

Chap. 38. AN ACT TO AUTHORIZE TARLTON C. LUCE TO BUILD A WHARF.*Be it enacted, &c., as follows :*

May build and maintain in Holmes' Hole harbor, as may be determined by commissioners.

Tarlton C. Luce, of Edgartown, is hereby authorized to build and maintain a wharf in front of his land on the westerly side of the east chop of Holmes' Hole harbor, to a distance from the shore to be determined by the board of harbor commissioners, and to a depth of water not exceeding fifteen feet at low tide; and shall have the right to lay vessels at the end and sides of said wharf, and to receive wharfage and dockage therefor: *provided, however,* that this act shall not affect the legal rights of any person, and also that said wharf shall be built upon piles below low water mark.

Proviso.

*Approved February 16, 1866.***Chap. 39.** AN ACT IN RELATION TO BANKS.*Be it enacted, &c., as follows :*

Suspension of penalty for failure of specie redemption of notes, until Feb. 1, 1867.

SECTION 1. The operation of the fifty-ninth section of the fifty-seventh chapter of the General Statutes is hereby suspended until the first day of February, in the year eighteen hundred and sixty-seven.

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

*Approved February 17, 1866.***Chap. 40.** AN ACT IN ADDITION TO AN ACT TO INCORPORATE THE DIGHTON AND SOMERSET RAILROAD COMPANY.*Be it enacted, &c., as follows :*

Extension of time to allowed.

The time allowed for the construction of the Dighton and Somerset Railroad, under the provisions of chapter one hundred and one of the acts of the year eighteen hundred and sixty-four, is hereby extended six months.

*Approved February 19, 1866.***Chap. 41.** AN ACT TO INCORPORATE THE TURNER'S FALLS BRANCH RAILROAD COMPANY.*Be it enacted, &c., as follows :*

Corporators.

SECTION 1. Alvah Crocker, Walter Heywood, Wendell T. Davis, Otis T. Ruggles and George E. Towne, their associates and successors, are hereby made a corporation by the name of the Turner's Falls Branch Railroad Company, with all the powers and privileges, and subject to all the restrictions, duties and liabilities set forth in the general laws which now are or hereafter may be in force relating to such corporations.

Title.

Privileges and restrictions.

May construct and operate road in Montague, or to point in Deerfield.

SECTION 2. Said company may locate, construct and operate a railroad, commencing at a point in the town of Montague, near the old locks and dam at Turner's Falls, on the Connecticut river, and running southerly and down said river to a point in Montague aforesaid, or to a point in

Deerfield, convenient to unite with the New London Northern, the Vermont and Massachusetts, or Connecticut River Railroads, or with all of said railroads.

SECTION 3. The capital stock of said company shall be fixed by said company at an amount not less than one hundred thousand dollars and not more than two hundred and fifty thousand dollars, and when so fixed shall not thereafter be changed; and said stock shall be divided into shares of one hundred dollars each. Said company may purchase and hold such real and personal estate as may be necessary for the purpose for which it is incorporated.

SECTION 4. The said Turner's Falls Branch Railroad Company may unite their road with the New London Northern, the Vermont and Massachusetts, or the Connecticut River Railroads, or with all of said railroads, and may enter upon and use the tracks of said railroads, upon the terms and subject to the provisions of the statutes of the Commonwealth relating to railroads and railroad corporations.

SECTION 5. Said Turner's Falls Branch Railroad Company is hereby authorized and empowered to lease or transfer all their property, right and franchise under this charter, either to the New London Northern, the Vermont and Massachusetts or the Connecticut River Railroad corporations, whenever mutual arrangements may be made to that effect, for a limited time, or perpetually; and either of said corporations is hereby authorized to accept such lease or transfer whenever agreed upon by the parties.

SECTION 6. This act shall be void unless the said railroad is located within two years, and constructed within four years, from the passage of this act.

SECTION 7. This act shall take effect upon its passage.

Approved February 19, 1866.

AN ACT IN RELATION TO TAXATION OF LANDS SITUATED IN THE TOWN OF WEST SPRINGFIELD.

Chap. 42.

Be it enacted, &c., as follows:

SECTION 1. So much of the act for dividing the township of Springfield and erecting the western part thereof into a separate town by the name of West Springfield, passed in the year seventeen hundred and seventy-four, as provides that the town of West Springfield shall not tax certain lands or estates lying within the said town of West Springfield, and that the same may be taxed by the town of Springfield, is hereby repealed; and hereafter all such lands or estates shall be taxed in the town of West Springfield.

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

Approved February 20, 1866.