

votes upon the question whether they will accept this act, and if a majority of the votes given upon said question shall be in the negative, then this act shall be null and void.

Approved February 25, 1862.

AN ACT RELATING TO COSTS IN CIVIL ACTIONS.

Be it enacted, &c., as follows:

SECTION 1. In all actions relating to easements, and in all others in which the title to real estate may be concerned, the party finally prevailing shall recover his full costs, without regard to the amount of damages recovered: *provided*, the right to the easement or the title to real estate shall in fact be concerned in the particular case, and the judge before whom the cause is tried shall certify such to be the fact.

SECTION 2. No action commenced before this act takes effect, shall be affected by its provisions.

Approved February 25, 1862.

Chap. 36.

Prevailing party to recover full costs in certain cases.

Proviso.

Application.

AN ACT TO AUTHORIZE THE TOWN OF MALDEN TO MAINTAIN A BRIDGE.

Be it enacted, &c., as follows:

SECTION 1. The Edgeworth Company, incorporated by an act passed May first, eighteen hundred and forty-nine, is hereby authorized to transfer to the town of Malden all its rights to construct and maintain a bridge over Malden Creek, with all the privileges and restrictions pertaining thereto, as specified in section second of said act: *provided*, this act shall in no manner affect any suit, or the legal rights of any parties against the inhabitants of said Malden, or said Edgeworth Company.

Transfer of rights by Edgeworth Company authorized.

Proviso.

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

Approved February 25, 1862.

Chap. 37.

AN ACT TO INCORPORATE THE PNEUMATIC DRILL COMPANY.

Be it enacted, &c., as follows:

SECTION 1. Herman Haupt, Stuart Gwynn, Edward Hamilton, their associates and successors, are hereby made a corporation, by the name of the "Pneumatic Drill Company," for the purpose of manufacturing and dealing in a patented Pneumatic Drilling Engine, invented by Stuart Gwynn and others; and also for the purpose of purchasing, holding and selling rights under said patent, to manufacture and use said machines.

Chap. 38.

Corporators.

Title.

Purpose.

SECTION 2. Said company shall be located in the county of Suffolk, shall have a capital stock not exceeding two hundred and fifty thousand dollars, and shall be subject to

Location.

Capital stock.

Privileges and restrictions.

all the duties, restrictions and liabilities, and possess all the powers and privileges, set forth in the sixtieth and sixty-eighth chapters of the General Statutes.

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

Approved February 26, 1862.

Chap. 39. AN ACT TO CONFIRM CERTAIN ACTS DONE BY ALFRED W. PAUL, AS JUSTICE OF THE PEACE.

Be it enacted, &c., as follows :

Acts made valid.

SECTION 1. All acts done by Alfred W. Paul, of Dighton, in the county of Bristol, as a justice of the peace within and for said county of Bristol, between the twenty-first day of April, in the year eighteen hundred and fifty-six, and the twenty-third day of December, in the year eighteen hundred and sixty-one, are hereby made valid and confirmed, to the same extent as they would have been valid had he been, during that interval, duly qualified to discharge the duties of said office.

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

Approved February 28, 1862.

Chap. 40. AN ACT RELATING TO PROCEEDINGS IN EQUITY.

Be it enacted, &c., as follows :

Interrogatories may be filed in same manner as in civil actions under chap. 129, General Statutes.

SECTION 1. In suits in equity, the complainant and the respondent may at any time after the filing of the answer, file in the clerk's office interrogatories for the discovery of facts and documents material to the support or defence of the suit, to be answered on oath by the adverse party, in the same manner, and subject to the same restrictions and regulations as are now provided by chapter one hundred and twenty-nine of the General Statutes with reference to interrogatories in civil actions.

Neglect to amend or answer to effect dismissal or other decree required.

SECTION 2. If a party neglects or refuses to expunge, amend or answer according to the requisitions of chapter one hundred and twenty-nine of the General Statutes, the bill shall be dismissed or taken as confessed, or such other order or decree may be entered as the case may require.

Approved February 28, 1862.

Chap. 41. AN ACT TO CHANGE THE NAME OF THE ASSOCIATE REFORMED PRESBYTERIAN CHURCH IN FALL RIVER.

Be it enacted, &c., as follows :

The Associate Reformed Presbyterian Church in Fall River, shall hereafter be called and known by the name of the United Presbyterian Church in Fall River.

Approved February 28, 1862.