

incetown, Truro, Wellfleet, Orleans, Chatham, Harwich, Dennis and Yarmouth shall not be held invalid by reason of defects in the warrants calling said meetings, or of irregularities in the proceedings thereat; and the elections of town officers at said meetings are ratified and confirmed.

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

*Approved March 24, 1885.*

AN ACT TO INCORPORATE THE NEMASKET HILL CEMETERY ASSOCIATION IN MIDDLEBOROUGH.

*Chap. 97*

*Be it enacted, etc., as follows:*

- SECTION 1. Joseph E. Beals, Francis M. Vaughan, Warren H. Southworth, William B. Wood, Joseph T. Wood, William R. Peirce, George F. Bryant, George R. Sampson, Ellis Weston, John J. Perkins and Cornelius B. Wood, their associates and successors, are hereby made a corporation by the name of the Nemasket Hill Cemetery Association, for the purpose of acquiring, holding, managing and perpetuating a place for the burial of the dead in the town of Middleborough, with all the powers and privileges and subject to all the duties, restrictions and liabilities contained in general laws which now are or hereafter may be in force relating to similar corporations, except as otherwise herein provided.
- SECTION 2. The said corporation may take and hold the real estate known as the "old burying hill," as now bounded and enclosed, situate on the easterly side of Nemasket River, in said Middleborough, and within the territory known as the "twenty-six men's purchase."
- SECTION 3. Any person who shall become proprietor of a lot in any lands acquired by said corporation, and any person who now is or may become a proprietor of a lot, whether by deed or otherwise, in the real estate mentioned in section two of this act, at such time as the same is taken by said corporation, shall be and become members of said corporation, upon applying to the trustees hereinafter mentioned, and receiving from the corporation a deed or certificate of ownership of such lot. And whenever any person shall cease to be the proprietor of a lot in the lands of said corporation he shall cease to be a member thereof.
- SECTION 4. The officers of said corporation shall consist of five trustees, a clerk, a treasurer, and such other

Corporators.

Name and purpose.

Powers and duties.

May take and hold the old burying hill.

Proprietors of lots to be members of the corporation.

Officers of the corporation.

Treasurer to  
give bond.

officers as may be provided for by the by-laws. Such officers shall hold their offices for the term of one year, or until others shall be chosen and qualified in their stead, unless otherwise provided in the by-laws. The treasurer shall give bond for the faithful discharge of his duties in such sum and with such sureties as shall be required by the by-laws.

Liability for  
damages.

SECTION 5. The said cemetery association shall pay all damages sustained by any person or corporation in property by the taking of any land or other property or by any other thing done by said association under the authority of this act. Any person or corporation sustaining damages as aforesaid under this act, who fails to agree with said association as to the amount of damages sustained, may have the damages assessed and determined in the manner provided by law when land is taken for the laying out of highways, on application at any time within the period of one year from the taking of such land or other property, or the doing of other injury, under the authority of this act; but no such application shall be made after the expiration of said one year.

SECTION 6. This act shall take effect upon its passage.

*Approved March 24, 1885.*

*Chap. 98* AN ACT CONCERNING THE PREPARATION, STORAGE AND SALE OF UNSAFE OILS MADE FROM COAL OR PETROLEUM TO BE USED FOR FUEL.

*Be it enacted, etc., as follows:*

Mixture of  
naphtha and oils  
to be used for  
fuel, regulated.

SECTION 1. No person shall mix for sale naphtha and oils to be used for fuel in dwellings or other buildings where human life is endangered or exposed, or shall sell or offer for sale such mixture, or shall sell or offer for sale, except for purposes of re-manufacture, fuel oils made from coal or petroleum which will evaporate a gas under one hundred degrees Fahrenheit, or ignite at a temperature of less than one hundred and ten degrees Fahrenheit, to be ascertained by the application of Tagliabue's or some other approved instrument; and any person so doing shall for each offence be punished by fine not exceeding one hundred dollars or imprisonment in the jail or house of correction not exceeding one month, or by both, in the discretion of the court; and shall also be liable for any damage suffered by any person from the explosion or ignition of such oil thus unlawfully sold, or

Penalty, liability  
for damage,  
and forfeiture.