

agent, or other person interested in said property, as is had on bonds given to Judges of Probate for the faithful administration on estates.

[Approved by the Governor, March 2, 1815.]

CHAP. CLXX.

An Act establishing a law term of the Supreme Judicial Court to be holden within and for the counties of Plymouth and Bristol.

SEC. 1. **BE** it enacted by the Senate and House of Representatives in General Court assembled, and by the authority of the same, That, from and after the passing of this act, the Supreme Judicial Court, to be holden by three or more Justices of said court, pursuant to the second section of an act passed on the fifteenth day of March, in the year of our Lord one thousand eight hundred and five, entitled an act making further provision in the Judicial department, shall be holden annually, alternately at Plymouth, in the county of Plymouth, and at Taunton, in the county of Bristol, on the second Tuesday in July, the first term of said court to be holden at Plymouth.

Place of
holding
court altered

To have
cognizance.

SEC. 2. *Be it further enacted,* That said court, to be holden as aforesaid, shall have cognizance of all matters and things arising or depending in either of the said two counties respectively, for which the said court is to be holden, and which, by force of the act aforesaid, are to be heard, tried and determined before three or more of the Justices of said court, in like manner as if the said court were holden pursuant to the provision in the said second section of said act in the county, in which such suit may arise, or be depending, excepting only that no issue of fact, to be tried by a Jury, shall be tried by said court to be holden as aforesaid.

Clerk to sue
writ.

SEC. 3. *Be it further enacted,* That all writs of error, in which error in law is assigned, all writs of certiorari, and all other writs and processes in suits, which are to be heard and tried before three or more of the Justices

of said court, shall be sued out of the office of the clerk of said court for the county from which it would have issued if this act had never been passed, but shall be made returnable to, and be heard and determined in the court to be holden as aforesaid.

SEC. 4. *Be it further enacted,* That all motions in arrest of Judgment, all demurrers in law, all cases submitted to the court on a statement of facts, and all other matters which may arise in the Supreme Judicial Court holden in either of said counties, which requires three or more of the Justices of said court to determine, shall be heard and determined by the said court by this act established.

SEC. 5. *Be it further enacted,* That it shall be the duty of each of the clerks of said courts in the said counties seasonably to transmit to the clerk for the county in which the said court shall be holden, a docket containing a list of all the actions originally entered in his office, which are to be heard and tried in the court, by this act established, with the files and other papers belonging to said causes; and all the new entries made at said court, shall be made in the docket of the clerk of the county, from whose office the writ issued; and such docket, together with the files and papers aforesaid, not belonging to the office of the clerk of the county, in which such court shall be holden, after the rising of said court, shall be forthwith transmitted to the clerk for the county to which they may appertain, who shall record all the judgments and proceedings of the court relating to suits or other matters depending in his county or belonging thereto; and shall issue executions and other processes thereon, in like manner as if the same had been transacted in the county for which he is clerk.

Shall transmit a docket

SEC. 6. *Be it further enacted,* That if any person shall be indicted for any capital offence by the Grand Jury of either of said counties, and being arraigned therefor, before the Supreme Judicial Court, when but one of the Justices thereof is present, and shall plead not guilty to such indictment, the Justice before whom such court shall be holden, after assigning counsel for the prisoner and doing all things necessary and proper preparatory for the trial, shall give notice to one or more

Shall give notice to the Justices

of the Justices of said court, that he or they may attend the trial; and such indictment shall not be tried unless before two or more of said Justices: and two or more of said Justices shall attend for that purpose at the same term on the day assigned for the trial.

Justices
habited.

SEC. 7. *Be it further enacted*, That it shall not be necessary for more than one of the Justices of the said court, to attend at any term of said court, to be holden in either of said counties, excepting the one by this act established, or for the purpose of trying a person, who is indicted for a capital offence as aforesaid.

[Approved by the Governor, March 2, 1815.]

CHAP. CLXXI.

An Act to incorporate Ebenezer Francis and others, by the name of The Central Wharf and Wet Dock Corporation.

Persons in-
corporated.

SEC. 1. **BE** it enacted by the Senate and House of Representatives in General Court assembled, and by the authority of the same, That Ebenezer Francis, Uriah Coting, Francis C. Lowell, and David Hinckley, with their associates, successors and assigns, shall be, and hereby are constituted a body politic and corporate, by the name of The Central Wharf and Wet Dock Corporation; and the said corporation, by the said name, are hereby declared and made capable in law to sue and be sued, to implead and be impleaded, to have a common seal, and alter and renew the same at pleasure, to make rules and by-laws for the regulation and management of their estate, consistent with the laws of this Commonwealth, and, generally, do and execute whatever by law shall appertain to bodies politic.

May hold
and possess
wharf, &c.

SEC. 2. *Be it further enacted*, That the said corporation shall be, and hereby is declared capable to have, hold, and possess all the wharf, lands, and flats, situated in the town of Boston, and bounded southerly by India-Wharf, westerly by the range of stores on India-