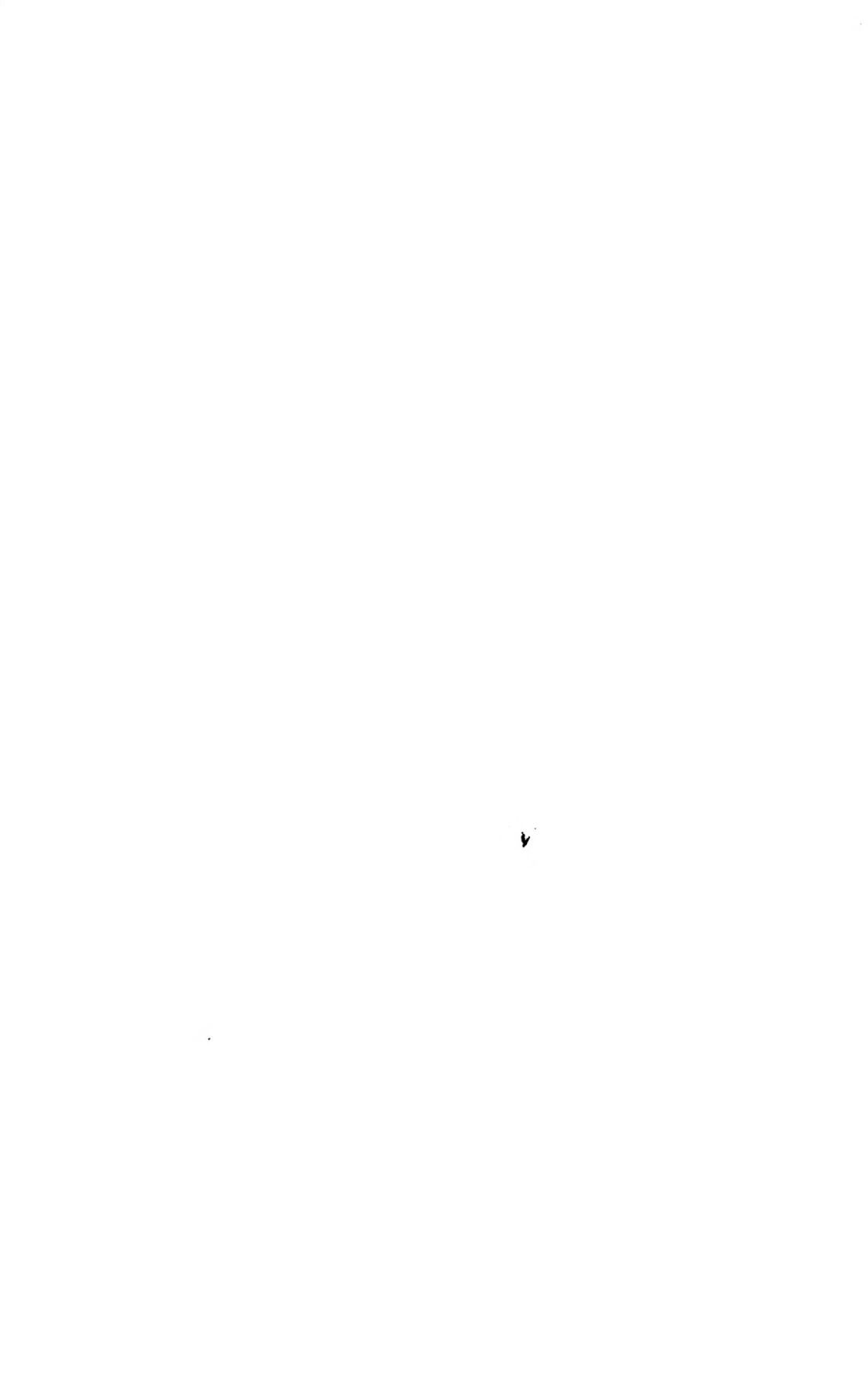


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# L A W S

OF THE

## STATE OF NEW HAMPSHIRE,

PASSED JUNE SESSION, 1877.



MANCHESTER:  
JOHN B. CLARKE, STATE PRINTER.  
1877.





1345  
1853  
1293

# STATE OFFICERS.

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- BENJAMIN F. PRESCOTT, *Governor.*
- AL B. THOMPSON, *Secretary of State.*
- ISAAC W. HAMMOND, *Deputy Secretary of State.*
- SOLOMON A. CARTER, *State Treasurer.*
- JOHN B. CLARKE, *Public Printer.*
- NATT HEAD, *President of the Senate.*
- TYLER WESTGATE, *Clerk of the Senate.*
- AUGUSTUS A. WOOLSON, *Speaker of the House.*
- CHARLES C. DANFORTH, *Clerk of the House.*
- IRA CROSS, *Adjutant-General.*
- JOHN C. PILSBURY, *Warden of State Prison.*
- OLIVER PILSBURY, *Insurance Commissioner.*
- CHARLES A. DOWNS, *Superintendent of Public Instruction.*
- JAMES O. ADAMS, *Secretary of Board of Agriculture.*
- NATHANIEL BOUTON, *State Historian.*
- WILLIAM H. KIMBALL, *State Librarian.*

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## SUPREME COURT.

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- CHARLES DOE, *Chief Justice.*
  - WILLIAM L. FOSTER,
  - CLINTON W. STANLEY,
  - ISAAC W. SMITH,
  - GEORGE A. BINGHAM,
  - WILLIAM H. H. ALLEN,
  - LEWIS W. CLARK,
- } *Associate Justices.*
- MASON W. TAPPAN, *Attorney-General.*
  - DANIEL HALL, *Law Reporter.*

3918-



# L A W S

OF THE

## STATE OF NEW HAMPSHIRE,

PASSED JUNE SESSION, 1877.

### CHAPTER I.

AN ACT TO REPEAL CHAPTER FORTY-SIX OF THE PAMPHLET LAWS OF 1876, ENTITLED "AN ACT IN AMENDMENT OF SECTION TWO OF CHAPTER ONE HUNDRED AND NINETY-THREE OF THE GENERAL STATUTES."

SECTION

1. Carroll county clerk's office and records.

SECTION

2. Takes effect, when.

*Be it enacted by the Senate and House of Representatives in General Court convened:*

SECTION 1. Chapter forty-six of the Pamphlet Laws of 1876, <sup>Carroll county clerk's office and records.</sup> entitled "An act in amendment of section two of chapter one hundred and ninety-three of the General Statutes" is hereby repealed.

SEC. 2. This act shall take effect from and after July 1, 1877. <sup>Takes effect, when.</sup>  
[Approved June 22, 1877.]

CHAPTER II.

AN ACT IN AMENDMENT OF CHAPTER ONE HUNDRED AND TWENTY FOUR OF THE GENERAL STATUTES, RELATING TO HOMESTEADS.

SECTION

1. Creditor may deny that real estate is subject to homestead right, upon which issue may be framed and tried under direction of the court.

SECTION

2. Attachment or levy not to lapse until thirty days after determination of such issue.  
9. Court may adjust costs and require security therefor.  
4. Repealing clause; takes effect, when.

*Be it enacted by the Senate and House of Representatives in General Court convened :*

Creditor may deny that real estate is subject to homestead right, upon which issue may be framed and tried under direction of the court.

SECTION 1. Whenever any officer, having an execution against a husband to be levied on his real estate, shall be requested to cause a homestead to be set off as provided in the fifth section of the chapter of which this act is in amendment, if the creditor in such execution shall, by himself or his attorney, deliver to said officer a notice in writing denying that such real estate is legally subject to any homestead right, such officer shall forthwith return said execution to the clerk's office from which it issues, with his certificate thereon of such request and denial. The creditor shall thereupon, under such orders or rules as the court may make or establish, file his declaration of the grounds of his denial of such right of homestead, upon which an issue shall be framed, under the direction of the court, for the determination of such right, which shall be tried by the court or the jury according as such issue shall be one of law or fact, on the determination of which a further execution shall issue for the amount of the debt and costs in the former one, on which the clerk shall certify the judgment rendered upon said trial, whereupon the officer to whom the same shall be delivered shall proceed to set off the homestead, or to levy such execution without such set-off, according as said certificate may be.

Attachment or levy not to lapse until thirty days after determination of such issue.

SEC. 2. Any attachment subsisting or any levy commenced at the return of any execution as provided in section one of this act, shall remain in force and take precedence as in other cases of attachment or levy, until the expiration of thirty days after the final judgment on the issue framed as aforesaid; and such further execution shall have the same force and may be levied upon any property in the same manner as if it were the original execution in the cause.

Court may adjust costs and require security therefor.

SEC. 3. Costs may be allowed to the prevailing party in said issue, or limited or wholly disallowed, as the court may in its discretion determine; and said court may order such security for costs as they may deem reasonable, and when costs shall be allowed execution shall issue therefor.

Repealing clause; takes effect, when.

SEC. 4. All acts and parts of acts inconsistent with the provisions of this act are hereby repealed, and this act shall take effect upon its passage.

[Approved June 22, 1877.]

## CHAPTER III.

AN ACT IN AMENDMENT OF SECTION ONE OF CHAPTER FORTY-THREE OF THE PAMPHLET LAWS OF 1876, ENTITLED "AN ACT IN AMENDMENT OF SECTION NINE OF CHAPTER ONE HUNDRED AND SEVENTY-TWO OF THE GENERAL STATUTES, IN RELATION TO THE TIMES AND PLACES OF HOLDING THE PROBATE COURTS IN THE COUNTY OF GRAFTON."

## SECTION

1. Time of holding court at Woodsville changed.

## SECTION

2. Takes effect, when; repealing clause.

*Be it enacted by the Senate and House of Representatives in General Court convened :*

SECTION 1. That section one of chapter forty-three of the Pamphlet Laws of 1876 be amended by striking out the word "third" in the fifth line and inserting "first" in place thereof. Time of holding court at Woodsville changed.

SEC. 2. This act shall take effect upon its passage, and all acts and parts of acts inconsistent with this act are hereby repealed. Takes effect, when; repealing clause.  
[Approved June 22, 1877.]

## CHAPTER IV.

AN ACT TO APPORTION THE STATE TAX BETWEEN THE TOWNS OF LANDAFF AND EASTON.

## SECTION

1. Readjustment of state tax between Landaff and Easton.

## SECTION

2. Repealing clause.  
3. Takes effect when.

*Be it enacted by the Senate and House of Representatives in General Court convened :*

SECTION 1. That of the one dollar and seventy-nine cents, established as the proportion of the state tax for the town of Landaff to pay, in the act of 1876, for the apportionment of public taxes, the town of Landaff shall hereafter pay the sum of one dollar and twenty-eight cents, and the town of Easton fifty-one cents, until a new apportionment of taxes shall be made, and the state treasurer is hereby directed to conform to the provisions of this act in collecting the state tax assessed for the year 1877. Readjustment of state tax between Landaff and Easton.

SEC. 2. So much of the act passed at the June session, 1876, entitled "An act to divide the town of Landaff, and to constitute the town of Easton," as is inconsistent with the provisions of this act, is hereby repealed. Repealing clause.

SEC. 3. This act shall take effect from its passage.  
[Approved June 26, 1877.]

Takes effect when.

## CHAPTER V.

AN ACT IN FURTHER AMENDMENT OF THE AMENDMENT OF CHAPTER FIFTEEN OF THE PAMPHLET LAWS OF 1876, TO CHAPTER TWENTY-TWO OF THE PAMPHLET LAWS OF 1875, IN RELATION TO THE PROBATE COURTS FOR THE COUNTY OF COOS.

SECTION 1. Salaries of probate officers of Coos county increased.	SECTION 2. Takes effect, when.
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*Be it enacted by the Senate and House of Representatives in General Court convened:*

Salaries of probate officers of Coos county increased.

SECTION 1. That chapter twenty-two of the Pamphlet Laws of 1875 be further amended by striking out the word "fifty" before the word "dollars" at the end of section one, and inserting in its stead the words "one hundred," so that the last clause of said section shall read: "and the salary of the judge and register shall be increased one hundred dollars."

Takes effect, when.

SEC. 2. This act shall take effect from and after its passage.  
[Approved June 26, 1877.]

## CHAPTER VI.

AN ACT IN RELATION TO CHALLENGES IN CAPITAL CASES.

SECTION 1. In capital cases state may have ten peremptory challenges.	SECTION 2. Repealing clause; takes effect, when.
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*Be it enacted by the Senate and House of Representatives in General Court convened:*

In capital cases state may have ten peremptory challenges.

SECTION 1. Upon the trial of any offense which may be punishable by death, the state, in addition to challenges for cause, shall be entitled to ten peremptory challenges.

Repealing clause; takes effect, when.

SEC. 2. All acts and parts of acts inconsistent herewith are hereby repealed, and this act shall take effect from its passage.  
[Approved June 28, 1877.]

## CHAPTER VII.

## AN ACT IN AMENDMENT OF CHAPTER SIXTY-SIX OF THE GENERAL STATUTES RELATING TO THE REPAIRING OF HIGHWAYS.

## SECTION

1. Surveyors may be appointed to enter on their duties before fifteenth day of May.

## SECTION

2. Takes effect, when.

*Be it enacted by the Senate and House of Representatives in General Court convened :*

SECTION 1. Any town may choose or authorize the selectmen to appoint surveyors of highways as contemplated in section five, chapter sixty-six of the General Statutes, who may enter upon their duties at an earlier date than the fifteenth day of May.

Surveyors may be appointed to enter on their duties before fifteenth day.

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

Takes effect, when.

[Approved June 28, 1877.]

## CHAPTER VIII.

## AN ACT PROHIBITING THE ALLOWING OF COAL TAR, REFUSE OR DEPOSITS FROM GAS WORKS, TO FLOW INTO, OR BEING DEPOSITED IN, THE WATERS OF THE SQUAMSCOT RIVER.

