

a corporation by the name of the Barnstable County Agricultural Society, with all the powers and privileges, and subject to all the duties, restrictions and liabilities, contained and set forth in the forty-second and forty-fourth chapters of the Revised Statutes.

To hold real estate not exceeding \$20,000, and personal estate yielding an income not exceeding \$5000.

SECT. 2. The said corporation may hold real estate not exceeding twenty thousand dollars, and personal estate, the annual income of which shall not exceed five thousand dollars, to be devoted and appropriated exclusively to the purposes of an agricultural society. [*Approved by the Governor, March 15, 1844.*]

Chap 115.

An ACT concerning the Settlement of Estates of persons deceased insolvent.

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

Dividends of estates of persons deceased, insolvent, remaining unclaimed for twenty years, shall be distributed anew, &c. by order of the judge of probate.

SECT. 1. In all cases in which the estate of any person deceased has been, or shall hereafter be represented insolvent, and by proceedings duly had in the court of probate, such insolvency shall have been, or shall be established, and the estate of such deceased person decreed to be distributed among creditors whose claims have been duly proved and allowed, the judge of probate for the county in which said proceedings were had, shall, and may, after the expiration of twenty years from said decree of distribution, upon application of any of said creditors or their representatives, and after a notice of such application in one or more newspapers published in said county, for not less than two years, on such days as he may deem reasonable, order any dividends remaining unclaimed in the hands of the executor or administrator of said estate, together with any interest that may have been received thereon, to be distributed anew among such of the creditors whose claims have been approved and allowed as aforesaid, and who shall have received their dividends, to the extent of satisfying the said claims of such creditors, with interest, first deducting from the amount so held by such executor or administrator, all sums by him expended since the last decree of distribution in and about the said estate, and the care and custody of such unclaimed dividends. And if there shall be a surplus beyond what is necessary to pay the demands of such creditors, such surplus shall by said judge of probate be distributed to the heirs at law of such deceased.

Administration to be granted on estates of deceased persons, interested in such unclaimed dividends.

SECT. 2. If any of such creditors who shall have failed to receive their dividends as aforesaid, shall have deceased, and the time within which administration might by law have been granted on their estates shall have expired, the judge of probate for the county in which such administration might have been granted, shall, and may, at any time before passing a decree to distribute such unclaimed divi-

dends, grant administration upon the estate of such deceased creditor, in the same manner, and to the same effect, as if the same had been granted within the time prescribed by law. And the estate of such deceased person, in the hands of such administrator, shall be liable for the payment of his just debts, and be administered in all respects in the same manner as if such administration had been granted within thirty days after the death of such person deceased. [*Approved by the Governor, March 15, 1844.*]

An Act to establish the Salisbury and East Kingston Rail-road Company.

Chap 116.

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. Thomas J. Clark, Nathaniel White, and Nathaniel B. Gordon, their associates and successors, are hereby made a corporation, by the name of the Salisbury and East Kingston Rail-road Company, with all the powers and privileges, and subject to all the duties, liabilities, and provisions, contained in the forty-fourth chapter of the Revised Statutes, and in that part of the thirty-ninth chapter of the Revised Statutes, which relates to rail-road corporations, and other subsequent acts relating to rail-road corporations. And the said corporation is hereby authorized and empowered to locate, construct, and finally complete a rail-road, with one or more tracks, from some point in Amesbury or Salisbury, between the dwelling-house of Benjamin Young in said Amesbury, and the house of John Davis in Salisbury; thence running a northerly direction, near the banks of the Powow river, to the boundary line between the Commonwealth and the State of New Hampshire.

Persons incorporated.

Location of road.

SECT. 2. The capital stock of said rail-road company shall consist of not more than two hundred and fifty shares, the number of which shall be determined, from time to time, by the directors thereof, and no assessment shall be laid thereon, of a greater amount, in the whole, than one hundred dollars on each share. And the said corporation may purchase and hold such real estate, on the line, and at the termination of said road, and such materials, cars, engines, and other things, as may be necessary for depots, for the use of said road, and for the transportation of persons, goods, and merchandize. And the said corporation may make such arrangements with the Boston and Maine Rail-road, either by the sale or transfer of the whole or part of the franchise hereby granted, or by the sale or lease of the whole or part of said road, as may be mutually agreed on by the directors of said corporations, and in such case said Boston and Maine Rail-road may

Capital stock to consist of not more than 250 shares, and not more than \$100 may be assessed on each share.

Real estate and other property.

May make arrangements, &c., with the Boston and Maine Rail-road Company.