

year one thousand eight hundred and seventy-four is amended by striking out the name, John Adams, and inserting instead thereof Samuel Adams.

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

Approved June 5, 1874.

AN ACT CONCERNING THE BOSTON, BARRE AND GARDNER RAILROAD CORPORATION AND THE WORCESTER AND NASHUA RAILROAD COMPANY.

Ch. 310.

Be it enacted, &c., as follows :

SECTION 1. The Boston, Barre and Gardner Railroad Corporation is authorized to enter upon, unite with and use the railroad of the Worcester and Nashua Railroad Company; and the said Worcester and Nashua Railroad Company is hereby authorized to enter with its railroad upon, unite the same with, and use the railroad of the said Boston, Barre and Gardner Railroad Corporation, subject in either case to the provisions of the general law.

Boston, Barre & Gardner R. R. Co. may unite with the Worcester & Nashua R. R. Co.

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

Approved June 5, 1874.

AN ACT TO AUTHORIZE THE BOSTON BOAT CLUB TO MAINTAIN A FLOATING BOAT-HOUSE ON CHARLES RIVER.

Ch. 311.

Be it enacted, &c., as follows :

SECTION 1. The board of harbor commissioners is empowered to license the Boston Boat Club to maintain a floating boat-house on Charles River: *provided, however,* that such license may be revoked by said board whenever in its judgment such revocation becomes expedient.

Harbor commissioners may permit the Boston Boat Club to maintain a boat-house on Charles River.

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

Approved June 5, 1874.

AN ACT TO AMEND "AN ACT TO INCORPORATE THE SALEM CHILDREN'S FRIEND SOCIETY."

Ch. 312.

Be it enacted, &c., as follows :

SECTION 1. The second section of chapter eighty-one of the acts of the year eighteen hundred and forty-one, is hereby amended by striking out the word "twenty" in the last line of said section and inserting the words "seventy-five."

Amendment to 1841, §1, § 2.

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

Approved June 5, 1874.

AN ACT TO UNITE THE CITY OF CHELSEA WITH THE CITY OF BOSTON.

Ch. 313.

Be it enacted, &c., as follows :

SECTION 1. All the territory now comprised within the limits of the city of Chelsea, with the inhabitants and

Chelsea annexed to Boston.

estates therein, is annexed to and made part of the city of Boston and shall hereafter be subject to the same laws, municipal regulations, obligations and liabilities, and entitled to the same privileges and immunities in all respects as the said city of Boston.

All the duties now required by law to be performed by the mayor and aldermen and city clerk of the city of Chelsea, or either of them, pertaining to the election of representatives in congress, state councillors, senators and members of the house of representatives, shall in like manner devolve upon and be performed by the board of aldermen and city clerk of the city of Boston.

It shall be the duty of the ward officers of the several wards as now established in said city of Chelsea, as hereafter provided, respectively, to make return of all votes that may be cast therein, from time to time, for representatives in congress, state councillors, senators, members of the house of representatives, and for all other national, state, district, county, municipal, and ward officers, to the city clerk of the city of Boston.

Public property
of Chelsea to be
vested in city of
Boston.

SECTION 2. All the public property of the said city of Chelsea shall be vested in and is declared to be the property of the city of Boston; and said city of Boston shall succeed to all the rights, claims, causes of action, rights to uncollected taxes, liens, uses, trusts, duties, privileges and immunities of said city of Chelsea. The city treasurer of the said city of Chelsea, shall, on or before the second Monday of January, in the year eighteen hundred and seventy-five, under the direction of the mayor and aldermen of said city of Chelsea, who shall for this purpose, and for all other purposes necessary to carry into full effect the provisions of this act, continue to hold their offices over, transfer, deliver, pay over and account for to the city treasurer of the city of Boston, all books, papers, moneys and other property in his possession as city treasurer of said city of Chelsea when this act shall take effect; and the city of Boston shall become liable for and subject to all the debts, obligations, duties, responsibilities and liabilities of said city of Chelsea. All actions and causes of action which may be pending, or which shall have accrued at the time this act shall take effect, in behalf of or against said city of Chelsea, shall survive, and may be prosecuted to final judgment and execution in behalf of or against the city of Boston.

