

as authorizes and requires the Old Colony and Fall River Railroad Company, now known as the Old Colony and Newport Railway Company, to raise the grade of Fourth street, in the city of Boston, and to construct its railroad under said street, is hereby repealed, and the said company is hereby authorized to construct its railroad across said Fourth street at grade.

May construct over Fourth St. in Boston.

SECTION 2. The board of aldermen of the city of Boston shall have the same powers in respect to said crossing as they now have by law where railroads cross highways at grade within the limits of said city.

Mayor and aldermen, powers defined.

SECTION 3. This act shall take effect upon its passage.

Approved March 24, 1865.

AN ACT TO INCORPORATE THE WOOD'S HOLE RAILROAD COMPANY.
Be it enacted, &c., as follows:

Chap. 103

SECTION 1. Alexander Baxter, Nathaniel Hinckley, George Marston, their associates and successors, are hereby made a corporation, by the name of the Wood's Hole Railroad Company, with all the powers and privileges, and subject to all the duties, restrictions and liabilities contained in the general laws that now are or may hereafter be in force relative to railroad corporations.

Corporators.

Title.

Powers.

SECTION 2. Said corporation is hereby authorized to locate, construct and maintain a railroad, with one or more tracks, commencing at a point in the town of Barnstable, near the West Barnstable station of the Cape Cod Railroad Company, thence running in a westerly direction through the villages of Marston's Mills and Cotuit, and the district of Marshpee, and near the village of Waquoit, and through the town of Falmouth, to and into tide water at Wood's Hole Harbor, in said Falmouth; with the right to build and maintain, in tide water in said harbor, such wharf or wharves as may be necessary for the convenient transshipment of freight and passengers at that place.

Construction: commencement, line and terminus.

May maintain wharves.

SECTION 3. The capital stock of said company shall be four hundred thousand dollars, and shall be divided into shares of one hundred dollars each.

Capital stock.

SECTION 4. Said company is hereby authorized to enter upon and unite its railroad with the railroad of the Cape Cod Railroad Company, at or near West Barnstable station, and to use the railroad of said Cape Cod Railroad Company upon the terms provided by the general laws of the Commonwealth.

May unite with Cape Cod railroad company.

SECTION 5. This act shall be void if the location of the railroad herein authorized shall not be filed with the county

Conditions of validity of act.

commissioners of the county of Barnstable within three years, and if said railroad is not completed within five years after the passage of this act. *Approved March 24, 1865.*

Chap. 104 AN ACT CONCERNING THE VINEYARD SOUND RAILROAD COMPANY.
Be it enacted, &c., as follows:

Act of '61, incorporating, revived.

An act to incorporate the Vineyard Sound Railroad Company, passed on the eleventh day of April in the year eighteen hundred and sixty-one, is hereby revived and confirmed: *provided*, said corporation shall be organized within one year, and shall file its location within two years, and complete the construction of its railroad within four years, from the passage of this act. *Approved March 27, 1865.*

Proviso.

Chap. 105 AN ACT TO AMEND THE CHARTER OF THE SCOTS CHARITABLE SOCIETY.

Be it enacted, &c., as follows:

Section of Act of 1786 repealed.

Section four of the act passed on the sixteenth day of March in the year seventeen hundred and eighty-six, entitled an act for incorporating certain persons by the name of the Scots Charitable Society, is hereby repealed.

Approved March 27, 1865.

Chap. 106 AN ACT TO INCORPORATE THE TRUSTEES OF ST. MARK'S SCHOOL.
Be it enacted, &c., as follows:

Corporators.

SECTION 1. Joseph Burnett, Isaac F. Redfield, Josiah G. Abbott, their associates and successors, are hereby constituted a body corporate, under the name of the Trustees of St. Mark's School, for the purpose of establishing and maintaining a school for the education of boys, to be located in the town of Southborough; with all the powers and privileges, and subject to all the duties, liabilities and restrictions set forth in the general laws which now are or may hereafter be in force relating to such corporations.

Title.

Location.
Powers.

Trustees, number of: may fill vacancies.

Majority required for corporate action.

SECTION 2. Said board of trustees shall consist of not less than seven nor more than thirteen members, and shall have power to fill vacancies in their own number: *provided*, that no corporate business shall be transacted at any meeting of said board unless a majority of the trustees are present.

May hold estate for educational use.

SECTION 3. Said corporation may hold real and personal estate to an amount not exceeding one hundred thousand dollars, to be devoted exclusively to educational purposes, as provided in this act.

SECTION 4. This act shall take effect upon its passage.

Approved March 27, 1865.