

Chap. 134 AN ACT CONCERNING THE DEPOSIT OF MONEY IN LIEU OF FURNISHING SURETIES IN CRIMINAL CASES.

Be it enacted, etc., as follows :

Deposit of money in lieu of furnishing sureties in criminal cases.

SECTION 1. When a person arrested on criminal process has been ordered to recognize with surety or sureties for his appearance before any court or trial justice he may, instead of giving sureties, at any time give his personal recognizance and deposit the amount of the bail which he is ordered to furnish with the court, trial justice, or magistrate authorized by law to take such recognizance, and such court, trial justice, or magistrate shall give him a certificate thereof, and upon delivering said certificate to the officer in whose custody he is he shall be discharged from custody.

Money to be deposited with clerk, etc.

SECTION 2. Such court, trial justice, or magistrate on the receipt of such deposit shall at once deposit the same with the clerk of the court or with the trial justice before whom such person recognized to appear, and in case such court has no clerk with the justice of said court.

Repeal of P. S. 212, § 68.

SECTION 3. Section sixty-eight of chapter two hundred and twelve of the Public Statutes is repealed.

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

Approved April 5, 1882.

Chap. 135 AN ACT PROVIDING FOR APPEALS FROM THE COUNTY COMMISSIONERS TO THE BOARD OF RAILROAD COMMISSIONERS IN CERTAIN CASES.

Be it enacted, etc., as follows :

Decision of county commissioners relative to crossing of ways or severance of private lands by railroads.

SECTION 1. Any party aggrieved by the decision or order of the county commissioners in any matter or proceeding arising under section one hundred and twenty-nine and section one hundred and thirty-eight of chapter one hundred and twelve of the Public Statutes may appeal therefrom to the board of railroad commissioners.

Appeals to railroad commissioners.

SECTION 2. If the county commissioners unreasonably refuse or neglect, for sixty days after the first day fixed for hearing the parties in any such matter or proceeding, to announce a decision thereon, thereupon any party aggrieved by such refusal or neglect may appeal to the board of railroad commissioners.

Notice of appeal to be filed.

SECTION 3. An appeal shall be claimed by filing with the county commissioners, within ten days after the making of the decision or order appealed from, or the expiration of sixty days from the first day fixed for hearing in cases of refusal or neglect, a notice of appeal, and thereupon all proceedings before the county commissioners in such matter or proceeding shall be stayed.

SECTION 4. The appellant, to perfect the appeal, shall, within twenty days after the filing of the notice of appeal, file with the clerk of the board of railroad commissioners a petition setting forth the reasons of appeal, and within ten days after the filing of the petition cause a certified copy thereof to be served upon the county commissioners. If the appellant fails to perfect the appeal as herein required, thereupon proceedings may be had before the county commissioners as if no appeal had been taken.

Petition setting forth reasons of appeal to be filed with railroad commissioners.

SECTION 5. An appeal may be waived at any time before a hearing thereon, by agreement of the parties, in writing, filed with the county commissioners and the board of railroad commissioners, and thereupon proceedings may be had before the county commissioners as if no appeal had been taken.

Waiver of appeal.

SECTION 6. The board of railroad commissioners shall, in matters and proceedings to which this act relates, have the same powers vested in, and perform the same duties required of, the county commissioners in like matters and proceedings; and all provisions of law relating to hearings and determinations by, and decisions and orders of, the county commissioners, in such matters and proceedings, shall apply to hearings and determinations by, and decisions and orders of, the board of railroad commissioners in such matters and proceedings under this act.

Powers of railroad commissioners.

SECTION 7. The hearings before the board of railroad commissioners in matters and proceedings to which this act relates shall be had in the county where the appeal is taken, unless the parties, in writing, otherwise agree.

Hearing to be had in county where appeal is taken.

Approved April 5, 1882.

AN ACT IN RELATION TO THE NORMAL SCHOOL OF THE CITY OF BOSTON.

Chap. 136

Be it enacted, etc., as follows:

SECTION 1. The school committee of the city of Boston may provide instruction in the principles and methods of teaching for the benefit of teachers in the service of said city, said instruction to be given in connection with the normal school of said city.

Teachers may be taught in the normal school.

SECTION 2. The action of the school committee of said city heretofore in providing instruction for the benefit of teachers in the service of said city is ratified, confirmed and made valid to the same extent as if this act had been passed prior to such action.

Action of school committee confirmed.

SECTION 3. This act shall take effect upon its passage.

Approved April 5, 1882.