## SECTION

1. Persons prohibited from fouling Squamscot river; penalty.

## SECTION

2. Upon second offense supreme court to enjoin offender.  
3. Takes effect, when.

*Be it enacted by the Senate and House of Representatives in General Court convened :*

SECTION 1. No person or corporation shall throw or deposit, or allow the same to be thrown or deposited, any coal tar, refuse or deposits from any gas works, or cause or permit the same to run or flow into or upon the waters of the Squamscot river, under a penalty of fifty dollars for each offense.

Persons prohibited from fouling Squamscot river; penalty.

SEC. 2. If any person or corporation shall be guilty of a second violation of section first of this act, it shall be the duty of the supreme court, or of any justice thereof, to issue an injunction restraining such person or corporation so offending, from continuing such violation.

Upon second offense supreme court to enjoin offender.

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

Takes effect, when.

[Approved June 28, 1877.]

CHAPTER IX.

AN ACT IN AMENDMENT OF SECTION ONE OF CHAPTER FIFTY-FOUR OF THE PAMPHLET LAWS PASSED JUNE SESSION, 1873, IN RELATION TO PUBLIC PARKS AND CEMETERIES.

SECTION

1. Land may be taken within twenty rods of dwelling-house for enlarging cemeteries, when.

SECTION

2. Repealing clause.  
3. Takes effect, when.

*Be it enacted by the Senate and House of Representatives in General Court convened:*

Land may be taken within twenty rods of dwelling-house for enlarging cemeteries, when.

SECTION 1. That so much of section one of chapter fifty-four of an act passed June session, 1873, in relation to public parks and cemeteries, as prohibits the selectmen of towns from laying out public cemeteries within twenty rods of any dwelling-house, store or public place, shall not be held to apply to the enlargement of existing cemeteries when the land so taken and laid out is within twenty rods, but at a greater distance from any dwelling-house, store or public place than the original cemetery for which such land shall be taken for enlargement.

Repealing clause.

SEC. 2. All acts and parts of acts inconsistent with the provisions of this act are hereby repealed.

Takes effect, when.

SEC. 3. This act shall take effect from and after its passage. [Approved June 28, 1877.]

CHAPTER X.

AN ACT TO SEVER CERTAIN TERRITORY FROM THE TOWN OF HAMPSTEAD AND ANNEX THE SAME TO THE TOWN OF DANVILLE.

SECTION

1. Town lines changed.  
2. Repealing clause.

SECTION

3. Takes effect, when.

*Be it enacted by the Senate and House of Representatives in General Court convened:*

Town lines changed.

SECTION 1. That so much of the homestead farm of Jacob Collins, of Danville, as is now situated in the town of Hampstead, shall be and hereby is severed from said town of Hampstead and annexed to the town of Danville.

Repealing clause.

SEC. 2. All acts and parts of acts inconsistent with this act are hereby repealed.

Takes effect, when.

SEC. 3. This act shall take effect and be in force from and after its passage.

[Approved June 28, 1877.]



CHAPTER XI.

AN ACT FOR THE BETTER PRESERVATION OF THE RECORDS OF THE DOINGS OF COUNTY DELEGATIONS.

SECTION

1. Secretary of state to prepare and furnish record books for county delegations.
2. Clerks of delegations to make a true record and certify it to county commissioners.

SECTION

3. Record book, where deposited.
4. Record of meetings not held in Concord, how made.
5. Takes effect, when.

*Be it enacted by the Senate and House of Representatives in General Court convened :*

SECTION 1. That the secretary of state shall furnish a book for each of the several counties in this state, at their expense, suitable for keeping the records of the doings of their respective delegations, and upon the fly-leaf of said books there shall be attached a printed copy of all laws now in force or that may be hereafter enacted in relation to the meetings and action of the county delegations and the records and returns thereof.

Secretary of state to prepare and furnish record books for county delegations.

SEC. 2. It shall be the duty of the clerks of the respective delegations of the several counties, to make a true record of the doings of their respective delegations in said record books, and make a certified copy thereof, and return said copy to the clerk of the county commissioners in their respective counties, as soon as may be convenient after each meeting of their delegation.

Clerks of delegations to make a true record and certify it to county commissioners.

SEC. 3. Said record book shall be deposited with the secretary of state for safe keeping; and a certified copy of said records, or any part thereof, by the secretary of state, shall have the same validity for all purposes that the same would have if certified by the clerk of the delegation.

Record book, where deposited.

SEC. 4. Should a meeting of the delegation of any county be convened at any other place than at the state house in Concord, it shall be the duty of the clerk of the delegation to forward to the secretary of state at Concord a record of the doings of said meeting, to be deposited with the record book of said county, also an attested copy of the same to the clerk of the county commissioners of his county, and at the next meeting of said delegation holden at the state house, said clerk, or his successor, shall enter upon the pages of said record book at length the records of said previous meeting or meetings, and duly attest the same, that said records may appear in due course and in their proper place on the pages of said record books.

Record of meetings not held in Concord, how made.

SEC. 5. This act shall take effect and be in force from and after the date of its passage.

Takes effect, when.

[Approved July 7, 1877.]

## CHAPTER XII.

## AN ACT FOR THE PROTECTION OF FISH IN LARKIN'S POND IN HOOKSETT.

## SECTION

1. Fishing in Larkin's pond prohibited for five years; penalty.

## SECTION

2. Takes effect, when.

*Be it enacted by the Senate and House of Representatives in General Court convened:*

Fishing in Larkin's pond prohibited for five years; penalty.

SECTION 1. That all persons are hereby prohibited from fishing in any manner, for five years from the passage of this act, in Larkin's pond in Hooksett, in the county of Merrimack, and any person violating the provisions of this act shall be liable to a fine of ten dollars for each offense, one-half of said fine to the complainant, and one-half to the county of Merrimack.

Takes effect, when.

SEC. 2. This act shall take effect from its passage.  
[Approved July 7, 1877.]

## CHAPTER XIII.

## AN ACT TO PROVIDE FOR THE PROTECTION AND SECURITY OF PUBLIC LIBRARIES.

## SECTION

1. Injuring property of libraries prohibited; penalty.

## SECTION

2. Takes effect, when.

*Be it enacted by the Senate and House of Representatives in General Court convened:*

Injuring property of libraries prohibited; penalty.

SECTION 1. Whoever willfully or maliciously writes upon, injures, defaces, tears, or destroys any book, map, chart, plate, picture, engraving or statue belonging to any law, school, college, town, city or other public library, shall be punished by a fine not exceeding fifty dollars, or by imprisonment of not more than thirty days, or both, for every such offense.

Takes effect, when.

SEC. 2. This act shall take effect from and after its passage.  
[Approved July 7, 1877.]

## CHAPTER XIV.

AN ACT IN AMENDMENT OF CHAPTER TWO HUNDRED AND THIRTY-THREE OF THE GENERAL STATUTES IN RELATION TO HEARINGS BEFORE TOWN OFFICERS.

## SECTION

1. Notice of hearing on division or union of school districts.

## SECTION

2. Repealing clause.

*Be it enacted by the Senate and House of Representatives in General Court convened :*

SECTION 1. The notice prescribed in section three of chapter two hundred and thirty-three, shall be sufficient for all hearings before town officers in relation to the division or union of school districts, and in such cases further personal notice shall not be required. Notice of hearing on division or union of school districts.

SEC. 2. All acts and parts of acts inconsistent with the provisions of this act are hereby repealed. Repealing clause.

[Approved July 7, 1877.]

## CHAPTER XV.

AN ACT TO SUPPRESS EXHIBITIONS OF THE FIGHTING OF BIRDS, DOGS AND OTHER ANIMALS.

## SECTION

1. Exhibitions of fighting birds and animals prohibited; penalty.

## SECTION

2. Presence at such exhibition punishable.  
3. Act takes effect, when.

*Be it enacted by the Senate and House of Representatives in General Court convened :*

SECTION 1. That whoever owns, possesses, keeps or trains any bird, dog, or other animal, with the intent that such bird, dog, or other animal shall be engaged or used in an exhibition of fighting, or whoever establishes or promotes an exhibition of the fighting of birds, dogs, or other animals, shall be punished by fine not exceeding two hundred dollars or by imprisonment in jail not exceeding one year, or by both such fine and imprisonment. Exhibitions of fighting birds and animals prohibited; penalty.

SEC. 2. Whoever is present at any place, building or tenement when preparations are being made for an exhibition of the fighting of birds, dogs, or other animals, with intent to be present at such exhibition, or is present at, aids in, or contributes to such an exhibition, shall be punished by fine not exceeding twenty-five dollars or by imprisonment in jail not exceeding thirty days, or by both such fine and imprisonment. Presence at such exhibition punishable.

SEC. 3. This act shall be in force from and after its passage. Act takes effect, when.

[Approved July 7, 1877.]

CHAPTER XVI.

AN ACT IN AMENDMENT OF CHAPTER TWO HUNDRED AND THIRTY, GENERAL STATUTES, RELATIVE TO THE LIABILITIES OF PERSONS SUMMONED AS TRUSTEES.

SECTION

1. Clerk, etc., of principal defendant not chargeable as trustee.

SECTION

2. Takes effect, when.

*Be it enacted by the Senate and House of Representatives in General Court convened:*

Clerk, etc., of principal defendant not chargeable as trustee.

SECTION 1. No person shall be charged as trustee for any funds which are held in the capacity of clerk, cashier, or other employe of the principal defendant and which have been received in the ordinary course of such employment. Nothing in this act shall be construed to apply to suits now pending.

Takes effect, when.

SEC. 2. This act shall take effect upon its passage. [Approved July 7, 1877.]

CHAPTER XVII.

AN ACT IN AMENDMENT OF SECTION SECOND OF CHAPTER FIFTY-FOUR OF THE PAMPHLET LAWS PASSED JUNE SESSION 1873, IN RELATION TO PUBLIC PARKS AND CEMETERIES.

SECTION

1. Act amended.  
2. Repealing clause.

SECTION

3. Takes effect, when.

*Be it enacted by the Senate and House of Representatives in General Court convened:*

Act amended.

SECTION 1. Section two of chapter fifty-four of the Pamphlet Laws of 1873, shall be amended by inserting after the word "voters" in the fourth line the following words: "present and voting thereon."

Repealing clause.

SEC. 2. All acts and parts of acts inconsistent with the provisions of this act are hereby repealed.

Takes effect, when.

SEC. 3. This act shall take effect from and after its passage. [Approved July 7, 1877.]

## CHAPTER XVIII.

## AN ACT TO AUTHORIZE THE STATE TREASURER TO ISSUE REGISTERED BONDS.

## SECTION

1. New method of registering state bonds.
2. Present registered bonds exchangeable for new ones.

## SECTION

3. Bonds received by treasurer in exchange, to be canceled and destroyed.
4. Repealing clause; takes effect, when.

*Be it enacted by the Senate and House of Representatives in General Court convened:*

SECTION 1. The state treasurer is hereby authorized to issue registered bonds in pieces of not less than one hundred dollars, and of any multiple of one hundred, in exchange for and lieu of any coupon bonds or bonds of the state registered in accordance with the provisions of chapter seventy-four of the Pamphlet Laws passed June session, 1874, bearing the same rate of interest and maturing at the same time as the bonds which he may receive therefor in exchange, but the place of payment prescribed therein shall be the state treasury and not elsewhere; and the said bonds shall be signed by the treasurer, countersigned by the governor, and attested by the secretary of state, with the seal of the state.

SEC. 2. Upon due assignment of any such registered bond and delivery thereof to the state treasurer, an equivalent bond or bonds, in form as aforesaid, shall be issued to the assignees in substitution therefor.

SEC. 3. All bonds received by the treasurer for exchange, under the provisions of this act, shall be effectually effaced and canceled, and retained in the office of the treasurer until they have been examined and audited by a committee of the legislature, when they shall be destroyed in accordance with the provisions of chapter forty-two, Pamphlet Laws, passed June session, 1873. And the secretary of state and state treasurer shall each keep a record of all bonds issued under the authority of this act, showing the serial number, date and amount of each certificate, to whom issued, and when payable.

SEC. 4. Chapter seventy-four of the Pamphlet Laws of 1874 is hereby repealed, and this act shall take effect upon its passage.

[Approved July 7, 1877.]

## CHAPTER XIX.

AN ACT IN AMENDMENT OF AN ACT ENTITLED "AN ACT TO ESTABLISH A NEW PROPORTION FOR THE ASSESSMENT OF PUBLIC TAXES," APPROVED JULY 20, 1876.

## SECTION

1. State and county tax of Hart's Location reduced.

## SECTION

2. State and county tax of Cutts' Grant reduced.  
3. Repealing clause; takes effect, when.

*Be it enacted by the Senate and House of Representatives in General Court convened:*

State and county tax of Hart's Location reduced.

SECTION 1. The state treasurer is hereby authorized to abate from the state tax of 1877, to be paid by Hart's Location in the county of Carroll, six cents for every one thousand dollars of the entire state tax, and to make the same proportional abatement annually thereafter during the period of apportionment fixed by the act to which this is an amendment. And the treasurer of the county of Carroll is also authorized to make a proportional annual abatement from the amount of county tax to be paid by said Hart's Location during said time.

State and county tax of Cutts' Grant reduced.

SEC. 2. The state treasurer is hereby authorized to abate from the state tax of 1877, to be paid by Cutts' Grant in the county of Coos, one and one-half cent for every one thousand dollars of the entire state tax, and to make the same proportional abatement annually thereafter during the period of apportionment fixed by the act to which this is an amendment. And the treasurer of the county of Coos is also authorized to make a proportional annual abatement from the amount of county tax to be paid by said Cutts' Grant during said time.

Repealing clause; takes effect, when.

SEC. 3. All acts and parts of acts inconsistent with this act are hereby repealed, and this act shall take effect on its passage.

[Approved July 7, 1877.]

