gained or derived within their respective  
7 limits.

1     SECT. 4. The towns of Wrentham, Franklin, Med-  
2 way, Walpole and Norfolk shall retain the school-  
3 houses within their respective limits, and the town of  
4 Norfolk shall assume and pay its just and equitable  
5 proportions, according to its present assessed valua-  
6 tion, of any debt due or owing from the towns of  
7 Wrentham and Franklin, respectively, at the time of  
8 the passage of this act, and shall be entitled to re-  
9 ceive from said towns, respectively, its just and equit-  
10 able proportion, according to said assessed valuation,  
11 of all the corporate property then owned by said

12 towns of Wrentham and Franklin, respectively; and  
13 said town of Norfolk shall be held to refund to said  
14 towns of Wrentham and Franklin, respectively, its  
15 just proportion of the surplus revenue, whenever the  
16 same shall be called for according to law; such pro-  
17 portion to be determined by the decennial state valu-  
18 ation next preceding such call. And in case the  
19 proportions aforesaid cannot be agreed upon by said  
20 towns of Norfolk, Wrentham and Franklin, respec-  
21 tively, the same shall be determined by three com-  
22 missioners, to be appointed by the superior court for  
23 said county of Norfolk, upon a petition of either of  
24 said towns.

1     SECT. 5. The territory of the town of Norfolk,  
2 heretofore part of the towns of Franklin and Wal-  
3 pole, for the purpose of electing representatives to the  
4 general court until the next decennial census, or  
5 until another apportionment be made, shall remain  
6 a part of said towns of Franklin and Walpole,  
7 respectively, and vote therefor at such places, re-  
8 spectively, as the said towns shall vote; and the se-  
9 lectmen of Norfolk shall make a true list of all per-  
10 sons within their town, qualified to vote at every such  
11 election, and shall post up the same in said town of  
12 Norfolk, and shall correct the same as required by  
13 law, and shall deliver a true list of all such voters as  
14 are entitled to vote in said towns of Franklin and  
15 Walpole, respectively, to the selectmen thereof, seven  
16 days at least before such election, to be used thereat.  
17     And the territory of the town of Norfolk, hereto-  
18 fore part of the towns of Wrentham and Medway,  
19 until another apportionment be made, shall, for the

20 purpose of electing representatives to the general  
21 court, remain a part of the twelfth Norfolk represen-  
22 tative district, and vote for the same in the town of Nor-  
23 folk ; and the clerk of the town of Norfolk shall make  
24 returns and meet with the clerks of the towns of  
25 Foxborough, Medway and Wrentham for the purpose  
26 of ascertaining the result of the election and making  
27 certificates of the same at the time and place now  
28 provided for said meeting by law ; and the territory  
29 of said town of Norfolk, until legally changed, shall,  
30 for the purpose of electing a representative in con-  
31 gress, continue to be part of congressional district  
32 numbered eight ; and for the purpose of electing a  
33 councillor, part of the second councillor district ;  
34 and for the purpose of electing a senator, a part of  
35 the third Norfolk district.

1     SECT. 6. Any justice of the peace within and for  
2 the county of Norfolk, may issue his warrant, directed  
3 to any principal inhabitant of the town of Norfolk, re-  
4 quiring him to notify and warn the inhabitants there-  
5 of, qualified to vote in town affairs, to meet at the time  
6 and place appointed for the purpose of choosing all  
7 such town officers as towns are by law authorized and  
8 required to choose at their annual meetings ; and said  
9 warrant shall be served by posting up copies thereof,  
10 attested by the person to whom the same is directed,  
11 in three public places in said town, seven days at least  
12 before such meeting. Such justice, or in his absence,  
13 such principal inhabitant, shall preside until the  
14 choice of moderator in said meeting. The selectmen  
15 of the towns of Wrentham, Franklin, Medway and  
16 Walpole, shall, before said meeting, prepare a list of

17 voters from their respective towns within said Norfolk,  
18 qualified to vote at said meeting, and shall deliver the  
19 same to the person presiding at said meeting before  
20 the choice of a moderator thereof.

1   SECT. 7. This act shall take effect upon its pas-  
2 sage.

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HOUSE OF REPRESENTATIVES, February 2, 1870.

Passed to be engrossed.

Sent up for concurrence.

W. S. ROBINSON, *Clerk.*