SECTION 3. Said territory of the city of Chelsea and the territory of the town of Revere shall constitute a judicial district under the jurisdiction of the police court of the city of Chelsea which shall continue to exist and shall hereafter be designated and known by the name of the municipal court for the Chelsea district. Said court shall have the same civil and criminal jurisdiction in said district, shall perform the same duties, have the same power and authority and be subject to the same regulations as are provided in respect to the municipal courts of the city of Boston other than the municipal court of the city of Boston by an act entitled an act relating to the municipal courts for the city of Boston and acts in addition thereto. Appeals shall be allowed from all judgments of said court in like manner and to the same courts that appeals are now allowed from the judgments of the municipal court of the city of Boston. All acts and duties, if any, now incumbent upon the city council of the city of Chelsea, or either branch thereof, relating to the said court of the city of Chelsea, shall hereafter devolve upon and be performed by the city council of the city of Boston. All fines and forfeitures, and all costs in criminal prosecutions in said court, and all fees and charges received in said court in civil proceedings, shall be accounted for and paid over in the same manner as is now provided for the municipal court of the city of Boston.

Territory of Chelsea to constitute a judicial district.

Hereafter the county commissioners for the county of Middlesex shall not have, or exercise, any jurisdiction within said territory of the city of Chelsea, or over the inhabitants therein, but all actions, and causes of action, and proceedings which may be pending, or shall have accrued at the time this act shall take effect, shall be heard and determined as though this act had not been passed.

SECTION 4. The four wards now established in said city of Chelsea shall so remain until the alteration of the ward limits of said city of Boston, provided by law. And each of the wards so established shall be entitled to all the municipal and ward officers which each of the other wards of said city of Boston is entitled to, except as hereinafter provided; and the board of aldermen of said city of Boston, shall, in due season, issue their warrants for meetings of the legal voters of said wards respectively, to be held on the second Tuesday in December, in the year eighteen hundred and seventy-four, at some place within said wards

Four wards now established to remain until the ward limits of Boston are changed.

Ward officers to hold office until January 1, 1875.

respectively, which shall be designated in said warrants, there to give in their ballots for the several municipal and ward officers for the year eighteen hundred and seventy-five, for which they shall be entitled to vote by virtue of the provisions of this act. The ward officers of the wards now established in said city of Chelsea shall hold their respective offices until the first Monday of January, in the year eighteen hundred and seventy-five, and until others shall be chosen and qualified in their stead. And in case of the absence or resignation of any ward officer, others may be chosen as now provided by law, and they shall perform all the duties required of ward officers during their continuance in office.

School committee.

The term of office of the school committee men heretofore chosen in each of the wards of the said city of Chelsea shall expire on the first Monday of said January; and there shall be chosen at the election heretofore provided for in this section six persons at large, two for three years, two for two years, and two for one year, to be members of the school committee of the city of Boston, and thereafter all vacancies in said committee shall be filled as now provided by law for filling vacancies in the school committee of said city of Boston.

The registrars of voters of the city of Boston shall prepare lists of all the legal voters in said wards of the city of Chelsea, to be used at said meetings, and shall do all other things which they are now by law required to do in respect to like elections in other wards in the city of Boston and at said meetings any legal voter of said wards, respectively, may call the citizens to order and preside until a warden shall have been qualified.

Citizens may vote for municipal officers of Boston in the year 1874.

All ward officers whose election is provided for in this section shall be qualified according to law. The citizens of the territory by this act annexed to the city of Boston, shall have the same right to vote for municipal officers, at the annual municipal elections of the city of Boston, in the year eighteen hundred and seventy-four, as they would have had if said territory had formed a part of the city of Boston for more than six months next before said election. Wards one, two, three and four, of Chelsea, for all municipal purposes, shall be known as and called respectively, wards, twenty-three, twenty-four, twenty-five, and twenty-six of Boston.

Repeal of law requiring elec.

SECTION 5. All provisions of law requiring an election

of municipal and ward officers for said city of Chelsea, on the first Monday of December, in the year eighteen hundred and seventy-four for the municipal year then next ensuing, are hereby repealed.

tion of municipal officers for 1875.

SECTION 6. Until alteration of the ward limits of said city of Boston, as provided by law, the common council shall consist of the lawful number of members from each ward, and the territory hereby annexed shall be entitled to four members of said common council, one from each ward.

Common council.

SECTION 7. The city marshal, and the several assistant-marshals and police officers, the engineers and members of the fire department that may be in office in the city of Chelsea, when this act shall take effect, shall thereafter continue in the discharge of their respective duties in the same manner as if they were marshals, police officers, engineers and firemen of the city of Boston, until others shall be appointed in their stead. The several justices of the peace, masters in chancery, and notaries-public, residing in Chelsea, shall continue to act in their said capacities respectively, within the said territory of Chelsea, but their authority to act in their said capacities shall in no wise be increased or diminished by virtue of any provisions of this act.

Police officers and engineers of fire department.

SECTION 8. The territory so transferred, and the inhabitants thereon, and their estates, shall be liable for all taxes already assessed and not paid; and also all city and state taxes that may be hereafter assessed on them by said city of Chelsea, and before this act shall take effect, in the same manner as they would have been liable if this act had not been passed. And the city treasurer and collector of said city of Chelsea, are hereby respectively authorized to collect the same in the manner prescribed by law after this act shall take effect.

