

Location. **SECT. 5.** If said corporation be not organized, and if the location of their road be not filed according to law, within one year, or if their railroad be not completed within two years, this act shall be void.

Completion. **SECT. 6.** The General Court may, after the expiration of five years from the time when said railroad shall be opened for use, from time to time, alter or reduce the rate of tolls or other profits upon said railroad; but the said tolls, or profits, shall not, without the consent of said corporation, be so reduced as to produce less than ten per cent. per annum, upon the investment of said corporation, from the time the same may be paid in by the stockholders.

Rate of toll may be altered after five years. **SECT. 7.** The Indian Orchard Canal Company may become stockholders in said corporation, and may take a lease of said railroad and its privileges and appurtenances, and may use and run the same upon such terms and conditions as may be mutually agreed upon between the said parties.

Indian Orchard Canal Company may hold stock in railroad, &c. - **SECT. 8.** The said corporation may transfer all its property, rights, privileges, and franchise, to the Western Railroad Corporation, which may receive, hold, and use the same, upon such terms and conditions as may be agreed upon between the said two corporations; but the said Indian Orchard Railroad Corporation shall thereafter preserve their corporate organization, and perform all the duties required of them by law, as fully as if such transfer or lease had not been made.

Of transfer to Western Railroad Corporation. **SECT. 9.** This act shall take effect from and after its passage. [*Approved by the Governor, May 1, 1849.*]

Chap 190.

An Act to incorporate the Edgeworth Company.

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

Corporators. **SECT. 1.** Charles J. Hendee, Gardiner G. Hubbard, George B. Jones, their associates and successors, are hereby made a corporation, by the name of the Edgeworth Company, with power to purchase and hold, in fee simple, or otherwise, all, or any part, of the following described tracts of land, situated in the towns of Malden and Medford,

To hold lands in Malden and Medford. lying on the west side of Malden Creek, and comprised within the following bounds:—Commencing in Malden at the crossing of the Boston and Maine Extension Railroad over the road leading from Malden to Medford; thence running southerly, by said railroad, six hundred and seventy-five feet, or thereabout, to Malden Creek; thence running by said creek and a branch thereof, called Medford

Boundaries.

Brook, to the westerly side of said railroad ; thence running southerly by land of said railroad corporation to land of the Medford Branch Railroad Corporation ; thence running northwesterly and westerly by land of said Medford Branch Railroad Corporation, four thousand five hundred feet, crossing the boundary line between Medford and Malden ; thence turning and running north, thirteen degrees east, seven thousand feet parallel to said boundary line, crossing said road leading from Malden to Medford ; thence turning and running due east to the land of said Boston and Maine Extension Railroad Corporation ; thence by land of said corporation to point of beginning, together with all rights, easements, and appurtenances thereto belonging, and said company may so manage, improve, and dispose of said property, as to them shall seem expedient.

SECT. 2. Said corporation is hereby authorized, first obtaining consent of Otis Tufts, to construct and maintain a bridge over Malden Creek, from its land to land of said Tufts, on the east side of said creek : *provided*, that said corporation shall make and keep in repair, in said bridge, a suitable draw of proper width for the accommodation of all vessels navigating said creek, and shall afford all suitable facilities to vessels passing through said draw.

Bridge over
Malden Creek.

Proviso.

SECT. 3. Said corporation is authorized to straighten and deepen the channel of said creek, and to erect, construct, and maintain wharves from its land into said creek, and may lay vessels at said wharves and receive dockage and wharfage therefor : *provided*, said wharves shall not extend into said creek so far as to impede the navigation thereof.

Channel of said
creek to be
deepened, &c.

Wharves.

Proviso.

SECT. 4. Said corporation shall have all the powers and privileges, and be subject to all the duties, liabilities, and restrictions, set forth in the thirty-eighth and forty-fourth chapters of the Revised Statutes.

Powers and
duties.

R. S. ch. 44.

SECT. 5. Said corporation may hold real and personal estate, necessary and convenient to carry into effect the objects of this act, not exceeding, in amount, three hundred thousand dollars : *provided*, that no shares in the capital stock of said corporation shall be issued for a less amount, to be actually paid in on each, than the par value of the shares which shall be first issued.

Real and per-
sonal estate.

Proviso.

Value of shares

SECT. 6. Nothing contained in this act shall authorize said corporation to infringe upon the legal rights of any person or corporation whatever. [*Approved by the Governor, May 1, 1849.*]