

Governor and council to report concerning college to next legislature.

SECTION 3. The governor and council are hereby requested to examine the affairs of said college and report to the next general court some plan for its permanent continuance with its relations to the state definitely fixed, or some plan for its discontinuance; but with the provision in any event, that its finances shall from this time be finally separated from the treasury of the Commonwealth.

SECTION 4. This act shall take effect upon its passage.
Approved April 24, 1879.

Chap. 259 AN ACT TO AUTHORIZE THE TRUSTEES OF THE METHODIST EPISCOPAL CHURCH IN WINCHENDON TO CONVEY THEIR PARSONAGE.

Be it enacted, &c., as follows:

May sell parsonage.

SECTION 1. Authority is hereby given to the trustees of the Methodist Episcopal Church in Winchendon to sell and convey the real estate, occupied as a parsonage by said corporation, by deed or deeds of mortgage, quitclaim, warranty or otherwise, and to pass a valid title to the same.

SECTION 2. This act shall take effect upon its passage.
Approved April 25, 1879.

Chap. 260 AN ACT TO CONFIRM THE ORGANIZATION AND DOINGS OF THE SECOND CONGREGATIONAL SOCIETY IN WESTFIELD.

Be it enacted, &c., as follows:

Organization and proceedings confirmed and ratified.

SECTION 1. The organization of the "Second Congregational Society in Westfield," formed in the year eighteen hundred and fifty-seven, and all the acts and proceedings in organizing said society, of the persons who associated themselves in said year for the purpose of organizing a corporation under the aforesaid title, and all other acts and proceedings of said corporation, so far as the same may be defective or invalid, are hereby ratified and confirmed, and said corporation shall hereafter be known as the "Second Congregational Society in Westfield."

SECTION 2. This act shall take effect upon its passage.
Approved April 25, 1879.

Chap. 261 AN ACT RELATIVE TO ALTERATION OF THE CROSSING OF CLAY HILL STREET IN GREENFIELD AND THE TROY AND GREENFIELD AND CONNECTICUT RIVER RAILROADS.

Be it enacted, &c., as follows:

Laws relating to alteration of crossings of railroads and

SECTION 1. The laws relating to the alteration of crossings of railroads and highways, including sections ninety-six, ninety-seven, ninety-eight and one hundred and

one of the general railroad act, of the year eighteen hundred and seventy-four, and chapter one hundred and seventy-five of the acts of the year eighteen hundred and seventy-eight shall be held to apply to the crossing of the highway and the Troy and Greenfield Railroad at Clay Hill Street in Greenfield, subject to the limitations herein provided, and for all the purposes of this act so far as the Troy and Greenfield Railroad and the interests of the Commonwealth therein are concerned, the manager of said railroad may be made a party in all proceedings and shall have the rights and obligations provided in such laws for railroad corporations and the directors thereof. But no authority shall be given by this act to alter the location of the tracks of said railroad or to interfere with the use thereof for the business of said railroad.

highways to apply.

SECTION 2. No alteration of said crossing shall be commenced until suitable provision shall have been made under said laws, or by agreement of parties interested, (to which agreement said manager shall be made a party to the extent necessary to give him power to compel compliance therewith), to the satisfaction of the county commissioners of the county of Franklin, for the alteration of the crossing of said highway and the Connecticut River Railroad in the manner and limits said commissioners may prescribe suitable for the connection and permanent public use of said highway under both said railroads; and the work of alteration of the crossing first named shall only proceed subsequently to, or concurrently with, the work of such alteration of the crossing of said highway and the Connecticut River Railroad. And the superior court shall have jurisdiction in equity to compel compliance with the decisions of the county commissioners and of the special commissioners provided for and made under this act, and said laws as to the making of the alterations decided upon in the crossing of said highway and either of said railroads, and, on the petition of said manager or other party, to compel the specific performance of any agreement entered into by the parties interested as aforesaid and to make and enforce such other orders and decrees in the premises as justice may require, and for the purposes of this act shall have the jurisdiction of the supreme judicial court provided for in said section ninety-eight.

Agreement to be made satisfactory to county commissioners, in regard to crossing of highway and Connecticut River Railroad.

Superior court may compel compliance with decisions of commissioners.

SECTION 3. In the proceedings under this act and the laws herein referred to, for the appointment of special commissioners in the case of any alteration decided upon of the crossing of said highway and either of said rail-

Appointment of special commissioners.

Towns to be notified.

roads the inhabitants of any town in the county of Franklin, besides and in addition to the town of Greenfield, claimed to be benefited by the alterations proposed, may, on the petition of any party interested, be notified by order of the court authorized to appoint said commissioners, or any judge of said court, in term time or vacation, by such notice served at least fourteen days before the first day of the term of hearing as said court or judge may order, to appear and be heard relative to the appointment of said commissioners, and they shall have the right to be heard as a party relative thereto, and in such case the special commissioners appointed in the case shall notify and admit such town to be heard as a party in the premises, in addition to the other parties liable by law to be assessed for the payment of expenses, charges and costs, and may apportion the payment of any of the charges, expenses and costs in such case, referred to in said section ninety-eight, upon such town, to be recovered as provided by law from the other parties assessed, and such town shall have the rights of parties provided for in section two of chapter one hundred and seventy-five aforesaid.

Appropriation.

SECTION 4. For the purposes of this act a sum not exceeding seven thousand dollars is hereby appropriated to be paid from the treasury of the Commonwealth.

SECTION 5. This act shall take effect upon its passage.
Approved April 25, 1879.

Chap. 262 AN ACT TO AMEND CHAPTER TWO HUNDRED AND THIRTY-THREE OF THE ACTS OF THE YEAR EIGHTEEN HUNDRED AND SEVENTY-ONE RELATING TO THE ACQUIRING OF LAND FOR LIGHT-HOUSES BY THE UNITED STATES.

Be it enacted, &c., as follows:

Title to lands ceded to United States for light-house purposes.

SECTION 1. Chapter two hundred and thirty-three of the acts of the year eighteen hundred and seventy-one is hereby amended so that the petition therein provided for may be filed in vacation or in term time in the county where the tract of land to be taken lies, and if filed in vacation the court sitting in any county may order the notice therein required to be given to the owners of said tract.

SECTION 2. This act shall take effect upon its passage.
Approved April 25, 1879.