

Penalty.

SECTION 2. Any person who violates the provisions of this act shall be subject to a fine not exceeding twenty dollars for each offence.

*Approved March 10, 1884.*

*Chap. 71* AN ACT TO AUTHORIZE THE TOWN OF MARBLEHEAD TO TAKE ADDITIONAL LAND FOR THE PURPOSE OF INCREASING ITS WATER SUPPLY.

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

May take and hold land.

SECTION 1. The town of Marblehead may take and hold by purchase or otherwise such land on the westerly side of Pond Street in said town in the "small-pox" and "lower division" pastures, so called, as it may deem necessary for the purpose of increasing the water supply of said town for fire and manufacturing uses, and may erect on such land proper dams, buildings, fixtures, and make excavations and procure and run machinery therefor, with such other appliances as may be necessary for complete and effective water works, and dig up, raise and embank any such lands, and may construct and lay down conduits, pipes and other works under or over any lands, water-courses or roads, and along any street or other way in such manner as to cause the least hindrance to travel thereon.

May erect dams, lay down conduits and pipes.

A description of the land taken to be filed in the registry of deeds.

SECTION 2. Said town shall within ninety days after the time of taking any lands, water-courses or water rights as aforesaid, otherwise than by purchase, file in the registry of deeds for the county of Essex, a description thereof sufficiently accurate for identification, with a statement of the purpose for which the same is taken, signed by the selectmen.

Damages to be paid by the town.

SECTION 3. The said town shall pay all damages sustained by any person in property by the taking of any land, right of way, water, water-source, water right or easement, or by any other thing done by said town under the authority of this act. Any person sustaining damages as aforesaid under this act, who fails to agree with said town as to the amount of damages sustained, may have said damages assessed and determined in the manner provided by law when land is taken for the laying out of highways, on application at any time within one year from the taking of said land or other property, or the doing of other injury under the authority of this act; but no such application shall be made after the expiration of said one year.

Application to be made for damages within one year.

No expenditure to be made until act is accepted by a majority vote.

SECTION 4. This act shall take effect upon its passage, but no expenditure shall be made or liability incurred under the same until said act is accepted by a majority of the

voters present at a legal town meeting called for that purpose, and this act shall be void unless so accepted by said town within one year from the date of its passage.

*Approved March 11, 1884.*

AN ACT TO AMEND "AN ACT TO PROVIDE FOR THE CUSTODY OF BOOKS AND PAPERS OF INSOLVENT SAVINGS BANKS." *Chap. 72*

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

SECTION 1. Section one of chapter seventy-seven of the acts of the year eighteen hundred and eighty-two, relating to the custody of books and papers of insolvent savings banks, is hereby amended by adding after the words "state house" in the last line, the following words, "or Commonwealth building."

Custody of books and papers of insolvent savings banks.

SECTION 2. This act shall take effect upon its passage.

*Approved March 11, 1884.*

AN ACT TO CONFIRM THE PROCEEDINGS OF THE WASHINGTON CEMETERY ASSOCIATION AT GLOUCESTER. *Chap. 73*

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

SECTION 1. The acts and proceedings of Isaac P. Morse, Walter Cressy, Eben Lufkin, Thomas Marshall, Charles P. Barrett, George A. Sanborn, David Ingersoll, James Ingersoll and their associates in organizing the Washington Cemetery Association in the city of Gloucester, and the subsequent proceedings of the above named persons, their associates and successors under said organization are hereby ratified and confirmed; and the Washington Cemetery Association is hereby established as an existing corporation for the purpose of managing, improving and controlling the grounds situate in a certain inclosure on Western Avenue in the city of Gloucester, set apart for the burial of the dead, being the same lot of land conveyed to John Barrett, Edward Loyd and James Knight, trustees, by deed dated August seventeen, eighteen hundred thirty-nine, and recorded in Essex registry of deeds, book 314, leaf 274; with all the powers, rights and privileges, and subject to all the duties, limitations and restrictions conferred by general laws upon such corporations.

Proceedings confirmed.

Established as an existing corporation.

Powers and duties.

SECTION 2. This act shall take effect upon its passage.

*Approved March 11, 1884.*