## CHAPTER XX.

AN ACT PROVIDING FOR THE TRIAL OF SMALL CAUSES WITHOUT THE INTERVENTION OF A JURY.

## SECTION

1. Supreme court may refer causes, and judgment on their report shall be final.  
2. Rules of practice and proceedings before referees.

## SECTION

3. Repealing clause.  
4. Takes effect, when.

*Be it enacted by the Senate and House of Representatives in General Court convened:*

Supreme court may refer causes to referees, and judgment on their report shall be final.

SECTION 1. That the supreme court, or any justice thereof in vacation, in all civil causes, in which the parties agree to such reference, or in which the value in controversy does not exceed one hundred dollars, and title to real estate is not concerned, whether the

same shall come into said court by appeal from a justice of the peace, a police court, or otherwise, may refer said causes to one or more referees, under the provisions of chapter thirty-five of the laws of 1876, and judgment rendered on the report of such referees shall be final and conclusive.

SEC. 2. The supreme court may make rules not only to regulate the practice and proceedings before such referees, but may also fix upon a time when the hearings before referees shall commence in each county; may prescribe the order in which the causes thus referred shall be tried and the time and place of trial of each, with a view of having all causes thus referred tried without delay and as nearly in the order in which they are found upon the docket as may be, and as nearly in one continuous term as possible; and it shall be the duty of referees, parties and counsel to conform to such appointments and assignments, and such referee shall have authority to order the payment of costs by either party, in hearings before him, as terms for delay, postponement or continuance, subject to the revision of the supreme court.

SEC. 3. All acts and parts of acts inconsistent with the provisions of this act are hereby repealed.

SEC. 4. This act shall take effect from and after the first day of August next.

[Approved July 10, 1877.]

## CHAPTER XXI.

### AN ACT IN RELATION TO TAXES PAID BY SAVINGS BANKS TO THE UNITED STATES.

#### SECTION

1. Taxes to be charged proportionately to depositors.

#### SECTION

2. Takes effect, when.

*Be it enacted by the Senate and House of Representatives in General Court convened:*

SECTION 1. All taxes paid by the savings banks of the state to the United States shall be proportionately charged by said banks to those depositors upon whose deposit said taxes are paid.

SEC. 2. This act shall take effect from its passage.

[Approved July 10, 1877.]

## CHAPTER XXII.

AN ACT EXPLANATORY OF AN ACT PASSED JUNE SESSION, 1876, ENTITLED "AN ACT TO REMOVE THE DISABILITIES OF MARRIED WOMEN."

## SECTION

1. Rights of married women defined.

## SECTION

2. Takes effect, when.

*Be it enacted by the Senate and House of Representatives in General Court convened:*

Rights of married women defined.

SECTION 1. The provisions of chapter thirty-two of the laws passed June session, 1876, shall not be so construed as to abridge or affect the right of any married woman, alone or jointly with her husband, to release, mortgage or convey for any purpose, to any person other than her husband, her right of homestead, dower or other right in any real or personal estate not held by her in her own right, or to her sole or separate use.

Takes effect, when.

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

[Approved July 19, 1877.]

## CHAPTER XXIII.

AN ACT IN AMENDMENT OF CHAPTER TWENTY-ONE, PASSED AT THE JUNE SESSION, 1876, "EXTENDING THE JURISDICTION OF POLICE COURTS IN CIVIL CAUSES."

## SECTION

1. Suits returnable in place where one of the parties resides; judgment against trustee; when entered.

## SECTION

2. Suits not returnable to what courts.  
3. Repealing clause; takes effect, when.

*Be it enacted by the Senate and House of Representatives in General Court convened:*

Suits returnable in place where one of the parties resides; judgment against trustee; when entered.

SECTION 1. In all suits before justices of the peace and police courts, the action shall be made returnable in the town or city where the plaintiff or defendant resides, and no party summoned as trustee shall have judgment entered against him until after notice has been given him to disclose, or after disclosure made, as now provided by law.

Suits not returnable to what courts.

SEC. 2. No civil suit, brought by the justice, assistant or special justice of a police court, shall be made returnable to the court of which he is a member.

Repealing clause; takes effect, when.

SEC. 3. Section six of the act of which this is an amendment, and all acts and parts of acts inconsistent with this act are hereby repealed, and this act shall take effect upon its passage.

[Approved July 10, 1877.]



## CHAPTER XXIV.

AN ACT IN AMENDMENT OF CHAPTER ONE HUNDRED AND EIGHTY-SIX  
OF THE GENERAL STATUTES RELATING TO TRUSTEES OF ESTATES.

## SECTION

1. Trustee to give bond in all cases.
2. Trustees, how to invest trust funds.

## SECTION

3. Takes effect, when.

*Be it enacted by the Senate and House of Representatives in General Court convened:*

SECTION 1. Section two of said chapter one hundred and eighty-six of the General Statutes is hereby repealed. Trustee to give bond in all cases.

SEC. 2. Trustees, when not otherwise authorized or directed, Trustees, how to invest trust funds. shall be accountable for and may be licensed to sell stocks, bonds and other written evidences of debt, the same as prescribed for guardians by section ten, chapter one hundred and sixty-six, of the General Statutes, and shall invest money and the proceeds of all real and personal property the same as prescribed for guardians by section eleven of said chapter one hundred and sixty-six.

SEC. 3. This act shall take effect from and after its passage. Takes effect, when.  
[Approved July 10, 1877.]

## CHAPTER XXV.

AN ACT TO AMEND CHAPTER TWENTY-FIVE OF THE PAMPHLET LAWS OF  
1876, RELATING TO THE PRESENT JUDICIARY SYSTEM.

## SECTION

1. Number of associate justices increased to six.

## SECTION

2. Takes effect, when.

*Be it enacted by the Senate and House of Representatives in General Court convened:*

SECTION 1. That section one of chapter twenty-five of the laws of 1876, be amended by striking out the word "five" in the sixth line and inserting in the place thereof the word "six"; so that the supreme court shall hereafter consist of one chief justice and six associate justices. Number of associate justices increased to six.

SEC. 2. This act shall take effect upon its passage. Takes effect, when.  
[Approved July 10, 1877.]

## CHAPTER XXVI.

## AN ACT CONCERNING THE OBSERVANCE OF "DECORATION DAY" AS A LEGAL HOLIDAY.

## SECTION

1. Decoration day a legal holiday.
2. Notes, etc., maturing to be paid on preceding day.

## SECTION

3. Takes effect, when.

*Be it enacted by the Senate and House of Representatives in General Court convened:*

Decoration day a legal holiday.

SECTION 1. That the thirtieth day of May, in each year, being the day set apart for the decoration of the graves of deceased soldiers, and known as decoration day, be and the same is hereby declared a legal holiday.

Notes, etc., maturing to be paid on preceding day.

SEC. 2. All bills of exchange, drafts, promissory notes and contracts maturing or to be executed on the said thirtieth day of May, are payable and to be executed on the business day next preceding, and may be noted and protested for non-payment or non-fulfillment on such next preceding business day.

Takes effect, when.

SEC. 3. This act shall take effect on its passage.

[Approved July 10, 1877.]

## CHAPTER XXVII.

## AN ACT IN AMENDMENT OF CHAPTER TWO HUNDRED AND FIFTY-NINE OF THE GENERAL STATUTES, RELATING TO OFFENSES AGAINST PUBLIC JUSTICE.

## SECTION

1. Ministerial officers receiving bribes; how punished.

## SECTION

2. Takes effect, when.

*Be it enacted by the Senate and House of Representatives in General Court convened:*

Ministerial officers receiving bribes; how punished.

SECTION 1. If any sheriff, city marshal, constable or other officer authorized to serve civil or criminal process, receives from any person any money or other valuable thing as a consideration, reward or inducement for omitting or delaying to arrest any defendant or respondent, or for omitting to carry any person held in custody before a magistrate, or for delaying to take a person to prison, or for postponing the sale of property under an execution, or for omitting or delaying any duty pertaining to his office, he shall be punished by fine not exceeding three hundred dollars, or by imprisonment not exceeding three months.

Takes effect when.

SEC. 2. This act shall take effect on its passage.

[Approved July 10, 1877.]

## CHAPTER XXVIII.

## AN ACT IN RELATION TO THE RATE OF BOARD AT THE STATE REFORM SCHOOL.

## SECTION

1. Price of board not to exceed \$1.50 a week; how recovered.

## SECTION

2. Repealing clause.  
3. Takes effect, when.

*Be it enacted by the Senate and House of Representatives in General Court convened:*

SECTION 1. The town from which any person is committed to the reform school by order of any justice or police court, and the county from which any person may be so committed by order of the supreme court, shall pay to the trustees of the reform school the sum by them charged in addition to his labor or service, for his board and instruction, not exceeding one dollar and a half a week, and the same may be recovered by said trustees by an action of assumpsit.

Price of board not to exceed \$1.50 a week; how recovered.

SEC. 2. All acts and parts of acts inconsistent with the provisions of this act are hereby repealed.

Repealing clause.

SEC. 3. This act shall take effect from and after its passage.

Takes effect, when.

[Approved July 10, 1877.]

## CHAPTER XXIX.

## AN ACT IN RELATION TO THE NEW HAMPSHIRE ASYLUM FOR THE INSANE.

## SECTION

1. Six thousand dollars appropriated.  
2. Governor authorized to draw, and treasurer to borrow and pay the same.

## SECTION

3. Takes effect, when.

*Be it enacted by the Senate and House of Representatives in General Court convened:*

SECTION 1. That there be and hereby is appropriated to the New Hampshire asylum for the insane the sum of six thousand dollars, for the purpose of enabling said asylum to build a new boiler house, and to remove thereto its present boilers and engine.

Six thousand dollars appropriated.

SEC. 2. The governor is hereby authorized and empowered to draw, from time to time, by his warrant, said sum from the treasury of the state; and the treasurer is authorized under the direction of the governor to borrow all or any part of said sum, if necessary, at the lowest rate of interest at which the same can be obtained, payable in one or two years as he may determine; and the treasurer for the time being is authorized to pay the said sum so borrowed, and the interest thereon when the same shall become due, out of any money in the treasury not otherwise appropriated.

Governor authorized to draw and treasurer to borrow and pay the same.

SEC. 3. This act shall take effect from and after its passage.

Takes effect, when.

[Approved July 10, 1877.]

## CHAPTER XXX.

AN ACT TO AMEND SECTION SEVEN OF CHAPTER TWO HUNDRED AND THIRTY-FIVE OF THE GENERAL STATUTES IN RELATION TO POLICE OFFICERS.

## SECTION

1. Police to make regulations for closing saloons, etc.

## SECTION

2. Takes effect, when.

*Be it enacted by the Senate and House of Representatives in General Court convened:*

Police to make regulations for closing saloons, etc.

SECTION 1. Section seven of chapter two hundred and thirty-five of the General Statutes is hereby amended by inserting after the word "out-building," in the sixth line thereof, the words, "and for determining the time of night at which saloons, eating-houses and restaurants shall be closed, and prohibiting the keeping open such places on the Lord's day."

Takes effect, when.

SEC. 2. This act shall take effect on its passage.  
[Approved July 10, 1877.]

## CHAPTER XXXI.

AN ACT IN REGARD TO A TEMPORARY LOAN.

SECTION 1.—Treasurer authorized to borrow \$50,000.

*Be it enacted by the Senate and House of Representatives in General Court convened:*

Treasurer authorized to borrow \$50,000.

SECTION 1. The treasurer, by advice and direction of the governor and council, is authorized to borrow for the temporary use of the state, a sum not exceeding fifty thousand dollars, at such times and in such amounts as may be necessary, at such rates of interest as may be determined, not to exceed six per cent per annum.

[Approved July 10, 1877.]

## CHAPTER XXXII.

AN ACT TO PROVIDE FOR THE ASSESSMENT AND COLLECTION OF A STATE TAX.

SECTION 1.—State tax of \$400,000 authorized.

*Be it enacted by the Senate and House of Representatives in General Court convened:*

State tax of \$400,000 authorized.

SECTION 1. The sum of four hundred thousand dollars shall be raised for the use of the state, and shall be assessed, collected, and

paid into the treasury on or before the first day of December, in the year of our Lord one thousand eight hundred and seventy-eight; and the state treasurer is hereby directed seasonably to issue his warrant to the selectmen of the several towns and places, and to the assessors of the several cities in this state, according to the apportionment of public taxes made June session, one thousand eight hundred and seventy-six; and the selectmen of such towns and places, and the assessors of such cities, are hereby required to assess the sums specified in said warrant, and cause the same to be paid to said treasurer on or before the first day of December, in the year of our Lord one thousand eight hundred and seventy-eight; and the state treasurer is hereby authorized to issue his extents for all the taxes which shall then remain unpaid.

[Approved July 10, 1877.]

## CHAPTER XXXIII.

AN ACT TO FIX THE TIME WHEN THE CONSTITUTIONAL AMENDMENTS, ADOPTED IN MARCH LAST, SHALL TAKE EFFECT; AND ALSO PROVIDING FOR COMPILING THE STATUTES OF THE STATE.

### SECTION

1. Constitutional amendments to take effect, when.

### SECTION

2. Governor and council authorized to appoint commissioners to compile the statutes of the State.

3. Takes effect, when.

*Be it enacted by the Senate and House of Representatives in General Court convened:*

SECTION 1. That the amendments of the constitution of this state, which were proposed by the constitutional convention of said state at its session in December, 1876, and which were submitted to and legally adopted by the qualified voters of said state at the annual election in March, 1877, shall take effect at the times following, to wit:

1. The amendment relating to the trial of causes, in which the value in controversy does not exceed one hundred dollars and the title to real estate is not concerned, without the intervention of a jury, which is covered by the second question thus submitted to said voters; and the several amendments abolishing the religious test as a qualification for office, all which are covered by the seventh question thus submitted to said voters; and the amendments authorizing the general court to provide that appeals from a justice of the peace may be tried without the intervention of a jury, and authorizing said general court to increase the jurisdiction of justices of the peace to one hundred dollars, as covered by the tenth and eleventh questions thus submitted; and the amendment prohibiting money raised by taxation from being applied to the support of schools or institutions of any religious sect or denomination, as covered by the thirteenth question thus submitted,—shall all take effect on the first day of August next.

