

manding the sheriff of the county in which the trial was had, to cause execution to be done.

Clerk of court shall certify, &c.

SECT. 3. The clerk of the court which passed the sentence shall certify the record of the proceedings, or case, under the seal of said court, to the governor, within one month after such sentence is passed; and if said clerk shall neglect so to certify such record, he shall be liable to a penalty of one thousand dollars, to be recovered by indictment in any court competent to try the same.

Penalty for neglect.

Takes effect.

SECT. 4. This act shall have no effect in any case now pending. [*Approved by the Governor, May 20, 1852.*]

*Chap. 275* An Act in relation to Paupers having no settlement in this Commonwealth.

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

Three commissioners to select sites for building three almshouses.

SECT. 1. His excellency the governor, with the advice and consent of the council, is hereby authorized and empowered to appoint a board of three commissioners, who shall select and purchase three sites for the purpose of erecting on each of them a building which shall be sufficient for the accommodation of five hundred inmates, a superintendent and his family, and all necessary subordinate officers; one of which sites shall be in the county of Middlesex or the county of Essex; one in the county of Bristol or the county of Plymouth, and one in some town of the Commonwealth west of the town of Brookfield.

Powers and duties of commissioners :  
Furnish the buildings, employ agents.

SECT. 2. The said commissioners shall cause to be erected on each of said sites a building of the capacity aforesaid, and shall properly furnish the same, and shall also cause to be constructed such workshops, and make such other provision for labor in connection therewith, as they may deem proper, and may purchase as much land attached to said buildings as, in their opinion, may be usefully devoted to such purpose; and they shall have power to make all contracts and employ all agents necessary to carry into effect the powers hereinbefore granted.

Governor to proclaim completion.

SECT. 3. After the completion of such buildings the governor, upon being notified of that fact by the said commissioners, shall issue his proclamation accordingly; and thereupon the several cities and towns in the Commonwealth shall have a right to send to one of said institutions, to be maintained at the public expense, all paupers not having a settlement within the Commonwealth, who are then receiving support from, or who may thereafter fall into, distress in said cities or towns; that is to say, the cities and towns in the counties of Suffolk, Middlesex, or

Cities and towns to send paupers.

Essex, may send such persons to the institution to be established as aforesaid in the county of Middlesex or the county of Essex; the cities and towns in the counties of Norfolk, Bristol, Plymouth, Barnstable, Nantucket, or Dukes county, to the institution to be established as aforesaid in the county of Bristol or the county of Plymouth; and the remaining cities and towns in the Commonwealth to the institution to be established as aforesaid in the western part of the Commonwealth.

SECT. 4. No city or town shall receive any payment or allowance from the Commonwealth for the expense of supporting any such pauper incurred more than thirty days after the issuing of such proclamation. No pay after thirty days.

SECT. 5. The governor, with the advice and consent of the council, shall appoint a superintendent of each of said institutions, whose salary shall be one thousand dollars per annum, and who shall receive no other compensation or perquisite for his services, excepting the right to reside with his family, in the building under his care; and it shall be his duty to receive all paupers sent as aforesaid with a proper certificate from the mayor of the city, or one of the overseers of the poor of the town from which they may be so sent, and to provide for them under such rules and regulations as shall be established in the manner hereinafter provided. Governor to appoint superintendent. Duty.

SECT. 6. The governor, with the advice and consent of the council, shall appoint for each of said institutions three inspectors, residing in the immediate vicinity thereof, respectively, who shall receive a salary of one hundred dollars each, whose duty it shall be to establish rules and regulations for the proper management and government of said institution, subject to the approval of the governor, and to see that all such rules and regulations are enforced. And each of said institutions shall be visited by one of said inspectors at least once in each week. Three inspectors. Duties.

SECT. 7. The said inspectors shall have the same power to bind as apprentices, minors who are inmates of the institution under their charge, the same authority in causing the inmates of said institution to be returned to the place or country from which they came, and the same authority in regard to the removal of lunatics to the State Lunatic Hospital, as is now vested in the overseers of the poor in the several cities and towns in the Commonwealth. May bind minors to apprenticeship. May return inmates.

SECT. 8. Each city and town shall be allowed, for the expense of transporting such paupers as aforesaid to said institutions, ten cents for each mile of the distance from said city or town to said institution; to be paid from the treasury of the Commonwealth upon the certificate of Expense of transporting paupers.

the superintendent of the institution where such pauper shall be received.

Penalty for leaving institution.

