

tended to the first day of May, in the year eighteen hundred and seventy-four, and the time within which the said company may locate and construct the railroad which it is by its charter authorized to build, is hereby extended to a period not exceeding six months from the said first day of May, in the year eighteen hundred and seventy-four.

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

Approved April 9, 1872.

Chap. 184 AN ACT TO AMEND THE CHARTER OF THE BOSTON CO-OPERATIVE BUILDING COMPANY.

Be it enacted, &c., as follows :

\$300,000 additional capital stock.

SECTION 1. The Boston Coöperative Building Company may increase its capital stock to an amount not exceeding three hundred thousand dollars, and hold and improve real estate outside of the limits of the city of Boston.

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

Approved April 9, 1872.

Chap. 185 AN ACT TO AUTHORIZE THE CITY OF CHELSEA TO CONSTRUCT A NEW DRAW IN CHELSEA BRIDGE.

Be it enacted, &c., as follows :

Chelsea may construct a new draw in Chelsea Bridge.

SECTION 1. The city of Chelsea may cause to be made, at the expense of said city, in lieu of the existing draw in the northerly end of Chelsea Bridge over Mystic River, a draw in said bridge, with a clear passage-way of forty-four feet in width, in such position and of such form and construction, and with such changes in the draw piers and bridges connected with said draw, as may become necessary or advisable in removing the old and in building and maintaining a new draw, as the harbor commissioners may determine; and all duties and liabilities now imposed by law upon said city of Chelsea, with respect to the existing draw in the northerly end of said bridge, shall be held to apply to such newly constructed draw.

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

Approved April 9, 1872.

Chap. 186 AN ACT TO AUTHORIZE THE APPOINTMENT AND TO DEFINE THE DUTIES OF A HARBOR-MASTER FOR THE PORT OF FALL RIVER.

Be it enacted, &c., as follows :

Harbor-master for the port of Fall River.

SECTION 1. The board of mayor and aldermen of the city of Fall River may appoint a harbor-master for the port of Fall River who shall continue in office until a successor is qualified, and who before entering upon the duties of his office shall give to the treasurer of said city a bond, which shall be satisfactory to the board of mayor and aldermen, in the sum of two thousand dollars, conditioned upon the faith-

To give bonds.

ful performance of his duties ; and said harbor-master shall have the power to appoint a deputy when, in the opinion of the board of mayor and aldermen, it is necessary, and such appointment shall be subject to their approval, and said board shall fix the salaries of both of said officers. Said harbor-master shall enforce the provisions of this act.

May appoint a deputy.

SECTION 2. All vessels entering the said harbor shall be anchored according to the direction of the harbor-master.

Vessels to be anchored under his direction.

SECTION 3. Every vessel before unloading lumber in the stream, shall get a permit from the harbor-master designating where such lumber may be rafted to avoid obstructing the channel or hindering the movements of other vessels.

Vessels unloading lumber to get permit, etc.

SECTION 4. Every vessel lying in the harbor or at any wharf or pier in said port, shall, when directed by the harbor-master, cockbill the lower yards, brace the topsail yards, fore and aft, and rig in the jib-boom.

Vessels at wharves to cockbill and brace yards, etc.

SECTION 5. Said harbor-master may cause to be moved any vessel lying in the harbor and not anchored according to his direction, and not moving when directed by him so to do, and the expense thereof shall be paid by the master or owners of such vessel ; and in case of neglect or refusal to pay after the same shall have been demanded, said expense may be recovered of said master or owners by the harbor-master to the use of the said city in an action of contract.

Harbor-master may cause vessels to be moved, etc.

SECTION 6. No person shall throw or deposit in said harbor or any part thereof, any stones, gravel, ballast, cinders, ashes, dirt, mud or other substance which may in any way tend to injure the navigation thereof.

Gravel, etc., not to be thrown into harbor, to injure navigation.

SECTION 7. No warp or line shall be passed across the channel, or any dock, so as to obstruct vessels passing along the same.

Warp or line not to be passed across channel or dock.

SECTION 8. If any vessel occupying a berth at any of the wharves or piers of said city, either with or without the consent of the wharfinger thereof, shall fail to vacate such berth upon notice from the wharfinger or his agent to the master, or those having such vessel in charge for the time being, in a reasonable time, to be adjudged by the harbor-master, the harbor-master shall then cause such vessel to be moved to some other berth or anchored in the stream, and the expense thereof may be collected of the master or owners thereof, by the harbor-master, to the use of said city in an action of contract.

If vessel at wharf is not moved when ordered by the wharfinger, harbor-master may move her.

SECTION 9. The harbor-master shall have authority to regulate and station all vessels in the stream of said harbor, and to remove such as are not employed in receiving or discharging their cargoes, to make room for such others as

Harbor-master may regulate and station all vessels in the stream.

require to be more immediately accommodated for the purpose of receiving or discharging their cargoes, and as to the fact of their being fairly and actually employed in receiving or discharging their cargoes, the said harbor-master is hereby constituted the sole judge.

Penalty for refusing to obey instructions.

SECTION 10. Whoever shall refuse or neglect to obey the instructions of said harbor-master, or shall resist him in the execution of his duties, shall forfeit and pay a fine not exceeding fifty dollars.

Offenders liable in action of tort.

SECTION 11. Any person violating the provisions of this act, in addition to any fines imposed in accordance herewith, shall be liable in an action of tort to any person suffering damage by such violation.

Copy of act to be furnished to shipmasters.

SECTION 12. It shall be the duty of the harbor-master to place in the hands of the master of every vessel arriving at the port of Fall River a copy of this act.

SECTION 13. This act shall take effect upon its passage.

Approved April 9, 1872.

Chap. 187 AN ACT TO PROVIDE FOR THE UNIFORM ENLISTMENT OF BANDS EMPLOYED IN THE MILITIA SERVICE.

Be it enacted, &c., as follows :

Band of eighteen musicians allowed to each regiment, battalion and unattached company.

SECTION 1. The commander of a regiment, battalion or unattached company, may raise by voluntary enlistment, and warrant and organize within the limits of his command, to be under his direction and command at encampments, or at any parade ordered by the commander-in-chief, a band of musicians, not to exceed eighteen, inclusive of a master and deputy-master.

Repeal.

SECTION 2. So much of section twenty-three, chapter two hundred and nineteen of the acts of the year eighteen hundred and sixty-six as is inconsistent herewith, is hereby repealed.

Approved April 10, 1872.

Chap. 188 AN ACT TO SUPPLY THE TOWNS OF CONCORD AND LINCOLN WITH PURE WATER.

Be it enacted, &c., as follows :

Concord and Lincoln to be supplied with pure water.

SECTION 1. The town of Concord is hereby authorized to supply itself and its inhabitants with pure water to extinguish fires, generate steam, and for domestic and other uses, and may establish public fountains and hydrants, and regulate their use, and discontinue the same, and may collect such rents as may be fixed for the use of such water.

May take water from Sandy Pond in Lincoln.

SECTION 2. Said town, for the purposes aforesaid, may take and hold the waters of Sandy Pond, so called, in the town of Lincoln, and the waters which flow into and from the same, and may also take and hold, by purchase or other-