

New scrip to be issued.

SECT. 2. On the return, as aforesaid, of said scrip for the sum of ninety thousand dollars, the treasurer of the Commonwealth is hereby authorized and directed to issue scrip or certificates of debt for the sum of ninety thousand dollars, as a part of the scrip authorized to be issued by an act to aid the construction of the Eastern rail-road, and shall deliver said scrip, so issued, to the treasurer of said company, for the purpose of enabling said company to complete said road.

Terms and times upon which scrip may be delivered to company.

SECT. 3. The treasurer of the Commonwealth is hereby authorized and directed to deliver, to the treasurer of said company, the scrip and certificates authorized to be issued by "an act to aid the construction of the Eastern rail-road," not already delivered or authorized to be delivered, at the times following, viz. one hundred thousand dollars thereof immediately after this act shall go into operation, one hundred thousand dollars thereof when said company shall have received from assessments on the stock of said company, and expended in the construction of their road, between Salem and Newburyport, the sum of one hundred thousand dollars, and the remaining ten thousand dollars thereof when said company shall have completed their road as far as the proposed depot in Newburyport: *provided*, that the treasurer of said company shall furnish evidence, satisfactory to the governor and council, that the conditions in this section mentioned have been complied with. And so much of an act entitled "an act to aid the construction of the Eastern rail-road," and of said act in addition thereto, as is contrary to the foregoing provisions, is hereby modified and amended, so as to conform hereto: and this act shall take effect from and after its passage. [April 1, 1839.]

Proviso.

### Chap. 75.

An ACT to exempt certain articles from attachment.

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

Provisions not attachable.

Provisions, necessary and intended for the use of a family, not exceeding in value fifty dollars, shall be exempt from attachment. [April 1, 1839.]

### Chap. 76.

An ACT relating to Proceedings of County Commissioners.

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

Commissioners may discontinue highways at their meeting for a view.

SECT. 1. When the county commissioners of any county, upon a petition for discontinuing a highway, shall, upon view of the premises, decide that the same ought to be discontinued, they may at the same time adjudge and determine that such highway be discontinued without any further or subsequent meeting therefor, and may estimate the damages caused to any person thereby: and when a return of said proceedings and adjudication is made at the next regular meeting of said commissioners, and accepted, it shall be held to be a discontinuance of such highway.