

chapter one hundred and sixty of the acts of the year eighteen hundred and seventy, and for the further purpose of establishing and maintaining high service in any part of said city deemed advisable by the city council, and the authority given by this act to issue scrip or bonds, shall be construed to authorize the issue of said bonds, scrip, notes or certificates of debt for the purpose of supplying said city and the inhabitants thereof with pure water, and establishing and maintaining high service in any part of said city deemed advisable by the city council, and constructing works proper for either of said purposes, whether the water used and supplied shall be obtained from Spot pond, or the sources of supply mentioned in this act, or both sources combined, provided a water supply shall be obtained and used under the authority conferred by this act.

SECTION 10. Whoever wantonly or maliciously diverts the water, or any part thereof, taken or held by said city, pursuant to the provisions of this act, or corrupts the same, or renders it impure, or destroys or injures any dam, aqueduct, pipe, conduit, hydrant, machinery or other works, or property held, owned or used by said city under the authority and for the purposes of this act, shall forfeit and pay to said city three times the amount of the damages assessed therefor, to be recovered in an action of tort; and on conviction of either of the wanton or malicious acts aforesaid, may also be punished by fine not exceeding three hundred dollars or by imprisonment not exceeding one year in the house of correction, in said county of Middlesex.

Penalty for diverting water or rendering it impure.

SECTION 11. This act shall take effect upon its passage; but shall become void unless it is accepted by the city council of Malden within one year from its passage.

Subject to acceptance within one year.

*Approved April 11, 1888.*

AN ACT TO PROVIDE FOR THE PRESERVATION OF THE DOCKETS, RECORDS AND OTHER OFFICIAL PAPERS OF TRIAL JUSTICES.

*Chap. 211*

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

SECTION 1. Trial justices shall safely preserve all dockets and records of their official proceedings, and other official papers in their custody, shall keep them open, under proper regulations, to public inspection and examination, and shall furnish copies thereof upon

Trial justices to preserve dockets and records, and keep them open to inspection.

request and payment of such fees as are allowed in similar cases to clerks of courts.

Papers to be deposited with clerk of courts upon death, etc., of justice.

SECTION 2. On the death, resignation or removal from office of a trial justice, all such dockets, records, and other official papers in his custody shall be deposited in the office of the clerk of the courts in the county in which he resided, or if he resided in the county of Suffolk, in the office of the clerk of the superior court for civil business in said county.

Penalty on justice for neglect.

SECTION 3. A trial justice who neglects for three months after his resignation or removal from office so to deposit his dockets, records, and other official papers shall forfeit a sum not exceeding five hundred dollars.

Penalty on executor.

SECTION 4. If the executor or administrator of a deceased trial justice neglects for three months after his acceptance of such office, so to deposit in the clerk's office the dockets, records, and other official papers of the deceased which come into his hands, he shall forfeit a sum not exceeding five hundred dollars.

Penalty for, defacing or concealing records, etc.

SECTION 5. Whoever knowingly and wilfully destroys, defaces or conceals the dockets, records, or other official papers of a trial justice, shall forfeit a sum not exceeding one thousand dollars, and be liable in damages to any party injured thereby.

Clerks of courts to receive papers and to make and certify copies thereof.

SECTION 6. The several clerks before mentioned shall receive and safely keep such dockets, records, and other official papers of trial justices as may be deposited in their offices, and shall make and certify copies thereof, for which they shall be paid the same fees as are allowed them in similar cases, and copies thus certified shall have the same effect as if certified by such trial justices.

SECTION 7. This act shall take effect upon its passage.

*Approved April 11, 1888.*

*Chap. 212* AN ACT TO AMEND AN ACT ESTABLISHING THE FIRST DISTRICT COURT OF NORTHERN WORCESTER.

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

Courts to be held as public convenience may require.

SECTION 1. Section three of chapter two hundred and fifteen of the acts of the year eighteen hundred and eighty-four is hereby amended by striking out after the words "criminal business" in the second line of said section the words, "on Mondays, Wednesdays and Fridays at Gardner, and Tuesdays, Thursdays and Saturdays at Athol", and inserting in the place thereof the words: —