Constitutional amendments to take effect as follows:

Relating to trial of small causes.

Abolishing religious test.

Increasing jurisdiction of justices of the peace.

Prohibiting taxation for sectarian schools,—on the first day of August, 1877.

Changing time of holding state election, on the first day of October, 1878.

2. The several amendments relating to the change of time for holding the state elections from March to November, and providing that the election shall be biennial, or only once in two years, shall take effect on the first day of October, A. D., 1878, and the first election under said amendments shall be held on the Tuesday next after the first Monday in November, A. D., 1878. So that, upon that day (the state having been previously redistricted for the choice of senators, and the number of representatives having been previously apportioned and ascertained), the members of the legislature, the executive officers of the state, county treasurers, registers of deeds, registers of probate, solicitors and sheriffs shall be elected under said amendments for two years. All the remaining amendments of said constitution which have been legally adopted shall take effect on the first Wednesday of June, A. D. 1879, the true intent and meaning of this provision being, that these constitutional amendments relating to elections and the tenure of office shall take effect at such times, as that there shall be an annual election in March next under the old constitution, and that the officers then elected shall hold their offices for one year, as they now do: and that at the election in November, A. D. 1878, all the officers above enumerated shall be elected under the amended constitution, for two years, and shall take their places on the first Wednesday of June, 1879, and that upon said day all the amendments to the constitution shall take full effect.

Other amendments on the first Wednesday of June, 1879.

Explanatory clause.

Commissioners to compile the statutes of the state.

SEC. 2. The governor, with advice of council, shall, as soon as may be, appoint and commission three persons learned in the law, whose duty it shall be to compile the public statutes of this state now in force, including those of the present session, and arrange the same according to the form and order of the general statutes, as far as may be, and prepare the same for publication before the next session of the legislature, in June, 1878, and make report to said legislature; and said commissioners shall be authorized to make such changes and alterations in the existing laws as they may deem necessary on account of the adoption of said constitutional amendments, and also on account of any change that may be made in the time of holding the election for the choice of town officers, or in the tenure of office of such officers. With the above exceptions, and such others, if any, as the legislature may prescribe, the work of said commissioners shall be confined to a compilation of existing laws.

Takes effect, when.

SEC. 3. This act shall take effect and be in force from and after its passage.

[Approved July 10, 1877.]

CHAPTER XXXIV.

AN ACT TO INCREASE THE REVENUES OF THE STATE OF NEW HAMPSHIRE.

SECTION

- 1. Private acts of incorporation to be taxed.
- 2. Not to apply to voluntary corporations.

SECTION

- 3. Future acts of incorporation to become void, when.
- 4. Repealing clause.

*Be it enacted by the Senate and House of Representatives in General Court convened:*

SECTION 1. That hereafter no private act passed by the legislature of this state, hereinafter described and assessed, shall be enrolled in the office of the secretary of state or published or have the force of law until the parties asking or requiring the same shall have paid into the state treasury the following sums, to wit: On every act incorporating, chartering, renewing or extending the corporate powers of any bank except savings banks, the sum of one dollar per thousand on the largest amount of capital authorized, and on every supplement thereto except such as provide for an increase of capital, the sum of twenty-five dollars. On every act incorporating, chartering, renewing or extending the corporate powers of any savings bank the sum of one hundred dollars, and for every supplement thereto the sum of twenty-five dollars. On every act incorporating, chartering, renewing or extending the corporate powers of any railroad or insurance company, fifty cents per thousand on the largest amount of capital authorized; and for every supplement thereto, except such as provide for an increase of capital, twenty-five dollars. On every act incorporating, chartering, renewing or extending the corporate powers of any water-power, aqueduct, gas-light, express, steamboat, bridge, ferry, co-operative or any other company which has for its object a division of profits, the sum of fifty dollars, and on every supplement thereto the sum of twenty-five dollars.

Private acts of incorporation to be taxed as follows:

Banks of discount \$1.00 on every \$1000 of certified stock.

Savings banks, \$100.

Railroad and insurance companies fifty cents per thousand of authorized capital.

Other companies \$50.

SEC. 2. This act shall not in any way apply to any benevolent, religious, charitable or educational institutions, agricultural societies or other associations, societies or companies which shall organize under the acts relating to voluntary corporations, chapters one hundred and thirty-eight and one hundred and thirty-nine of the General Statutes.

Not to apply to voluntary corporations.

SEC. 3. Any act or supplement thereto which shall come within the provisions of this act shall become null and void if the sums herein specified are not paid to the state treasurer within thirty days after the passage of said act of incorporation.

Acts to become void, when.

SEC. 4. All acts and parts of acts inconsistent with this act are hereby repealed.

Repealing clause.

[Approved July 11, 1877.]

## CHAPTER XXXV.

AN ACT IN AMENDMENT OF SECTION SEVEN, CHAPTER ONE HUNDRED AND SEVENTY-THREE, OF THE GENERAL STATUTES, IN REGARD TO THE PUBLICATION OF PROBATE NOTICES.

## SECTION

1. Regulating the publication of probate notices.

## SECTION

2. Repealing clause; takes effect, when.

*Be it enacted by the Senate and House of Representatives in General Court convened:*

Regulating the publication of probate notices.

SECTION 1. That section seven of chapter one hundred and seventy-three of the General Statutes be amended by inserting after the word "prefer" in said section, the words, "printed in the county, if any, otherwise in some paper printed in the vicinity," so that said section shall read as follows:

All persons having business in the several probate courts and at the several probate offices shall have the right of selecting such newspapers as they may prefer printed in the county, if any, otherwise in some paper printed in the vicinity, for the publication of all legal notices which may be ordered under their application; but if in the judgment of any judge, the newspaper selected be deemed insufficient to give due publicity to any notice, he may order the publication in one other paper.

Repealing clause; takes effect, when.

SEC. 2. All acts and parts of acts inconsistent with the provisions of this act are hereby repealed, and this act shall take effect from its passage.

[Approved July 11, 1877.]

## CHAPTER XXXVI.

AN ACT PROVIDING FOR THE REPAIRS OF THE ROADS IN GREEN'S GRANT AND MARTIN'S LOCATION IN THE COUNTY OF COOS, FOR A TERM OF YEARS.

## SECTION

1. Green's Grant divided for taxation.  
2. A portion thereof exempted; proviso.  
3. State not to aid in repairing roads during the term of exemption.

## SECTION

4. Portion not exempted to be taxed.  
5. Repealing clause.  
6. Takes effect, when.

*Be it enacted by the Senate and House of Representatives in General Court convened:*

Green's Grant divided for taxation.

SECTION 1. That Green's Grant in the county of Coos, being an unincorporated place, hereafter be and hereby is, for the purposes of taxation, divided as follows, viz.: All that part lying southerly and westerly of Nineteen Mile Brook, running through said Grant, to the owners thereof, and all that part lying northerly and easterly



of said Brook to the owners thereof, and that the whole valuation as now apportioned, to wit: Sixty-five thousand dollars, be divided and apportioned as follows: To that part lying southerly and westerly of said Nineteen Mile Brook, the sum of fifty-three thousand dollars, and to that part lying northerly and easterly of said Brook, the sum of twelve thousand dollars, during the term of the present apportionment as fixed by the act of 1876.

SEC. 2. That all that portion of said Green's Grant which lies southerly and westerly of said Nineteen Mile Brook, being the premises owned and occupied by W. and C. R. Milliken, be and hereby is exempted from taxation for the term of ten years from the passage of this act. Provided, however, that the said W. and C. R. Milliken, their successors and assigns, shall during said term keep and maintain in good and sufficient repair, to the satisfaction of the county commissioners of said county of Coos, the road leading through Martin's Location and Green's Grant, in said county, from the south line of Gorham, by the Glen House to the Jackson line, and also the road leading from said road, near Glen Cottage, so called, across Peabody river by Copp's and Culhorne's to said Gorham line, being all the main traveled roads in said Martin's Location and Green's Grant, as now laid and traveled.

A portion thereof exempted; proviso.

SEC. 3. In consideration of the aforesaid exemption, no aid for the repairs or maintenance of said roads during said term shall be granted by the state.

State not to aid in repairing roads during the term of exemption.

SEC. 4. Nothing in this act shall preclude the taxation of that portion of said Green's Grant which lies northerly and easterly of said Nineteen Mile Brook, but the same shall be taxed according to its value aforesaid, at an apportionment of seven cents on every one thousand dollars of the public taxes, hereafter to be raised, and the state and county treasurers shall issue their warrants accordingly.

Portion not exempted to be taxed.

SEC. 5. All acts and parts of acts inconsistent with this act shall be and hereby are repealed.

Repealing clause.

SEC. 6. This act shall take effect from and after its passage.

Takes effect, when.

[Approved July 12, 1877.]

CHAPTER XXXVII.

AN ACT RELATING TO THE TOWN OF RYE.

SECTION

- 1. Gosport made a police district.
- 2. Local taxes to be expended for the use of the district.

SECTION

- 3. Takes effect, when.

*Be it enacted by the Senate and House of Representatives in General Court convened:*

SECTION 1. That portion of the town of Rye situated on Star Island is hereby constituted a district in said town to be known as Gosport, and said district of Gosport, at a duly called meeting of its legal voters, is authorized and empowered to enact such police

Gosport made a police district.

regulations and ordinances, not repugnant to the laws of this state, as shall be deemed necessary and proper for the protection of property and the maintenance of good order in and upon said island, and all such regulations and ordinances shall be of the same validity as if said district of Gosport was a duly incorporated town.

Local taxes to  
expended for  
the use of the  
district.

SEC. 2. All taxes other than state and county taxes that shall be assessed and collected on any property situated in said district of Gosport, shall be for the exclusive use and benefit of said district, and shall be paid over to such agent or agents as said district shall elect, at any duly called meeting, and shall be expended in such way and manner as said district shall deem for its best interest, the same to be determined by the voters of said district.

Takes effect,  
when.

SEC. 3. This act shall take effect on its passage.

[Approved July 14, 1877.]

## CHAPTER XXXVIII.

AN ACT IN AMENDMENT OF SECTION TWO OF CHAPTER FORTY-ONE OF THE LAWS OF 1872, APPROVED JULY 3, 1872, IN RELATION TO THE MORE EQUAL DISTRIBUTION OF ESTATES.

### SECTION

1. Widow not entitled to one-third of estate; when.

### SECTION

2. Repealing clause.  
3. Takes effect, when.

*Be it enacted by the Senate and House of Representatives in General Court convened:*

Widow not en-  
titled to one  
third of estate,  
when.

SECTION 1. Section two of chapter forty-one of the Laws of New Hampshire, approved July 3, 1872, is hereby amended so as to read as follows, to wit: Section 2. If settlement has been made upon the wife before marriage, or if there are any children of the testator or intestate by any former wife, or the issue of any such children, living at the time of his death, then the preceding section shall not be in force.

Repealing  
clause.

SEC. 2. All acts and parts of acts inconsistent with this act are hereby repealed.

Takes effect,  
when.

SEC. 3. This act shall take effect upon its passage, but shall not be construed so as to apply to any case in which the testator or intestate shall have died before the passage of this act.

[Approved July 14, 1877.]

## CHAPTER XXXIX.

AN ACT PROVIDING FOR THE ESTABLISHMENT OF BOARDS OF EDUCATION IN SUCH SCHOOL DISTRICTS OF THE STATE AS MAY DESIRE THE SAME.

## SECTION

1. School districts having fifty school children may elect a board of education.
2. Board to have general supervision of schools.
3. Boards to be sworn; their compensation.

## SECTION

4. Financial agent; his report and compensation.
5. Boards to make annual reports.
6. Annual meetings.
7. Takes effect, when.

*Be it enacted by the Senate and House of Representatives in General Court convened:*

SECTION 1. Any school district in any town of the state, which may so elect, and in which there are fifty children of school age, or which may support a public school during not less than thirty weeks in each year, or a graded school during not less than twenty-four weeks in each year, is hereby authorized at any legal meeting duly notified and holden for the purpose, to choose by ballot, and by major vote of the qualified voters of the district, a board of education consisting of six persons, having the legal qualifications prescribed by law for prudential and school committees, two of whom shall hold office for one year, two for two years, and two for three years from the time of the annual meeting in such district, and until others are duly chosen and qualified in their stead; the term of office of each to be determined by lot at the first meeting of the board, and a record thereof made. Two members of said board shall be chosen at every annual meeting of the district after the first choice thereof as aforesaid, by ballot and by major vote of the qualified voters of the district present and voting, to fill the vacancies that will annually occur by the expiration of the term of office of two of the incumbents, and to hold office for three years, and until others are chosen and qualified in their stead. Any vacancy occurring from any other cause may be filled in like manner at a special meeting held for the purpose, otherwise at the next annual meeting; and the person chosen to fill such vacancy shall hold office during the unexpired term, and until another shall be duly chosen and qualified in his stead.

SEC. 2. Any board of education elected according to the provisions of this act, shall have the care and custody of all the property belonging to the district, shall employ teachers and fix their compensation, shall have the control and management of the schools of the district, and examine and allow all claims arising therefrom, and generally shall have and enjoy all the power and authority, and perform all the duties by law pertaining to the offices of prudential and school committees.

SEC. 3. Said boards shall be sworn to the faithful performance of their duties, shall choose a president and secretary of their own number, and shall hold meetings as often as may be necessary for the discharge of their duties; and the secretary shall keep a record of all their proceedings in a book kept for that purpose, at the ex-

pense of the district. They shall receive no compensation for their services except such sums as the towns in which such boards are created may allow them for performing the duties of school committees within the districts for which they are chosen, which sums may be apportioned among them according to the services rendered by each member in that capacity.

