

May be again  
submitted,  
etc.

Time of  
taking effect.

meetings, be accepted by the town?" and the affirmative votes of a majority of the voters present and voting thereon shall be required for its acceptance. If at any meeting so held this act shall fail to be accepted, it may, at the expiration of three months after any such previous meeting, be submitted again for acceptance, but not after the period of two years from the passage of this act.

SECTION 7. So much of this act as authorizes the submission of the question of its acceptance to the legal voters of the town shall take effect upon its passage, but it shall not take further effect unless accepted by the legal voters of the town as herein prescribed. *Approved March 24, 1910.*

**Chap. 277** AN ACT TO EXTEND THE CORPORATE POWERS OF THE  
GEORGE H. GILBERT MANUFACTURING COMPANY.

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

The George  
H. Gilbert  
Manufactur-  
ing Company  
may supply  
water to the  
town of  
Hardwick.

SECTION 1. The George H. Gilbert Manufacturing Company, a corporation duly organized under the laws of this commonwealth and engaged in business principally in Ware and Hardwick, is hereby authorized to supply water for the extinguishment of fires and for domestic and other purposes, to the inhabitants of that part of Hardwick which is included within the following boundary lines, to wit: — Beginning at a point on the Ware river at a corner of the town of Ware and running easterly on the line between the towns of Hardwick and Ware, about five hundred and ninety-four feet to a stone monument set to mark a corner of the town of New Braintree; thence easterly and northerly along the town line between Hardwick and New Braintree to the Ware river; thence easterly along the Ware river to the easterly end of a bridge of the Ware River Railroad Company crossing said river; thence due north to the main road leading from the village of Gilbertville to Barre; thence northwesterly to the northeast corner of the Catholic cemetery in said village of Gilbertville; thence northwesterly to the intersection of a cross road, which passes the house of Mrs. Crawford, with the main road leading from Gilbertville to Hardwick Centre; thence westerly to the reservoir recently constructed by the George H. Gilbert Manufacturing Company on the southeast slope of Mount Dougal; thence southerly to a stone monument on the westerly side of the Ware river set to mark the town line be-

tween the towns of Ware and Hardwick; thence southerly on the Ware river to the place of beginning.

SECTION 2. For the purposes aforesaid, the said George H. Gilbert Manufacturing Company may construct and lay conduits, pipes and other works under or over any lands, water courses, railroads, railways and public or private ways, and along such ways in the territory above described; and for the purpose of constructing, maintaining and repairing such conduits, pipes and other works, and for all proper purposes of this act, may enter upon and dig up such lands and ways: *provided, however*, that the said company shall not enter upon or dig up any private land or private way, except with the consent of the owner or owners thereof, or any public way in the town of Hardwick, except with the consent of the selectmen thereof; and said company shall restore to the satisfaction of the selectmen of said town, the public ways dug up or otherwise disturbed therein, and shall pay all damages sustained by any person in consequence of any act or neglect upon the part of said company, its agents or employees, in digging up or otherwise disturbing any lands or public or private ways under authority hereof. The said company shall not lay pipes or conduits parallel with the tracks of the Ware River Railroad Company and within the location of said railroad company.

May construct and lay conduits, etc.

Proviso.

SECTION 3. The said George H. Gilbert Manufacturing Company may distribute water through the territory aforesaid or any part thereof, may regulate the use of such water and fix and collect rates therefor; and the town of Hardwick, or any fire district hereafter established in that part of the territory thereof above described, or any individual or corporation in said territory, may make such contracts with said company for the use of water for the extinguishment of fires and for other purposes as may be agreed upon between such town, fire district, individual or corporation, and the said company; and said company may establish and maintain fountains and hydrants within the said territory and may relocate or discontinue the same.

May distribute water, etc.

