

will remain in said bank as capital stock, in funds available for all usual and proper banking purposes.

SECT. 2. No change shall be made in the present number of shares in said capital stock; but new certificates, in shares of eighty dollars each, shall be issued to the respective stockholders entitled thereto, upon their surrender of the certificates held by them.

Number of shares to remain the same.

SECT. 3. From and after the time when the said certificate of said commissioners shall have been made and delivered as aforesaid, all the rights, duties and liabilities of said corporation shall have relation to, and be governed by, said reduced capital of two hundred thousand dollars; and until the said certificate shall have been made and delivered as aforesaid, the said corporation shall pay into the treasury of this Commonwealth, the tax required by law to be paid on the present capital of said bank. [*Approved by the Governor, Feb. 21, 1842.*]

Concerning state tax.

An Act relating to the Charlestown Branch Rail-road Company.

Chap. 12.

BE it enacted by the Senate and House of Representatives, in General Court assembled, and by the authority of the same, as follows:

That so much of the fifth section of an act authorizing the Charlestown Branch Rail-road Company to extend their road, passed March seventeenth, in the year one thousand eight hundred and forty-one, as requires said company to build a bridge over their rail-road, where it crosses the Medford road, so called, be repealed. [*Approved by the Governor, Feb. 21, 1842.*]

A previous requirement repealed.

An Act in addition to an Act to incorporate the Worcester Mutual Fire Insurance Company.

Chap. 13.

BE it enacted by the Senate and House of Representatives, in General Court assembled, and by the authority of the same, as follows:

The Worcester Mutual Fire Insurance Company is hereby authorized and empowered, in addition to the privileges already granted it, to insure upon hay, grain, neat cattle, swine, sheep, horses, carriages and harnesses, within the county of Worcester, against damage arising to the same by fire, upon like terms and conditions, and under the same limitations and restrictions, as are provided in the acts to which this is an addition, in relation to insurance against damage by fire, in any mansion-house or other building within the said county. [*Approved by the Governor, Feb. 21, 1842.*]

Authority to insure hay, grain, cattle, &c.

An Act concerning Petitions for Partition.

Chap. 14.

BE it enacted by the Senate and House of Representatives, in General Court assembled, and by the authority of the same, as follows:

SECT. 1. Petitions for partition may be commenced either in the court of common pleas or in the supreme judicial

Petition, how removed to S. J. C.

court; but, whenever a petition for partition is commenced in the court of common pleas, any respondent may, at the first term of his appearance in said court, remove the same to the supreme judicial court, by making such an affidavit as is now required to remove actions in which the damages exceed three hundred dollars.

Certain judgments of C. C. P. not to be void, &c.

SECT. 2. No judgments, decrees, or doings of the court of common pleas, in matters concerning petitions for partition, made or done since the passage of an act passed the twenty-third day of March in the year one thousand eight hundred and forty, entitled "An Act concerning the supreme judicial court and the court of common pleas," shall be void or voidable for want of jurisdiction in said court of common pleas over petitions for partition.

Act, when to take effect.

SECT. 3. This act shall take effect from and after its passage. [*Approved by the Governor, Feb. 21, 1842.*]

Chap. 15.

An Act relating to Allowance to be made to Widows and Minor Children of deceased persons.

BE it enacted by the Senate and House of Representatives, in General Court assembled, and by the authority of the same, as follows :

Concerning allowance to minor children.

The second section of the one hundred and forty-fifth chapter of the statutes of the year one thousand eight hundred and thirty-eight, is hereby extended so as to empower judges of probate to make an allowance to the minor child or children of any deceased person, in cases where there is no widow: *provided*, that no allowance to any child shall exceed fifty dollars. [*Approved by the Governor, Feb. 21, 1842.*]

Chap. 16.

An Act to authorize the First Baptist Church and Society in Charlestown to sell their Lands.

BE it enacted by the Senate and House of Representatives, in General Court assembled, and by the authority of the same, as follows :

Authority to sell certain lands.

SECT. 1. The First Baptist Church and Society in Charlestown are hereby authorized to sell a part or the whole of their lands, situate in said town, and the treasurer of said society for the time being is authorized to execute a deed or deeds for the conveyance thereof.

Investment of proceeds.

SECT. 2. The proceeds of such sale or sales shall be invested in such manner as said society shall direct: *provided*, that the income thereof shall be appropriated to parochial purposes. [*Approved by the Governor, Feb. 21, 1842.*]

Chap. 17.

An Act to incorporate the German Charitable Society.

BE it enacted by the Senate and House of Representatives, in General Court assembled, and by the authority of the same, as follows :

Persons incorporated—

SECT. 1. Peter Pieper, Lewis Schmidter, Charles Pfaff, their associates and successors, are hereby made a corporation, by the name of the German Charitable Society, in the