Financial agent;  
his report and  
compensation.

SEC. 4. A report of receipts and disbursements during the year shall be made to the district at every annual meeting by said boards, or by such member of the board as they may appoint to act as treasurer, and if they so elect, to act as agent in providing fuel, furniture and other necessaries for the accommodation of the various schools of the district, who shall receive such compensation as the district may determine.

Boards to make  
annual reports.

SEC. 5. It shall be the duty of said boards to make a report to the school committees of the towns in which such boards have been organized, on or before the first day of March of each year, containing such facts as said school committee shall be required by law to report to the towns at its next annual meeting, and such other information as said school committees shall have occasion to use in making any report required by law to be made.

Annual meet-  
ings.

SEC. 6. The annual meetings of such districts as shall avail themselves of this act shall be held in the month of March.

Takes effect,  
when.

SEC. 7. This act shall take effect from and after its passage.

[Approved July 14, 1877.]

## CHAPTER XL.

AN ACT IN AMENDMENT TO CHAPTER ONE HUNDRED AND TWENTY-NINE, GENERAL STATUTES, IN RELATION TO PUBLIC POUNDS AND DISTRAINING ANIMALS.

### SECTION

1. Towns may vote not to maintain public pounds.

### SECTION

2. Repealing clause; takes effect, when.

*Be it enacted by the Senate and House of Representatives in General Court convened:*

Towns may vote  
not to maintain  
public pounds.

SECTION 1. Any town in this state, at any meeting duly called for that purpose, may vote not to maintain a public pound in said town and to dispose of any land held by them for that purpose.

Repealing  
clause; takes  
effect, when.

SEC. 2. All acts or parts of acts inconsistent with this act are hereby repealed, and this act shall take effect upon its passage.

[Approved July 14, 1877.]

## CHAPTER XLI.

## AN ACT FOR THE RELIEF OF THE TOWN OF ALLENSTOWN.

## SECTION

1. State and county tax of Allenstown abated.

## SECTION

2. Takes effect, when; repealing clause.

*Be it enacted by the Senate and House of Representatives in General Court convened:*

SECTION 1. The state treasurer is hereby authorized and required to abate from the state tax for 1877, to be paid by the town of Allenstown in the county of Merrimaek, one dollar and forty cents for every one thousand dollars of the entire state tax, and to make the same proportional abatement annually thereafter of the state tax to be paid by said Allenstown during the period of apportionment fixed by the act of July 20, 1876, entitled, "An act to establish a new proportion for the assessment of public taxes." And the treasurer of the county of Merrimaek is also hereby authorized and required to make a proportional annual abatement from the amount of county tax to be paid by said Allenstown in 1877, and subsequently until a new proportion for the assessment of public taxes shall be made.

SEC. 2. This act shall take effect upon its passage, and all acts and parts of acts inconsistent therewith are hereby repealed.

[Approved July 14, 1877.]

## CHAPTER XLII.

## AN ACT IN AMENDMENT OF CHAPTER TWO HUNDRED AND ONE OF THE GENERAL STATUTES RELATING TO ACTIONS.

## SECTION

1. Actions to be brought in what counties.  
2. Repealing clause.

## SECTION

3. Takes effect, when.

*Be it enacted by the Senate and House of Representatives in General Court convened:*

SECTION 1. Transitory actions, in which any one of the parties is an inhabitant of the state, shall be brought in the county where some one of them resides. If none of the parties is an inhabitant of the state, the action may be brought in any county.

SEC. 2. Section one of chapter two hundred and one of the General Statutes is hereby repealed.

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

[Approved July 14, 1877.]

## CHAPTER XLIII.

AN ACT IN RELATION TO THE SUPPORT OF INDIGENT, IDIOTIC AND  
FEEBLE ADULT CHILDREN.

## SECTION

1. Town or county may support feeble minded  
children at the home of their parents.

## SECTION

2. Takes effect, when.

*Be it enacted by the Senate and House of Representatives in General Court convened :*Town or county  
may support  
feeble minded  
children at the  
home of their  
parents.

SECTION 1. Whenever, by reason of any infirmity of body or mind, it is fit and proper that children should remain in the family and under the control of a parent after they arrive at the age of twenty-one years, and such parent is unable to support such children without diminishing his estate, such children shall be supported by the town or county by law liable for their support, and the parent shall not be regarded or deemed a pauper by reason of the support so furnished to such idiotic or feeble adult child or children residing in his family and under his control.

Takes effect,  
when.SEC. 2. This act shall take effect upon its passage.  
[Approved July 14, 1877.]

## CHAPTER XLIV.

AN ACT IN AMENDMENT OF CHAPTER SEVENTY-NINE OF THE GENERAL  
STATUTES RELATING TO MEETINGS AND OFFICERS OF SCHOOL DISTRICTS.

## SECTION

1. Meetings of school districts; how called.  
2. Tenure of office.

## SECTION

3. Takes effect, when; repealing clause.

*Be it enacted by the Senate and House of Representatives in General Court convened :*Meeting of  
school districts;  
How called.

SECTION 1. The prudential committee shall issue his warrant for the annual meeting, and post a copy thereof, at any time subsequent to the first Tuesday of January and prior to the second Tuesday of March, and such annual meeting shall be holden and the officers of the district chosen on or before the last day of March.

Tenure of office.

SEC. 2. The officers of a district shall hold their offices until others are elected and qualified in their stead.

Takes effect,  
when; repealing  
clause.

SEC. 3. This act shall take effect upon its passage, and all acts and parts of acts inconsistent herewith are hereby repealed.

[Approved July 14, 1877.]

## CHAPTER XLV.

AN ACT TO INCREASE THE EFFICIENCY AND REDUCE THE EXPENSES  
OF THE MILITIA.

## SECTION

1. Inspecting and mustering officer; his duties and compensation.
2. Commission to revise the militia laws; their compensation.

## SECTION

3. Uniforms.
4. Takes effect, when.

*Be it enacted by the Senate and House of Representatives in General Court convened:*

SECTION 1. The governor and commander-in-chief shall appoint an inspecting and mustering officer, who shall make a semi-annual inspection of each company of artillery, infantry and cavalry in the state service, and report within ten days of the time of such inspection to the adjutant-general, through proper channels, the condition thereof. He shall receive for such services the sum of three dollars per day for the time actually employed in making such inspections, and all necessary expenses incurred; providing, however, that such compensation for pay and expenses shall not exceed the sum of five hundred dollars per year.

SEC. 2. The governor shall appoint a commission, consisting of the adjutant-general, judge-advocate, and a representative from each branch of the service, to revise the militia laws of the state; said commission to report to the legislature as soon as practicable. Each member of said commission shall receive as compensation the sum of fifty dollars, which shall be in full for all services rendered.

SEC. 3. A majority of all the commissioned officers of each regiment, battalion or unattached company, at a meeting called for that purpose, may adopt a uniform for their command. They shall make return of their doings in writing to the adjutant-general, and if approved by him, such uniform shall become and remain the established uniform for that command: provided, however, that the color shall be the same as worn in the corresponding branches of the United States service. Members of any regiment, battalion or unattached company may add such sums as they see fit to the amount allowed by the state for the purchase of uniforms, but the payment of such sums shall in no way affect the right and title of the state to such property.

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

[Approved July 14, 1877.]

## CHAPTER XLVI.

## AN ACT REGULATING THE TAKING OF FISH.

## SECTION

1. Trespassing on land for taking fish: penalty.
2. Repealing clause.

## SECTION

3. Takes effect, when.

*Be it enacted by the Senate and House of Representatives in General Court convened:*

Trespassing on  
land for taking  
fish: penalty.

SECTION 1. Any person trespassing on any lands for the purpose of taking fish from any private pond, stream or spring, after public notice on the part of the owner or occupant thereof or of said lands not to so trespass, such notice being in writing and posted adjacent to such pond, stream or spring, shall be deemed guilty of trespass, and in addition to any damages recoverable by law shall be liable to the owner, lessee or occupant in a penalty of one hundred dollars for every such offense.

Repealing  
clause.

SEC. 2. All acts or parts of acts inconsistent herewith are repealed.

Takes effect,  
when.

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

[Approved July 19, 1877.]

## CHAPTER XLVII.

## AN ACT IN AMENDMENT OF SECTION SEVEN OF CHAPTER SIX OF THE PAMPHLET LAWS OF 1870, PROVIDING FOR THE ESTABLISHMENT OF A NORMAL SCHOOL.

## SECTION

1. Effect of certificates of graduation from State Normal School.

## SECTION

2. Repealing clause; takes effect, when.

*Be it enacted by the Senate and House of Representatives in General Court convened:*

Effect of certifi-  
cates of gradua-  
tion from State  
Normal School.

SECTION 1. The certificates of graduation from the lower course in the State Normal School shall have the effect of licenses to teach for three years from the date thereof in the common schools of the state, except in such as the school committee of the town or district shall require branches to be taught not embraced in the course of study in such lower course; and certificates of graduation from the higher course shall have the effect of licenses to teach in all common schools for five years from the date thereof, provided that in all cases such certificates of graduation shall be acceptable to the superintending school committee of the town or districts.

Repealing  
clause.  
Takes effect,  
when.

SEC. 2. All acts and parts of acts inconsistent herewith are hereby repealed, and this act shall take effect from its passage.

[Approved July 18, 1877.]



CHAPTER XLVIII.

AN ACT TO PROVIDE FOR THE EMPLOYMENT OF PRISONERS IN COUNTY JAILS.

SECTION

- 1. Prisoners may be set to labor.
- 2. Earnings to be applied in payment of fines and costs.
- 3. What prisoners entitled to net proceeds of labor.
- 4. What entitled to 25 per cent.

SECTION

- 5. Jailer to keep an exact account of earnings, etc.
- 6. Disposition of earnings.
- 7. Accounts to be audited and filed with supreme court.
- 8. Fees of jailer for extra services.
- 9. Repealing clause; takes effect, when.

*Be it enacted by the Senate and House of Representatives in General Court convened:*

SECTION 1. The sheriff of any county may, with the approval of the county commissioners, employ and set to labor any prisoner confined in the county jail, in such manner as shall be consistent with the safe-keeping of such prisoner, provided said labor can be prosecuted without expense to the county.

Prisoners may be set to labor.

SEC. 2. Any prisoner confined by reason only of default in payment of fine and costs shall be entitled to have the net proceeds of his labor over and above costs of board and all other expenses, applied in payment of said fine and costs, and upon their full payment shall be discharged from custody.

Earnings to be applied in payment of fines and costs.

SEC. 3. Any person charged with an offense and committed to jail who shall not subsequently be indicted, and any witness held for want of bail, shall be entitled to the net proceeds of his labor as aforesaid; provided that such person or witness shall not be set to labor except by his own consent.

What prisoners entitled to net proceeds of labor.

SEC. 4. All other prisoners shall be entitled to receive upon their discharge, twenty-five per cent of the net proceeds of their labor as aforesaid; provided that no person shall enjoy the benefit of this act who, while confined as a prisoner, shall not have conducted himself with good behavior.

What entitled to 25 per cent.

SEC. 5. The sheriff or jailer shall keep an account with each prisoner employed as contemplated in this act, which shall show the character and duration of such employment, the earnings therefrom and the expense thereof. Manufactured articles not disposed of at the time of discharge of a prisoner whose labor shall have been expended thereon, and any labor which shall have been performed not at a contract price, shall be estimated at a fair market value. The net earnings of each prisoner shall appear in such account, and the reasons why any prisoner is not employed.

Jailer to keep an exact account of earnings, etc.

SEC. 6. The sheriff or jailer shall retain the earnings of each prisoner until entitled to a discharge, when he shall pay such prisoner the amount to which he may be entitled, taking a receipt therefor. The balance shall be paid immediately to the county treasurer in accordance with the provisions of section fourteen of chapter one hundred and ninety-seven of the General Statutes relating to sheriffs.

Disposition of earnings.

Accounts to be audited and filed with supreme court.

SEC. 7. Said account shall be audited by the county commissioners, and, if found correct, approved by them. A copy of said account properly attested by the sheriff or his deputy shall likewise be approved by said county commissioners, and it shall be the duty of the sheriff within the first ten days of the trial term of the supreme court to file the same with the clerk of the court; and for any neglect of the sheriff to file the same, he shall forfeit one hundred dollars.

Fees of jailer for extra services.

SEC. 8. Upon approval of said copy of said account the presiding judge may allow to the sheriff or jailer such reasonable fees for compensation of extra services required by this act as to the said judge shall seem proper.

Repealing clause; takes effect, when.

SEC. 9. All acts and parts of acts inconsistent herewith are hereby repealed; and this act shall take effect from and after its passage.

[Approved July 18, 1877.]

CHAPTER XLIX.

AN ACT IN REGARD TO THE PROTECTION OF PICKEREL AND IN AMENDMENT OF SECTION SIXTY-THREE, CHAPTER ONE, PAMPHLET LAWS OF EIGHTEEN HUNDRED AND SIXTY-EIGHT.

SECTION

1. Protection of pickerel in Coos county removed.

SECTION

2. Repealing clause; takes effect, when.

*Be it enacted by the Senate and House of Representatives in General Court convened:*

Protection of pickerel in Coos county removed.

SECTION 1. So much of section sixty-three, chapter one of the Pamphlet Laws of eighteen hundred and sixty-eight, as affords protection to pickerel, is hereby repealed, so far as it relates to the waters within the county of Coos.

Repealing clause; takes effect, when.

SEC. 2. All acts and parts of acts inconsistent with the provisions of this act are hereby repealed, and this act shall take effect and be in force from and after its passage.

[Approved July 18, 1877.]