SECTION 4. Nothing in this act shall be so construed as to prevent or hinder the town of Hardwick or any fire district hereafter established in that part of the territory thereof herein described, from establishing therein a system of water supply, or from obtaining a supply of water for

Not to prevent or hinder said town from establishing a water supply system, etc.

the use of the inhabitants thereof, from some source other than the said George H. Gilbert Manufacturing Company; and if the said company shall obtain its supply of water from the town of Ware, as provided for in this act, nothing herein contained shall prevent the town of Hardwick or any fire district hereafter established in that part of the territory thereof herein described, from obtaining a supply of water from the town of Ware.

The town of Ware may furnish water to said company, etc.

SECTION 5. For the purposes mentioned in this act the said George H. Gilbert Manufacturing Company may contract with the town of Ware for a supply of water on such terms and conditions as may be agreed upon by said company and said town, and said town may furnish water to said company; but nothing herein contained shall require the town of Ware so to do. To enable the said town to furnish to said company a supply of water as aforesaid, said town may extend its conduits, pipes, mains and other works, to the boundary line of the town of Hardwick, and may pass through so much of the towns of West Brookfield and New Braintree, as lies on the westerly side of the easterly line of the highway leading from Ware to the village of Gilbertville in the town of Hardwick, said way being known as "the valley road" from Ware to Gilbertville; and the town of Ware may construct and lay conduits, pipes and other works under or over any lands, water courses, railroads, railways and public or private ways, and along such ways either in the town of Ware or in that part of West Brookfield and of New Braintree above described; and for the purpose of constructing, maintaining and repairing such conduits, pipes or other works, and for all proper purposes of this act, may enter upon and dig up such lands and ways in said towns of Ware, West Brookfield and New Braintree: *provided, however*, that the town of Ware shall not enter upon or dig up any private land or private way, except with the consent of the owner or owners thereof, or any public way in any other town, except with the consent of the selectmen thereof, and the town of Ware shall restore to the satisfaction of the selectmen of Ware, West Brookfield and New Braintree, the public ways dug up or otherwise disturbed in their respective towns, and shall pay all damages sustained by any person in consequence of any act or neglect upon the part of the

Proviso.

town of Ware, its agents or employees, in digging up or otherwise disturbing any lands or public or private ways under authority hereof.

SECTION 6. Nothing herein contained shall be so construed as to abridge the powers heretofore granted to the said George H. Gilbert Manufacturing Company.

Certain powers not abridged.

SECTION 7. This act shall take effect upon its passage.  
*Approved March 25, 1910.*

AN ACT TO CONFIRM CERTAIN PROCEEDINGS OF THE TOWN OF PEABODY AND TO AUTHORIZE SAID TOWN TO ISSUE BONDS FOR WATER SUPPLY PURPOSES.

*Chap. 278*

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

SECTION 1. The vote passed by the town of Peabody at a special town meeting held on the ninth day of August in the year nineteen hundred and nine appropriating the sum of twenty thousand dollars for purchasing and installing a new pump at the new pumping station in Peabody is hereby ratified and confirmed, and the town is hereby authorized to issue bonds, in accordance with the said vote and for the purposes therein specified, to the amount of twenty thousand dollars, bearing interest at a rate not exceeding four and one half per cent per annum, payable semi-annually. Two thousand dollars of the said bonds shall be paid each year, until the whole debt is paid.

Certain vote of the town of Peabody confirmed, etc.

SECTION 2. Any sums herein authorized to be expended under the provisions of this act shall be in addition to any sums heretofore authorized to be expended for the same purposes.

Expenditures herein authorized to be additional, etc.

SECTION 3. This act shall take effect upon its passage.  
*Approved March 25, 1910.*

AN ACT TO AUTHORIZE AN ANNUAL EXPENDITURE FOR CLERICAL ASSISTANCE BY THE CLERK OF THE FIRST DISTRICT COURT OF EASTERN MIDDLESEX.

*Chap. 279*

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

SECTION 1. The clerk of the first district court of eastern Middlesex may annually expend a sum not exceeding seven hundred and twenty dollars for clerical assistance

Clerical assistance to clerk of first district court of