

HOUSE....No. 253.

Commonwealth of Massachusetts.

HOUSE OF REPRESENTATIVES, March 28, 1859.

The Committee on Finance, to whom was referred the several Senate Bills to authorize the issue of State Scrip in aid of the Museum of Comparative Zoology, in aid of Tufts College, in aid of the Wesleyan Academy in Wilbraham, in aid of Amherst College, in aid of Williams College, and a Bill to increase the School Fund, have considered the same, and

R E P O R T :

That as a measure of finance, they believe it inexpedient to authorize the issue of scrip, and thereby increase the indebtedness of the Commonwealth, according to the provisions of the bills in aid of the several institutions mentioned.

The Committee are of the opinion that the object of these bills may be carried out without incurring this indebtedness.

They therefore report in the accompanying bill appropriations for the several objects embraced in the senate bills to them referred, to be paid in the proportions mentioned in the bill herewith presented, from the avails of the moiety of the Back Bay Lands which by law inure immediately to the use of the Commonwealth, by chapter seventy of the Acts of the year one thousand eight hundred fifty-seven, so soon as the same become

available after the investment of three hundred thousand dollars thereof, according to the provisions of the third section of chapter two hundred and thirty-five of the Acts of the year one thousand eight hundred and fifty-six.

They therefore report that the said Senate Bills ought to pass in a new draft, in the form of the Bill herewith presented.

For the Committee.

STEPHEN A. CHASE.

Commonwealth of Massachusetts.

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

AN ACT

Regulating the disposition of the proceeds of the sales of Land in the Back Bay, belonging to the Commonwealth.

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 avails of the sales of lands belonging
2 to the Commonwealth in the Back Bay, shall be paid
3 into the treasury, to be held, invested and applied in
4 accordance with the provisions of the resolves of the
5 year one thousand eight hundred and fifty-seven,
6 chapter seventy; and the moiety of such avails,
7 which, by the provisions of said chapter, inures imme-
8 diately to the use of the Commonwealth, and which
9 by the ninety-sixth chapter of the statutes of the year
10 one thousand eight hundred and fifty-eight, is styled

11 the "Bay Lands Fund" shall be held, invested and
12 appropriated, as follows, that is to say:—

13 I. The whole of such moiety, until the sum of
14 three hundred thousand dollars shall have been so
15 disposed of, shall be employed for the redemption of
16 the scrip of the Commonwealth issued in the year
17 one thousand eight hundred and fifty-six, in accord-
18 ance with the provisions of the third section of chap-
19 ter two hundred and thirty-five, of the acts of that
20 year.

21 II. After such sum of three hundred thousand
22 dollars shall have been received into the treasury, one-
23 half of the avails of the sales of such moiety, shall,
24 as fast as received, be added to the Massachusetts
25 school fund, for the purpose of increasing the princi-
26 pal sum thereof.

27 III. The remaining avails of such moiety, shall,
28 after being received into the treasury, be distributed
29 upon the first day of August in each year, among the
30 institutions hereinafter named, in the proportions
31 following, that is to say:—

32 1. Twenty per centum of the avails of such moiety
33 shall be paid to such persons as may at the present
34 session of the legislature be incorporated as the
35 "Trustees of the Museum of Comparative Zoology,"
36 such payments not to exceed, in the aggregate, the
37 sum of one hundred thousand dollars.

38 2. Twelve per centum of the avails of such moiety
39 shall be paid to the treasurer of the trustees of Tufts
40 College, upon the order of the trustees, such pay-
41 ments not to exceed, in the aggregate, the sum of
42 fifty thousand dollars.

43 3. Six per centum of the avails of such moiety
44 shall be paid to the treasurer of the corporation of
45 Williams College, upon the order of said corporation,
46 such payments not to exceed, in the aggregate, the
47 sum of twenty-five thousand dollars.

48 4. Six per centum of the avails of such moiety
49 shall be paid to the treasurer of the corporation of
50 Amherst College, upon the order of the corporation,
51 such payments not to exceed, in the aggregate, the
52 sum of twenty-five thousand dollars.

53 5. Six per centum of the avails of such moiety
54 shall be paid to the treasurer of the corporation of
55 the Wesleyan Academy, in Wilbraham, upon the
56 order of the corporation, such payments not to exceed,
57 in the aggregate, the sum of twenty-five thousand
58 dollars.

1 SECT. 2. No payment as aforesaid shall be made to
2 either of the before named institutions, unless before
3 the time for the first payment it shall be made to
4 appear to the satisfaction of the governor and council,
5 that there has been contributed in aid of such insti-
6 tution, in cash, or bonds of unquestionable security,
7 an amount equal to the whole amount to be paid to
8 such institution according to the terms of this act,
9 nor unless there shall have been established in each
10 of the institutions hereinafter named, the number of
11 free scholarships set against their respective names,
12 that is to say:—

13 In Williams College, three free scholarships.

14 In Tufts College, three free scholarships.

15 In Amherst College, three free scholarships.

16 The aforesaid free scholarships shall be under the
17 control of the board of education, and may be filled
18 and managed, in such mode as now is, or may here-
19 after be provided by law, for the regulation of all free
20 scholarships established by the Commonwealth.

1 SECT. 3. All the avails of the moiety of the sales
2 of the public lands, which by the provisions of the
3 seventieth chapter of the resolves of the year one
4 thousand eight hundred and fifty-seven, inure imme-
5 diately to the use of the Commonwealth, and the dis-
6 tribution of which is not otherwise provided for in
7 this act, shall be added to the principal of the Massa-
8 chusetts school fund.

1 SECT. 4. This act shall take effect from and after
2 its passage.