## CHAPTER L.

## AN ACT REGULATING CONSTRUCTING OF TELEGRAPH LINES.

## SECTION

1. Telegraph companies not to obstruct ways.
2. Not to mutilate trees.

## SECTION

3. Penalty for injuring trees on estate.
4. Repealing clause; takes effect, when.

*Be it enacted by the Senate and House of Representatives in General Court convened:*

SECTION 1. No telegraph company shall set their poles in any street, highway or place so as to impede or obstruct the free access to and egress from and the free use and occupation of any land adjoining said street or highway or the buildings thereon, or the doorway, or any private way to or from any field or other enclosures. Telegraph companies not to obstruct ways.

SEC. 2. No charter for any telegraph company shall be construed as giving to any individual or corporation a right to cut, mutilate or injure any shade or ornamental tree in the erection of their poles or wires or in maintaining the same without the consent of the owner or occupant, or unless such company shall procure the certificate in writing of the selectmen of the town, or mayor and aldermen of the city, where such shade or ornamental trees are situate, that such cutting or mutilation is necessary, and they shall pay such damage as said selectmen or mayor and aldermen shall award for the same. Not to mutilate trees.

SEC. 3. If any person shall maliciously, willfully, wantonly or unnecessarily commit any act whereby any tree placed or growing for ornament or use in any yard, street, square or other place, or whereby the real or personal estate of another shall be injured, he shall be imprisoned not exceeding one year or fined not exceeding one hundred dollars, or both. Penalty for injuring trees or estate.

SEC. 4. Section three of chapter two hundred and sixty-three of the General Statutes is hereby repealed, and this act shall take effect from its passage. Repealing clause; takes effect, when.

[Approved July 18, 1877.]

## CHAPTER LI.

## AN ACT IN AMENDMENT OF SECTION ONE OF CHAPTER FIFTY-FIVE OF THE PAMPHLET LAWS PASSED JUNE SESSION, 1872, ENTITLED, AN ACT FOR THE BETTER PROTECTION OF TROUT.

## SECTION

1. Protection of trout in Coos county.

## SECTION

2. Takes effect, when.

*Be it enacted by the Senate and House of Representatives in General Court convened:*

SECTION 1. That section one of chapter fifty-five of the Pamphlet Laws passed June session, 1872, be so amended as to read, Protection of trout in Coos county.

“from September fifteenth to April fifteenth in any year, so far as it relates to any waters in Coos county.”

Takes effect, when.

SEC. 3. This act shall take effect on its passage.

[Approved July 18, 1877.]

CHAPTER LII.

AN ACT REGARDING CONCEALED WEAPONS.

SECTION

1. Penalty for carrying concealed weapons.

SECTION

2. Takes effect, when.

*Be it enacted by the Senate and House of Representatives in General Court convened:*

Penalty for carrying concealed weapons.

SECTION 1. Whoever when arrested upon a warrant of a magistrate issued against him for an alleged offense against the laws of this state, and whoever when arrested by a sheriff, deputy sheriff, constable, police officer or watchman when committing a criminal offense against the laws of this state, or a breach or disturbance of the public peace, is armed with or has on his person slung shot, metallic knuckles, billies, or other dangerous weapons, or it is shown by evidence before any competent tribunal that the party arrested had used said weapons or either of them in committing the offense for which he is arrested, shall be punished by a fine not exceeding fifty dollars, or by imprisonment in the jail not exceeding one year, or both.

Takes effect, when.

SEC. 2. This act shall take effect and be in force from and after its passage.

[Approved July 19, 1877.]

CHAPTER LIII.

AN ACT FOR THE BETTER PROTECTION OF CHILDREN.

SECTION

1. Proprietors of drinking saloons prohibited from admitting minors; penalty.

SECTION

2. Children under fourteen not to be employed in public exhibitions; penalty; proviso.

3. Takes effect, when.

*Be it enacted by the Senate and House of Representatives in General Court convened:*

Proprietors of drinking saloons prohibited from admitting minors; penalty.

SECTION 1. No minor under the age of fourteen years shall be admitted at any time to, or permitted to remain in, any saloon or place of entertainment where any spirituous liquors or wines, or intoxicating or malt liquors are sold, exchanged or given away, or at places of amusement known as dance houses and concert saloons.

unless accompanied by parent or guardian. Any proprietor, keeper or manager of any such place who shall admit such minor to, or permit him or her to remain in, any such place, unless accompanied by parent or guardian, shall be fined ten dollars.

SEC. 2. Any person who shall employ or exhibit, or who shall sell, apprentice or give away for the purpose of employing or exhibiting, any child under the age of fourteen years in or for the vocation, occupation, service or purpose of dancing, playing on musical instruments, singing, walking on a wire or rope, or riding or performing as a gymnast, contortionist, or acrobat in any circus or theatrical exhibition, or in any public place whatsoever, or who shall cause, procure or encourage any such child to engage therein, shall be punished by a fine not exceeding one hundred dollars: provided, however, that nothing in this act shall be construed to prevent the education of children in vocal and instrumental music, or their employment as musicians in any church, chapel or school, or school exhibition, or prevent their taking part in any concert or musical exhibition.

Children under fourteen not to be employed in public exhibitions; penalty: proviso.

SEC. 3. This act shall take effect on its passage.  
[Approved July 19, 1877.]

Takes effect, when.

## CHAPTER LIV.

AN ACT TO REPEAL CHAPTER THREE OF THE PAMPHLET LAWS OF 1868.

SECTION

1. Office of state geologist abolished.

SECTION

2. Takes effect, when.

*Be it enacted by the Senate and House of Representatives in General Court convened:*

SECTION 1. That chapter three of the Pamphlet Laws of 1868 entitled "An act to provide for the geological and mineralogical survey of the state," and all acts and parts of acts in addition thereto are hereby repealed, and the office of "state geologist" is hereby abolished.

Office of state geologist abolished.

SEC. 2. This act shall take effect upon the expiration of the present fiscal year.

Takes effect, when.

[Approved July 19, 1877.]

## CHAPTER LV.

## AN ACT IN ADDITION TO CHAPTER ONE HUNDRED AND FORTY-ONE OF THE GENERAL STATUTES IN RELATION TO AQUEDUCT AND GAS-LIGHT COMPANIES.

## SECTION

1. Privileges of aqueduct and gas companies extended.
2. Damages by such companies; how assessed.

## SECTION

3. Owner may petition supreme court; when.
4. Takes effect, when.

*Be it enacted by the Senate and House of Representatives in General Court convened:*

Privileges of aqueduct and gas companies extended.

SECTION 1. Every aqueduct and gas-light company, duly organized, may also in like manner enter upon, break ground and dig ditches upon any unaccepted street or private way, doing no injury to such unaccepted street, road or private way, and for the purposes mentioned in the first section of the chapter to which this is an amendment.

Damages by such companies; how assessed.

SEC. 2. If in the placing of such pipes there shall be occasioned any damage to the estates of the abutters or owners of said private way or unaccepted street or road, the selectmen of any town or mayor and aldermen of any city shall, on notice to the corporation causing such damage to the applicant, view the premises, hear the parties interested, and assess such damages as may be shown, and within thirty days after the application file the same with their doings thereon, in the office of the town clerk, for record, and such damages may be recovered in an action at law if not paid within thirty days.

Owner may petition supreme court, when.

SEC. 3. If the owner is aggrieved by the assessment, or if the selectmen neglect to file the same within the thirty days as aforesaid, he may petition the supreme court for an assessment or increase of the damages, and like proceedings shall be had thereon as in case of damages in laying out a highway.

Takes effect, when.

SEC. 4. This act shall take effect and be in force from and after its passage.

[Approved July 19, 1877.]

## CHAPTER LVI.

AN ACT IN AMENDMENT OF CHAPTER TWELVE OF THE LAWS OF 1873,  
RELATING TO THE PUBLIC PRINTING.

## SECTION

1. Two thousand copies of insurance and bank commissioners' reports to be printed.

## SECTION

2. Repealing clause.  
3. Takes effect, when.

*Be it enacted by the Senate and House of Representatives in General Court convened:*

SECTION 1. The secretary of state is authorized to procure the printing of two thousand copies each of the annual reports of the insurance and bank commissioners. 2000 copies of insurance and bank commissioners' reports to be printed.

SEC. 2. All acts and parts of acts inconsistent with this act are hereby repealed. Repealing clause.

SEC. 3. This act shall take effect and be in force upon its passage. Takes effect when.

[Approved July 19, 1877.]

## CHAPTER LVII.

AN ACT IN AMENDMENT OF CHAPTER ONE HUNDRED AND SIXTY-ONE,  
SECTION NINE, OF THE GENERAL STATUTES, CONCERNING THE SOLEMNIZATION OF MARRIAGE.

## SECTION

1. Clergymen out of state may be commissioned to solemnize marriages in the state.

## SECTION

2. Takes effect, when.

*Be it enacted by the Senate and House of Representatives in General Court convened:*

SECTION 1. The governor, with the advice and consent of the council, is hereby authorized to issue commissions to clergymen out of this state authorizing them to solemnize marriages within this state; and marriages so solemnized shall be in all respects as valid as though solemnized by clergymen or magistrates residing within the state. Clergymen out of state may be commissioned to solemnize marriages in the state.

SEC. 2. This act shall be in force from and after its passage. Takes effect when.

[Approved July 19, 1877.]

CHAPTER LVIII.

AN ACT TO REPEAL CHAPTER TWENTY-TWO OF THE PAMPHLET LAWS OF 1868, ENTITLED, "AN ACT TO EQUALIZE TAXATION."

SECTION

1. Deductions for debts from invoice of taxable property not allowed.

SECTION

2. Takes effect, when.

*Be it enacted by the Senate and House of Representatives in General Court convened:*

Deductions for debts from invoice of taxable property not allowed. Takes effect, when.

SECTION 1. Chapter twenty-two of the Pamphlet Laws of 1868, entitled "An act to equalize taxation." is hereby repealed.

SEC. 2. This act shall take effect on and after its passage. [Approved July 19, 1877.]

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CHAPTER LIX.

AN ACT IN AMENDMENT OF SECTION SEVEN, CHAPTER FIFTY-ONE, OF THE GENERAL STATUTES, REGARDING PERSONS GIVING NAME TO COLLECTOR OF TAXES.

SECTION

1. Refusal to give name; penalty.

SECTION

2. Takes effect, when.

*Be it enacted by the Senate and House of Representatives in General Court convened:*

Refusal to give name; penalty.

SECTION 1. That section seven, chapter fifty-one, of the General Statutes be amended by inserting after the word "assessor" the words "or collector of taxes," so as to read: "Whosoever, upon request made to him by an assessor or collector of taxes of any town in the performance of his official duty, refuses or neglects to give his true name, shall be fined not exceeding fifty dollars."

Takes effect, when.

SEC. 2. This act shall take effect from its passage. [Approved July 19, 1877.]



## CHAPTER LX.

AN ACT TO REGULATE THE PUBLICATION OF THE REPORTS OF THE  
SUPREME COURT.

## SECTION

1. Council of law reporting; how elected; compensation.

## SECTION

2. Their duties.

3. Takes effect, when.

*Be it enacted by the Senate and House of Representatives in General Court convened:*

SECTION 1. There shall be a council of law reporting, consisting of not more than ten members of the bar of New Hampshire, who shall be elected annually, at the adjourned session of the law term, by a convention of the members of the county bar associations, who shall serve without compensation.

SEC. 2. All decisions of the supreme court, the publication of which is regarded by the court to be of doubtful necessity, shall be delivered to said council, and said council shall determine which of them are not of sufficient importance to justify the expense of their publication, and such decisions shall not be published in the regular series of reports, but shall be filed in the office of the secretary of state.

SEC. 3. This act shall take effect upon its passage.  
[Approved July 19, 1877.]

Takes effect, when.

## CHAPTER LXI.

AN ACT TO ENCOURAGE THE DESTRUCTION OF NOXIOUS ANIMALS AND  
BIRDS.

## SECTION

1. Killing foxes: bounty.

2. Killing hawks: bounty.

## SECTION

3. Takes effect, when.

*Be it enacted by the Senate and House of Representatives in General Court convened:*

SECTION 1. If any person shall kill a fox within this state and shall produce the head thereof to the selectmen of the town within which it was killed, or if there be no selectmen in said town, then to the selectmen of the nearest town having such officers, and shall prove to the satisfaction of said selectmen that such fox was killed by himself or by some person whose agent he is; the selectmen shall disfigure the head so presented in a way to prevent its being offered again for a bounty, and shall pay to such person fifty cents for every fox so killed.

SEC. 2. If any person shall kill a hawk within this state and shall proceed with the same as is directed in the first section of this

act he shall receive therefor at the hands of the selectmen, twenty cents for every hawk so killed.

Takes effect, when.

SEC. 3. This act shall take effect from and after its passage. [Approved July 19, 1877.]

CHAPTER LXII.

AN ACT FOR THE PROTECTION OF OYSTER BEDS.

SECTION

- 1. Taking oysters certain months prohibited.
- 2. Penalty.

SECTION

- 3. Takes effect, when.

*Be it enacted by the Senate and House of Representatives in General Court convened:*

Taking oysters certain months prohibited.

SECTION 1. No person shall take oysters from Great Bay in the county of Rockingham, or any of its tributaries, during the months of May, June, July and August unless said oysters have been bedded in said bay, or its tributaries, by the person so taking them.

Penalty.

SEC. 2. Any person violating the provisions of this act shall be fined not less than twenty nor more than one hundred dollars for each offense.

Takes effect, when.

SEC. 3. This act shall take effect upon its passage. [Approved July 19, 1877.]

CHAPTER LXIII.

AN ACT DEFINING THE POWERS AND DUTIES OF THE FISH COMMISSIONERS AND WARDENS.

SECTION

- 1. Commissioners authorized to prevent fishing in waters stocked with fish.

SECTION

- 2. To have powers of police officers in enforcing this act.
- 3. Takes effect, when.

*Be it enacted by the Senate and House of Representatives in General Court convened:*

Commissioners authorized to prevent fishing in waters stocked with fish.

