

AN ACT TO PROMOTE UNIFORMITY IN THE RECORDS OF THE SUPREME JUDICIAL COURT AND THE SUPERIOR COURT. *Chap. 268*

Be it enacted, &c., as follows :

SECTION 1. The supreme judicial court may, by general rule or special order, direct what portion of the papers in causes entered in said court and in the superior court shall be extended upon the records after final judgment or otherwise.

Court may direct what papers shall be extended upon records.

SECTION 2. All acts and parts of acts inconsistent herewith are hereby repealed. *Repeal.*

SECTION 3. This act shall take effect upon its passage.
Approved April 25, 1879.

AN ACT FIXING THE SALARIES OF SHERIFFS. *Chap. 269*

Be it enacted, &c., as follows :

SECTION 1. The sheriffs of the several counties of the Commonwealth, hereinafter named, shall receive annual salaries, payable quarterly from the treasuries of their respective counties, as follows :—

Salaries of sheriffs.

Of the county of Berkshire, one thousand dollars; of the county of Dukes County, three hundred dollars; of the county of Essex, eighteen hundred dollars; of the county of Franklin, eight hundred dollars; of the county of Hampshire, eight hundred dollars; of the county of Middlesex, two thousand dollars; of the county of Worcester, two thousand dollars.

SECTION 2. All acts and parts of acts inconsistent herewith are hereby repealed. *Repeal.*

SECTION 3. This act shall take effect on the first day of May in the year eighteen hundred and seventy-nine.

To take effect May 1, 1879.

Approved April 25, 1879.

AN ACT TO PROVIDE FOR CERTAIN RETURNS TO BE MADE BY WATER BOARDS, WATER COMMISSIONERS AND WATER COMPANIES. *Chap. 270*

Be it enacted, &c., as follows :

SECTION 1. The several water boards, water commissioners and water companies making use as a source of water supply, of any pond, lake, river, brook, stream, reservoir or well, within the Commonwealth, and distributing the waters thereof for public, domestic and general uses, are hereby required to make true and correct returns to the state board of health on or before the first day of November in every third year, beginning with the year eighteen hundred and seventy-nine, of the facts as hereinafter enumerated : *provided*, that the expense incurred by said

Water boards and water companies to make annual returns to the state board of health.

boards, commissioners or companies shall not exceed fifty dollars. And said board of health shall publish triennially, in its report to the legislature, the returns received, arranged by counties separately, and those from each county alphabetically.

Form of return.

SECTION 2. Each of the several water boards, commissioners and companies, required to make returns by the provisions of section one of this act, shall state in the proper places on the blanks which the state board of health shall, on application, furnish for the purpose, —

1. Its name, charter or other legal basis, and place of business.
2. The source or sources of its water supply, and the name, if any, and location of each.
3. The superficial area of its water surface, if lake, pond, reservoir or large well.
4. The area of water shed supplying such source or sources.
5. The general geological and topographical character of the water shed.
6. The estimated capacity of each such source by average daily flow.
7. The estimated capacity of each such source by minimum daily flow.
8. Whether the water shed is also wholly or in part that of other lakes, rivers, ponds or reservoirs, besides that used by the party making return; and if so, to what extent.
9. Whether or not the source employed by the party making return is used jointly by some other for a water source; and if so, by whom.
10. Whether there are other sources within ten miles, not already appropriated by law, that could be availed of in connection with the source or sources now enjoyed by the party making return; and if so, what, and their location, area, water shed, and the means necessary to connect, with the distance from present source, and from territory to be supplied.
11. What danger of contamination the waters at present held are liable to.
12. Whether or not an analysis has been made of the water at present used, and the results of any such; by whom and where.
13. Whether the waters at present used have been stocked with fish; if so, to what extent, by whom, and where.
14. What, up to date, has been the cost of the water works in use; including rights, lands taken, and all damages paid; stating cost of water rights separately, and to whom paid.
15. Whether the storage capacity of the present source can be increased, and at what probable cost, exclusive of damage by flowage, and at what damage to private parties or corporations.
16. Whether any town, village, or city, discharges its sewers or drains into the source used by the returning party, or their tributaries.
17. The population

of the town, city or village, so discharging its sewers or drains into said source, and the character of its manufactures: and, 18. The apparent results of such sewage. 19. The average daily consumption, for the year, of the population supplied by the party making return. 20. The per centum used by families. 21. The average consumption per family, per diem. 22. The probable increase of demand, as near as can be estimated for the next year. 23. The water rates established. 24. The system of distribution, whether by gravity, stand pipe, direct pumping, reservoir or otherwise. 25. The condition of water debt and sinking fund. 26. How the effluent water is now got rid of. 27. Into what stream or body of water it finally flows. 28. What protection against impurity of present source not now provided is desired. 29. What additional expense such protection would involve, and to whom.

Form of return.

SECTION 3. The state board of health shall prepare and furnish the requisite and proper blanks for said returns, on application from the parties whose duty it is, or shall be, to make said returns; and any water board, commissioners or company required by the provisions of this act to make such returns shall, for every neglect or failure so to do, forfeit and pay the sum of fifty dollars to the use of the local board of health, or the proper officers acting as such, of the city or town in which such delinquent water board, commissioners or company has its principal office. And the state board of health shall prosecute, by an action of tort, in the name of the Commonwealth, for the recovery of the penalty or forfeit herein imposed.

State board of health to furnish the blanks for returns.

Penalty for neglect to make return.

SECTION 4. This act shall take effect upon its passage.

Approved April 25, 1879.

AN ACT IN RELATION TO THE STOCK OF THE NEW YORK AND NEW ENGLAND RAILROAD COMPANY OWNED BY THE COMMONWEALTH.

Chap. 271

Be it enacted, &c., as follows:

SECTION 1. Chapter sixty-seven of the acts of the year eighteen hundred and seventy-nine entitled "An Act to provide for the payment of the Harbor Improvement Loan" is hereby repealed.

Harbor improvement loan. Repeal of 1879, 67.

SECTION 2. Nothing contained in any other act shall be so construed as to authorize the sale of any of the stock of the New York and New England Railroad Company owned by the Commonwealth, and said stock shall be held for the purpose of redeeming and paying the principal and interest of the outstanding scrip issued by the

State stock in New York and New England Railroad not to be sold.