SECT. 9. If any inmate of either of said institutions, above the age of sixteen years, shall leave the same without the consent of the inspectors thereof, and shall, within one year from the time of such leaving, be found within any city or town of the Commonwealth soliciting public or private charity, he shall, upon complaint and proof thereof, before any police court or justice of the peace, be punished by confinement to hard labor in the house of correction for the county within which he shall be so found, for a term not exceeding three months.

Imprisonment.

Inspectors to audit all accts. of superintendents, and report to governor.

SECT. 10. It shall be the duty of the inspectors aforesaid to audit all the accounts of the superintendents of the said respective institutions; and to report to the governor and council in the month of December, annually, the state of the institution under their charge, and the expenses, in detail, of said institution for the year next preceding said report.

Commissioners to repair buildings on Rainsford's Island.

SECT. 11. The said commissioners are hereby authorized to put the buildings belonging to the Commonwealth on Rainsford's Island, in the harbor of Boston, in a proper state of repair for the reception of sick persons, and for the accommodation of proper attendants: *provided*, however, that the expense of such repairs shall not exceed the sum of five thousand dollars. And after the issuing of his proclamation by the governor, as is hereinbefore provided, all foreign paupers arriving by water within the Commonwealth who cannot, on account of sickness, be removed to one of the institutions aforesaid, shall, during the continuance of such inability, be supported at said island; and the governor is hereby authorized, by and with the consent of the council, to appoint such officers and attendants, and to ordain and establish such rules and regulations for the government and supporting of the said paupers, and to establish such compensation for said officers and attendants, as he may think proper, until the further action in the premises of the Legislature.

Expenses not to exceed \$5000.

Foreign paupers to be sent to one of the institutions.

Expenses may be paid by scrip, how, &c.

SECT. 12. To defray any expenses for the purchases, buildings, and repairs hereinbefore authorized, the treasurer of the Commonwealth is hereby empowered, under the direction of the governor, with the advice and consent of the council, to issue scrip or certificates of debt, in the name and behalf of the Commonwealth, and under his signature and the seal of the Commonwealth, to an amount not exceeding one hundred thousand dollars, bearing an interest of five per cent. per annum, payable semi-annually, with warrants for the interest attached thereto, which scrip or

certificates shall be redeemable in twenty years from the date thereof, and shall be countersigned by the governor and be deemed a pledge of the faith and credit of the Commonwealth. And the said treasurer may, under the direction of the governor, dispose of any portion of said scrip at any price not less than its par value.

Treasurer may dispose of scrip, &c.

SECT. 13. Three thousand dollars annually shall be reserved from the amount received from alien passengers arriving in the Commonwealth, to constitute a sinking fund for the redemption of the scrip issued as hereinbefore authorized.

§3000 to be reserved.

SECT. 14. The amount of expenses and liabilities for said purchases, buildings, and repairs, shall not exceed the amount of said scrip and the amount of premium received upon the sale thereof.

Amount of expenses not to exceed scrip.

SECT. 15. If said institutions are ready for the reception of inmates before the first day of February next, the governor is hereby authorized to draw his warrant upon the treasury for all expenses incurred in the support of such inmates until the said first day of February.

If institutions ready by 1st February governor may draw warrant for expenses.

SECT. 16. This act shall take effect from and after its passage. [*Approved by the Governor, May 20, 1852.*]

An Act to incorporate the Hampden Railroad Company.

Chap. 276

*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. Abner Post, James Fowler, Ira Yeamans, Jr., Matthew Ives, N. T. Leonard, their associates and successors, are hereby made a corporation by the name of the Hampden Railroad Company, with all the powers and privileges, and subject to all the duties, restrictions, and liabilities, set forth in the forty-fourth chapter of the Revised Statutes, and in that part of the thirty-ninth chapter of the said statutes, relating to railroad corporations, and in all statutes subsequently passed relating to railroad corporations.

Corporators.

Powers, restrictions, &c., 44 and 39 Revised Statutes.

SECT. 2. Said corporation may construct and maintain a railroad from some convenient point near the depot of the Western Railroad, in Westfield, thence on or near the line of the canal to the line of the State of Connecticut to some convenient point in the town of Granby.

Location and termini.

SECT. 3. The capital stock of said corporation shall consist of seventeen hundred and fifty shares, of one hundred dollars each, and no assessment shall be made thereon of a greater amount in the whole than one hundred dollars on each share; and no share in the capital stock of said corporation shall be issued for a less sum or amount, to be

Capital stock, 1750 shares, \$100 each; not to be assessed more than \$100 per share.