SECTION 1. It shall be the duty of the fish commissioners to examine from time to time all waters in which salmon or other fish have been heretofore or may be hereafter placed, and they are hereby empowered to close any such waters against all fishing, of every kind, for such time as the preservation of the fish so placed in such waters may require, not exceeding one year. The possession of any fish or any fishing-tackle or apparatus in the immediate vicinity of such waters shall be *prima facie* evidence of a violation of this law or of any order made by the commissioners under it, and persons violating this law or any such order made by the com-

missioners shall be fined not exceeding twenty dollars or imprisoned not exceeding sixty days, or both.

SEC. 2. The fish commissioners and fish wardens shall have all powers in enforcing this and other laws relating to fisheries that are now vested in police officers and constables.

To have powers of police officers in enforcing this act.

SEC. 3. This act shall take effect upon its passage.  
[Approved July 19, 1877.]

Takes effect, when.

CHAPTER LXIV.

AN ACT LEGALIZING ALL THE TAXES ASSESSED IN THE TOWN OF BETHLEHEM IN THE YEAR ONE THOUSAND EIGHT HUNDRED AND SEVENTY-SEVEN.

SECTION

1. Assessment and collection of taxes legalized.

SECTION

2. Takes effect, when.

*Be it enacted by the Senate and House of Representatives in General Court convened:*

SECTION 1. That all the taxes assessed by the board of selectmen of the town of Bethlehem for the year one thousand eight hundred and seventy-seven, be and the same hereby are made legal; and all doings of the selectmen and the collector of taxes in said town, in relation to the assessment, inventory and collection of all taxes in said town for said year, are hereby ratified, confirmed and legalized.

Assessment and collection of taxes legalized.

SEC. 2. This act shall take effect upon its passage.  
[Approved July 19, 1877.]

Takes effect, when.

CHAPTER LXV.

AN ACT IN AMENDMENT OF CHAPTER NINETY-NINE, GENERAL STATUTES, IN RELATION TO TRIALS OF COMPLAINTS AND INDICTMENTS FOR BEING A COMMON SELLER OF SPIRITUOUS LIQUOR OR FOR KEEPING THE SAME FOR SALE.

SECTION

1. Exposing signs, bottles, or U. S. coupon receipts *prima facie* evidence of violation of liquor law.

SECTION

2. Takes effect, when.

*Be it enacted by the Senate and House of Representatives in General Court convened:*

SECTION 1. That on the trial of any complaint or indictment for keeping for sale spirituous liquor, or for being a common seller of spirituous liquor, evidence that the respondent exposes or suffers to be exposed, in, upon, or about his place of business any sign, pla-

Exposing signs, bottles, or U. S. coupon receipts *prima facie* evidence of violation of liquor law.

card or other advertisement of any spirituous or intoxicating liquor, or exposes or suffers to be exposed in the windows of or upon the shelves within his place of business, any bottles or other articles upon which are labels containing the name of any kind of spirituous or intoxicating liquor, or exposes or suffers to be exposed within his place of business, a coupon receipt showing the payment of a special tax to the United States government as a retailer of or wholesale dealer in liquors, shall all or either be received by the court and deemed *prima facie* evidence of the commission of the offense for which the respondent stands charged.

Takes effect, when.

SEC. 2. This act shall take effect from and after its passage. [Approved July 19, 1877.]

CHAPTER LXVI.

AN ACT PROVIDING FOR THE ERECTION OF A NEW STATE PRISON.

SECTION

- 1. Preamble.
- 2. Three commissioners to be appointed; their duties and compensation.
- 3. Site of prison.
- 4. Commissioners, if unable to agree with land owner, may take land; damages by whom assessed.
- 5. Land owner may appeal from such assessment to supreme court.

SECTION

- 6. Commissioners may sell old prison at public auction.
- 7. Governor authorized to draw warrants to pay bills.
- 8. Two hundred and ten thousand dollars appropriated.
- 9. Bonds, how issued and negotiated.
- 10. Cost of prison limited; explanatory clause; architect; his compensation.
- 11. Takes effect, when.

*Be it enacted by the Senate and House of Representatives in General Court convened:*

Erection of new state prison demanded.

SECTION 1. That the erection and construction of a new state prison in this state is now imperatively demanded, not only by considerations of humanity and economy, but also for the advancement of the public interests, and for the protection and security of the public peace and public safety.

Three commissioners to be appointed for that purpose; cost and capacity of prison.

SEC. 2. That His Excellency the Governor, with advice of the council, be hereby authorized to appoint three commissioners, whose duty it shall be to procure plans and specifications for the construction of a new state prison, with all necessary offices, workshops and other appurtenances at a cost not to exceed the sum of two hundred thousand dollars, and of sufficient capacity in all its parts and appointments to accommodate and employ two hundred convicts, the said specifications to contain an exact estimate, as near as may be, of the cost of each portion of said prison in detail, viz.: of the land, the foundations, the superstructure, the furnishing of all its parts, and all necessary appurtenances, the cost of the walls enclosing the same, the amount and cost of each and every kind of material to be used in the construction of the same, and cost of labor, and the necessary time required for the completion of said prison; and said plans and specifications, together with the detailed statements and estimated expense, shall be exhibited to public inspection

Specifications.

for at least thirty days previous to their acceptance by the commissioners, and approved by the governor and council: to make all contracts necessary for the erection, building and completion of a new state prison in Concord, in the county of Merrimaek, in said state, in accordance with the plans and on the site proposed and recommended by the commissioners appointed by the governor under the resolution of the legislature of 1874, or in accordance with any other plan and on any other site, approved by the governor and council and warden of the state prison, which shall provide accommodations for the same number of convicts as provided for by said plan, and which shall reduce the cost to the state; no contract shall be made by said commissioners until they shall have definite plans and specifications for the full completion of said prison, nor shall such contract be made until they have advertised for at least thirty days, in not less than three papers in this state, for sealed proposals under said plans and specifications, for the entire construction of the prison in one contract or in several contracts, for the different classes of work to be done, and such contract or contracts shall be made with the lowest responsible bidders complying with the terms of this act in relation to the amount of bonds required to guarantee the completion of said contracts; and no contract by them made shall be of any binding force or effect until first submitted to and approved by the governor and council; and it shall be the further duty of said commissioners to superintend the erection, building and completion of said prison, and they shall receive for their services each the sum of three dollars per day when employed, and their actual expenses, and their bills shall be approved by the governor and council; and the governor shall draw his orders upon the state treasurer for the amounts due from time to time upon said bills, and the treasurer shall pay the same out of any money provided for said prison by this act. Said commissioners, or either of them, may be removed at any time by the governor and council.

SEC. 3. Said commissioners shall have power and authority to purchase for and on behalf of the state the land recommended by the commission of 1874 as a site for a new prison, said land being owned and occupied by Benjamin Farnum, and lying in said Concord between the public highway leading from Concord to Boscawen and the Northern Railroad, and such portion thereof as in their opinion may be necessary and convenient for the erection and maintenance of such prison and its appurtenances, or any other land which they may select in Concord, such selection to be approved by the governor and council.

SEC. 4. In case said commissioners shall be unable to purchase such land for the state at a price which they deem reasonable, they are hereby fully authorized and empowered to take and appropriate the same for the use of the state for the purposes aforesaid; and if such land is so taken and appropriated for the use of the state, said commissioners shall apply to the county commissioners for the county of Merrimaek to assess the damages to the owner or owners of such land, and said county commissioners, upon reasonable notice to all persons interested, and a hearing thereon, shall assess and award damages to the owner or owners of such land for so much land as the commissioners hereby appointed shall designate as necessary and convenient for the purposes aforesaid. Said assessment

Location.

Proposals to be advertised for.

To be approved by governor and council.

Compensation of commissioners.

Site.

Land to be taken; damages for, how assessed.

and award of the county commissioners shall be in writing, and filed in the office of the city clerk of said Concord within ten days after the same is completed, which shall contain a particular description by metes and bounds of the land so taken, as well as of the damages and the persons to whom the same is awarded. And upon payment or tender to the owner or owners of the land of the sums so assessed, the title to the land so taken shall be vested in the state.

Land owner  
may appeal to  
supreme court.

SEC. 5. Such land owner or other party interested shall have the right to appeal from said assessment and award to the supreme court in said county of Merrimaek, and to an assessment of said damages by a jury on such appeal, by filing in the office of the clerk of said court a petition in proper form for that purpose, within sixty days after the filing of said assessment and award of said county commissioners in the office of the city clerk as aforesaid.

Old prison to be  
sold at public  
auction by com-  
missioners.

SEC. 6. Said commissioners hereby appointed shall have full power and authority to sell, transfer and convey, by deed or otherwise, with the approval of the governor and council, all the real and personal property and estate that is now owned by the state and used and occupied for a state prison, or in connection therewith, when in their judgment the interests of the state will be promoted thereby, provided such sale be at public auction, due notice of which shall be given by publishing the same for one month previous to the date of sale, in the three papers having the largest circulation in this state; the last publication whereof shall be at least fourteen days previous to the date of said sale: such sale may be in whole or in parts, as said commissioners may deem for the interest of the state.

Governor au-  
thorized to draw  
warrants to pay  
bills.

SEC. 7. The governor shall draw his orders on the state treasurer for the amounts that may be or become due from time to time under the contracts of the commissioners hereby appointed for the purposes aforesaid, after said bills shall have been duly approved by said commissioners and the governor and council, to an amount not exceeding two hundred thousand dollars.

State prison  
fund appropri-  
ated.

SEC. 8. To meet the necessary expenses of building such new prison and purchasing land for the same, the amount of forty thousand dollars, or thereabouts, now in the state treasury, known as the state prison fund, shall be, and the same is, hereby first appropriated. Next, the state treasurer, under the direction of the governor, is hereby authorized to borrow, for the use and in the name of the state, a sum not exceeding sixty thousand dollars, for such time and on such terms as the governor and council shall determine, so that the same may be replaced in the treasury from the sale of the real and personal property and estate of the state now used for and in connection with the present state prison; and further, the treasurer of the state is hereby authorized, under the direction of the governor and council, to issue bonds or certificates of indebtedness in the name and on behalf of the state, to an amount not exceeding one hundred and ten thousand dollars, payable from year to year, in such sums and at such times, not exceeding twenty years at the longest, as the governor and council shall determine, at the lowest rate of interest, payable semi-annually, at which the same can be obtained, such bonds to have interest warrants or coupons attached thereto, signed by the state treasurer; and said bonds and coupons to be made payable at such place or places as the

Treasurer to  
borrow \$60,000.

To issue bonds.

governor and council shall designate. Said bonds shall be designated as "state prison bonds"; it being the intention that such bonds and coupons shall be payable in such sums and at such times as that the income derived from the state prison shall be sufficient to pay such bonds and coupons as they become due, and such income is hereby ordered to be used and appropriated for that purpose.

SEC. 9. All such bonds shall be countersigned by the governor, and shall be deemed a pledge of the faith and credit of the state. The secretary of state shall keep a record of all the bonds countersigned by the governor, showing the number and amount of each bond, the time of countersigning, the time when payable, and the date of the delivery to the treasurer. The treasurer shall keep a record of all bonds disposed of by him, showing the number thereof, the name of the person to whom sold, the amount received for the same, the date of the sale, and the time when payable. The treasurer may negotiate and sell such bonds to the best advantage for the state, but no bond shall be sold for less than its par value, nor shall such bonds be loaned, pledged, or hypothecated in any way whatever.

SEC. 10. The whole cost of constructing and completing said prison, including land, enclosure wall, gates and other fixtures, including suitable workshops, heating and lighting apparatus, the right of way to said prison, and all fees, charges and expenses attending the construction of the same as provided and contemplated in this act shall not exceed the sum of two hundred thousand dollars; and no expense or liability whatever shall be made or incurred in any way on account of the same until the full completion of said prison, with land, wall, gates and fixtures, and payment of all fees, charges and expenses as aforesaid, within the limit of the total sum above named, shall be secured by proper contracts with sufficient guarantees and sureties to the satisfaction and approval of the governor and council: it being the true intent and meaning of this act that said maximum sum of two hundred thousand dollars shall cover and embrace the cost of the land and right of way thereto suitable for the prison, the erection and completion in every respect of the prison building, and the walls, fences, gates and guard houses, but shall also include shops of equal capacity as those now connected with the state prison, and storehouses and other necessary outside buildings; all the grading of the grounds, roads and approaches leading to the prison; all the drainage and sewerage of the prison and appurtenant buildings; all piping of the prison, and appurtenant buildings for gas, water and steam; all necessary furnaces, boilers and apparatus for properly heating the prison and appurtenant buildings; the supplying the prison and appurtenant buildings with water sufficient in supply and satisfactory in quality; the furnishing the prison with all needful and proper furniture sufficient for the use of prisoners and the officers thereof; and no contract shall be completed with the contractor or contractors until said bonds and guarantees, to the amount of two hundred thousand dollars, shall have first been filed with the governor and council. Nothing in this act shall be so construed as to prohibit the commissioners, with consent of the governor and council, from employing a suitable architect or architects to prepare plans and specifications upon which to base their contract for the erection of a new

Governor to countersign and secretary to record bonds.

Treasurer to negotiate bonds.

Cost of prison limited.

Explanatory clause.

Architect may be employed.

state prison; but on the contrary the governor may draw his warrant for such sum or sums as may be necessary for this purpose not exceeding one thousand dollars, and the treasurer shall pay said sum or sums out of any money in the treasury not otherwise appropriated, and all such amounts so paid out shall be returned to said treasury from the prison appropriation whenever a contract shall be made for the erection of a state prison so that its whole cost when complete and ready for use shall not exceed the sum of two hundred thousand dollars.

Take effect,  
when.

SEC. 11. This act shall take effect and be in force from and after its passage.

[Approved July 19, 1877.]

