

SENATE....No. 6.

Commonwealth of Massachusetts.

IN SENATE, Jan. 20, 1854.

The Standing Committee on the Judiciary, to whom was committed an Act, entitled "An Act authorizing the Supreme Judicial Court to restrain Railroad Corporations, by injunction, from entering upon and using land in certain cases;" report that they have considered the same, and they recommend that the said Act should pass with an amendment, to wit: adding a second section, providing that said Act should take effect from and after its passage.

Per order of the Committee,

SAMUEL D. PARKER, *Chairman.*

Commonwealth of Massachusetts.

In the Year One Thousand Eight Hundred and Fifty-
Four.

AN ACT

Authorizing the Supreme Judicial Court to restrain Railroad Corporations, by injunction, from entering upon and using land in certain cases.

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

1 SECT. 1. Whenever it shall be made to appear to
2 the Supreme Judicial Court, or any justice thereof, in
3 term time or vacation, upon petition of any owner
4 of land, or other property, that any railroad corpora-
5 tion heretofore, or which may be hereafter established,
6 has neglected, for the space of thirty days, to comply
7 with an order of County Commissioners, requiring
8 security to be given for damages and costs, according
9 to the provisions of the sixty-first section of the
10 thirty-ninth chapter of the Revised Statutes, said
11 courts, or any justice thereof, shall have power, by in-

12 junction, or other suitable process, according to the
13 practice of courts of equity, to restrain and prohibit
14 any such railroad corporation from entering upon or
15 using any such land or other property, for any pur-
16 pose, except making surveys, until such order of
17 County Commissioners shall be complied with.

1 SECT. 2. This act shall take effect from and after
2 its passage.