Taxes already assessed to be paid as heretofore.

SECTION 9. The charter of the city of Boston, and the charter of the city of Chelsea, and the several acts passed in addition thereto, are amended so as to conform to the provisions of this act; and so much of the General Statutes and laws as may be inconsistent with this act, is amended, so as not to apply to or repeal any of the provisions herein contained.

Charters of Boston and Chelsea so amended as to conform to the provisions of this act.

SECTION 10. This act shall not take full effect unless accepted by a majority of the legal voters of the city of Boston present and voting thereon, by ballot, at meetings

Subject to acceptance by voters of Boston and Chelsea.

which shall be held in the several wards of said city of Boston; and also by a majority of the legal voters of the city of Chelsea, present and voting thereon, by ballot, at meetings which shall be held in the several wards of said city of Chelsea, upon notice duly given at least seven days before the time of said meeting. Meetings for that purpose shall be held simultaneously in said cities, on Tuesday the third day of November next, and the polls shall be opened at eight o'clock in the forenoon of said day, and shall be closed at four and one half o'clock in the afternoon. In case of the absence of any ward officer at any ward meeting held in either city for the purpose aforesaid, a like officer may be chosen *pro tempore*, by hand vote, and shall be duly qualified, and have all the powers and be subject to all the duties of the regular officer at said meetings; said ballots shall be "yes" or "no," in answer to the question, "Shall an act, passed by the legislature of the Commonwealth in the year eighteen hundred and seventy-four, entitled, 'An act to unite the city of Chelsea with the city of Boston,' be accepted?" Such meeting shall be called, notified and warned by the mayor and aldermen of the city of Chelsea, and by the board of aldermen of the city of Boston, respectively, in the same manner in which meetings for the election of municipal officers in said cities, respectively, are called, notified and warned. The ballots given in, shall be assorted, counted, and declared in the wards in which they are given, in open ward meeting in said cities, and shall also be registered in the ward records respectively. The clerk of each ward in the city of Boston shall make return of all ballots given in, in his ward, and the number of ballots in favor of the acceptance of this act, and the number of ballots against said acceptance, to the board of aldermen of the city of Boston, and like returns by the clerks of the several wards in the city of Chelsea shall be made to the mayor and aldermen of the city of Chelsea. All of said returns shall be made within forty-eight hours of the close of the polls.

Result of vote
to be sent to
secretary of the
Commonwealth.

It shall be the duty of the board of aldermen of the city of Boston, and of the mayor and aldermen of the city of Chelsea, to certify and return as soon as may be the ballots cast in their respective cities, and the number of ballots cast in favor of the acceptance of this act, and the number of ballots cast against such acceptance in their

respective cities, to the secretary of the Commonwealth. And if it shall appear that a majority of the votes cast in each of the said cities, respectively, is in favor of the acceptance of this act, the said secretary shall immediately issue and publish his certificate, declaring this act to have been duly accepted, and, after such publication and declaration, it shall not be lawful for the city council of Chelsea, or of any board charged with the care of public property of said city, to contract any loan, or to make any new appropriation of money, or to disburse any money except in accordance with appropriations and orders legally made before the acceptance of this act, unless the same shall first be approved by the mayor and board of aldermen of Boston.

SECTION 11. So much of this act as authorizes and directs the submission of the question of the acceptance of this act to the legal voters of said cities, respectively, provided in the eleventh section of this act, shall take effect upon its passage.

Part of act to take effect upon its passage.

SECTION 12. If this act shall be accepted by said cities, as herein provided, it shall take effect on the twelfth day of November in the year eighteen hundred and seventy-four, so far as to authorize, legalize and carry into effect the acts and provisions of the fourth, fifth and sixth sections of this act, but for all other purposes, (except as mentioned in section twelfth of this act) it shall take effect on the first Monday of January, in the year eighteen hundred and seventy-five.

When to take effect, if accepted.

SECTION 13. If any election or balloting upon the question of the acceptance of this act, by either of said cities, shall within two months thereafter be declared void by the supreme judicial court upon summary proceedings, which may be had in any county on the petition of fifty voters of either city, the question of accepting said act shall again be submitted to the legal voters of said city, and meetings therefor shall within thirty days thereafter be called, held and conducted, and the votes returned, and other proceedings had thereon, in like manner as herein before provided. But no election or balloting shall be held void for informality in calling, holding or conducting the election, or returning the votes or otherwise, except upon proceedings instituted therefor and determined within sixty days thereafter, as aforesaid.

If balloting is declared void by S. J. C., the question to be again submitted to the voters.

Approved June 8, 1874.