## CHAPTER LXVII.

### AN ACT MAKING APPROPRIATION FOR THE STATE NORMAL SCHOOL.

SECTION

1. Five thousand dollars appropriated.
2. Trustees' report.

SECTION

3. Takes effect, when.

*Be it enacted by the Senate and House of Representatives in General Court convened:*

Five thousand  
dollars appro-  
priated.

SECTION 1. That the sum of five thousand dollars is appropriated for the support and maintenance of the State Normal School at Plymouth, to be expended under the direction of the trustees of said school for the time being, who are hereby authorized to use the same to pay for the services of teachers by them employed in said school, and for repairs and improvements of the buildings and property belonging to the school, and for such other expenses as are incident to the support of the school; and the governor is hereby authorized to draw a warrant upon the treasury for said sum, in favor of said trustees, or such officer as they shall designate to receive it.

Trustees' re-  
port.

SEC. 2. The said trustees in their annual report to the legislature shall state what uses they have made of the money so appropriated.

Takes effect,  
when.

SEC. 3. This act shall take effect from and after its passage.

[Approved July 19, 1877.]



CHAPTER LXVIII.

AN ACT TO AUTHORIZE THE APPOINTMENT OF SPECIAL ADMINISTRATORS.

SECTION

- 1. Special administrator may be appointed, when.
- 2. By whom.

SECTION

- 3. His duties.
- 4. To give bond.
- 5. Proceedings may be stayed, when.

*Be it enacted by the Senate and House of Representatives in General Court convened:*

SECTION 1. Whenever by reason of an appeal from the probate of a will, or the appointment of an administrator, or from any other cause, there is delay in determining the final grant of administration upon the estate of any person deceased, a special administrator may be appointed.

Special administrator may be appointed, when.

SEC. 2. Such appointment may be made by the judge of probate or by the supreme court.

By whom.

SEC. 3. Such special administrator, under such directions and restrictions as may be inserted in his commission, shall return an inventory of the estate of the deceased and take care of and preserve the property and effects of the deceased, and do all other acts which he may be directed to perform by the judge of probate or the supreme court.

His duties.

SEC. 4. Such special administrator shall give bonds for the faithful performance of his duty, with sufficient sureties, to the satisfaction of the judge or court appointing him.

To give bond.

SEC. 5. No appeal from the appointment of such special administrator shall suspend his duties, but in case his bond is alleged by any party interested to be insufficient, the supreme court at term time, or any justice thereof in vacation, upon a summary application shall have power to order a new bond, and an absolute or qualified stay of proceedings until the order is complied with.

Proceedings may be stayed, when.

[Approved July 19, 1877.]

CHAPTER LXIX.

AN ACT TO PREVENT TOWNS AND CITIES FROM AIDING RAILROADS AND OTHER CORPORATIONS.

SECTION

- 1. Towns and cities prohibited from aiding corporations.
- 2. Repealing clause.

SECTION

- 3. Subsidies already voted not affected.
- 4. Takes effect, when.

*Be it enacted by the Senate and House of Representatives in General Court convened:*

SECTION 1. That no town or city shall hereafter, directly or indirectly, loan or give its money or credit, in any form, for the benefit of any corporation having for its object a dividend of profits.

Towns and cities prohibited from aiding corporations.

nor in any way aid the same by taking the stock, bonds or other obligations of said corporation.

Repealing clause.

SEC. 2. Sections sixteen, seventeen, eighteen, nineteen and twenty of chapter thirty-four of the General Statutes, and all other acts and parts of acts inconsistent with the provisions of this act, are hereby repealed.

Subsidies already voted not affected.

SEC. 3. None of the provisions of this act shall affect, in any way, any gift or subsidy already legally voted by any town or city to any railroad corporation.

Takes effect, when.

SEC. 4. This act shall take effect and be in force from and after its passage.

[Approved July 19, 1877.]

CHAPTER LXX.

AN ACT TO REORGANIZE AND EQUALIZE THE SENATORIAL DISTRICTS ACCORDING TO THE AMENDED CONSTITUTION.

SECTION

1. Number of senatorial districts.
2. District No. 1, Coos district.
3. District No. 2, Grafton district.
4. District No. 3, Lebanon district.
5. District No. 4, Plymouth district.
6. District No. 5, Laconia district.
7. District No. 6, Winnipiseogee district.
8. District No. 7, Sullivan district.
9. District No. 8, Hillsborough district.
10. District No. 9, Merrimack district.
11. District No. 10, Concord district.
12. District No. 11, Pittsfield district.
13. District No. 12, Somersworth district.
14. District No. 13, Keene district.

SECTION

15. District No. 14, Cheshire district.
16. District No. 15, Peterborough district.
17. District No. 16, Amherst district.
18. District No. 17, Nashua district.
19. District No. 18, Manchester district.
20. District No. 19, Amoskeag district.
21. District No. 20, Londonderry district.
22. District No. 21, Rockingham district.
23. District No. 22, Newmarket district.
24. District No. 23, Dover district.
25. District No. 24, Portsmouth district.
26. Repealing clause.
27. Takes effect, when.

*Be it enacted by the Senate and House of Representatives in General Court convened:*

Number of senatorial districts.

SECTION 1. The state is divided into twenty-four senatorial districts, each one of which may elect one senator to the legislature biennially.

District No. 1, Coos district.

SEC. 2. Senatorial district number one contains Coos county, to be known as the Coos district.

District No. 2, Grafton district.

SEC. 3. Senatorial district number two contains Albany, Bartlett, Bath, Benton, Bethlehem, Chatham, Conway, Easton, Eaton, Ellsworth, Franconia, Hart's Location, Haverhill, Jackson, Landaff, Lincoln, Lisbon, Littleton, Livermore, Lyman, Monroe, Thornton, Warren, Waterville, Wentworth and Woodstock, to be known as the Grafton district.

District No. 3, Lebanon district.

SEC. 4. Senatorial district number three contains Canaan, Croydon, Dorchester, Enfield, Grantham, Hanover, Lebanon, Lyme, Oxford, Piermont and Plainfield, to be known as the Lebanon district.

District No. 4, Plymouth district.

SEC. 5. Senatorial district number four contains Alexandria, Ashland, Bridgewater, Bristol, Campton, Centre Harbor, Danbury, Grafton, Groton, Hebron, Hill, Holderness, Madison, Moultonbor-

ough, New Hampton, New London, Orange, Plymouth, Rumney, Sandwich, Springfield, Tamworth and Wilmot, to be known as the Plymouth district.

SEC. 6. Senatorial district number five contains Andover, Belmont, Franklin, Laconia, Meredith, Northfield, Salisbury, Sanborn-ton and Tilton, to be known as the Laconia district. District No. 5,  
Laconia district.

SEC. 7. Senatorial district number six contains Alton, Brook-field, Effingham, Freedom, Gilford, Gilmanton, Middleton, New Durham, Ossipee, Tuftonborough, Wakefield and Wolfeborough, to be known as the Winnipiseogee district. District No. 6,  
Winnipiseogee district.

SEC. 8. Senatorial district number seven contains Aeworth, Charlestown, Claremont, Cornish, Langdon, Newport and Unity, to be known as the Sullivan district. District No. 7,  
Sullivan district.

SEC. 9. Senatorial district number eight contains Alstead, An-trim, Bennington, Bradford, Deering, Gilsum, Goshen, Hancock, Hillsborough, Lempsster, Marlow, Newbury, Stoddard, Sunapee, Walpole, Washington and Windsor, to be known as the Hillsbor-ough district. District No. 8,  
Hillsborough district.

SEC. 10. Senatorial district number nine contains Boscawen, Bow, Canterbury, Concord Ward One, Dumbarton, Henniker, Hop-kinton, Pembroke, Sutton, Warner and Webster, to be known as the Merrimack district. District No. 9,  
Merrimack dis-  
trict.

SEC. 11. Senatorial district number ten contains Concord Wards Three, Four, Five, Six and Seven, to be known as the Con-cord district. District No. 10,  
Concord district.

SEC. 12. Senatorial district number eleven contains Allenstown, Barnstead, Barrington, Chichester, Concord Ward Two, Deerfield, Epsom, Lee, London, Madbury, Northwood, Nottingham, Pittsfield and Strafford, to be known as the Pittsfield District. District No. 11,  
Pittsfield dis-  
trict.

SEC. 13. Senatorial district number twelve contains Farming-ton, Milton, Rochester and Somersworth, to be known as the Som-ersworth district. District No. 12,  
Somersworth district.

SEC. 14. Senatorial district number thirteen contains Keene, Nelson, Roxbury, Sullivan, Surry and Westmoreland, to be known as the Keene district. District No. 13,  
Keene district.

SEC. 15. Senatorial district number fourteen contains Chester-field, Dublin, Fitzwilliam, Harrisville, Hinsdale, Jaffrey, Marlbor-ough, Richmond, Rindge, Swanzey, Troy and Winchester, to be known as the Cheshire district. District No. 14,  
Cheshire dis-  
trict.

SEC. 16. Senatorial district number fifteen contains Brookline, Francestown, Greenfield, Greenville, Hollis, Lyndeborough, Mason, New Ipswich, Peterborough, Sharon, Temple and Wilton, to be known as the Peterborough district. District No. 15,  
Peterborough district.

SEC. 17. Senatorial district number sixteen contains Amherst, Bedford, Goffstown, Merrimack, Milford, Mont Vernon, New Bos-ton and Weare, to be known as the Amherst district. District No. 15,  
Amherst dis-  
trict.

SEC. 18. Senatorial district number seventeen contains the city of Nashua, to be known as the Nashua district. District No. 17,  
Nashua district.

SEC. 19. Senatorial district number eighteen contains Manches-ter Wards Three, Four, Five, Six, Seven and Eight, to be known as the Manchester district. District No. 18,  
Manchester dis-  
trict.

SEC. 20. Senatorial district number nineteen contains Manches-ter Wards One and Two, to be known as the Amoskeag district. District No. 19,  
Amoskeag dis-  
trict.

SEC. 21. Senatorial district number twenty contains Auburn,

- District No. 20,  
Londonderry  
district. Candia, Chester, Derry, Fremont, Hooksett, Hudson, Litchfield,  
Londonderry, Pelham, Raymond, Salem and Windham, to be known  
as the Londonderry district.
- District No. 21,  
Rockingham  
district. SEC. 22. Senatorial district number twenty-one contains At-  
kinson, Brentwood, Danville, East Kingston, Exeter, Hampstead,  
Hampton, Hampton Falls, Kensington, Kingston, Newton, Plaistow,  
Sandown, Seabrook and South Hampton, to be known as the Rock-  
ingham district.
- District No. 22,  
Newmarket dis-  
trict. SEC. 23. Senatorial district number twenty-two contains Dun-  
ham, Epping, Greenland, Newcastle, Newington, Newmarket,  
North Hampton, Portsmouth Ward Three, Rye, South Newmarket  
and Stratham, to be known as the Newmarket district.
- District No. 23,  
Dover district. SEC. 24. Senatorial district number twenty-three contains the  
city of Dover and Rollinsford, to be known as the Dover district.
- District No. 24,  
Portsmouth dis-  
trict. SEC. 25. Senatorial district number twenty-four contains Ports-  
mouth Wards One, Two and Four, to be known as the Portsmouth  
district.
- Repealing  
clause. SEC. 26. All acts and parts of acts inconsistent with this act are  
hereby repealed.
- Takes effect,  
when. SEC. 27. This act shall take effect for the purposes of election  
on the first day of October, 1878, and for all other purposes upon  
the first Wednesday of June, 1879.  
[Approved July 19, 1877.]

## CHAPTER LXXI.

## AN ACT REGULATING THE SALE OF CIDER.

## SECTION

1. Sale of cider prohibited; penalty.
2. Delivery *prima facie* evidence of sale.
3. Complainant entitled to one-half of fine.

## SECTION

4. Repealing clause.
5. Takes effect, when.

*Be it enacted by the Senate and House of Representatives in General  
Court convened:*

Sale of cider  
prohibited, pen-  
alty.

SECTION 1. If any person not being an agent of a town for the  
purpose of selling spirituous liquors, shall sell or keep for sale cider  
in less quantities than ten gallons, except when sold by the manu-  
facturer at the press or in an unfermented state, such person shall  
be fined ten dollars and for any subsequent offense fifty dollars.

Delivery *prima  
facie* evidence  
of sale.

SEC. 2. The delivery of cider other than is indicated in the fore-  
going, in a less quantity than ten gallons, in or from any store,  
shop, warehouse, steamboat or other vessel, or any vehicle of any  
kind, or any shanty or tent or any building or place used for traffic  
or otherwise, or any dwelling-house or dependence thereof, or from  
any barrel, jug, bottle or other vessel containing the same, in or  
from any other place, shall be deemed *prima facie* evidence of sale.

Complainant en-  
titled to one-  
half of fine.

SEC. 3. On complaint made by any person before any court,  
magistrate or grand jury for any violation of the provisions of this  
act, such complainant shall be entitled as of right to one-half of

every fine collected through such complaint and prosecution made thereon.

SEC. 4. All acts and parts of acts inconsistent with the provisions of this act are hereby repealed. Repealing clause.

SEC. 5. This act shall be enforced only in such towns as shall by a majority vote so decide. Takes effect when.

[Approved July 19, 1877.]

## CHAPTER LXXII.

AN ACT IN AMENDMENT OF SECTION TWELVE, CHAPTER FORTY-FOUR, GENERAL STATUTES, RELATIVE TO THE PUBLICATION OF CITY ORDINANCES.

SECTION  
1. Revised ordinances not to be published.

SECTION  
2. Takes effect, when.

*Be it enacted by the Senate and House of Representatives in General Court convened:*

SECTION 1. Whenever any city shall make a general revision of all its ordinances no publication of such revised ordinances shall be required in any newspaper. Revised ordinances not to be published.

SEC. 2. This act shall take effect upon and after its passage. Takes effect when.

[Approved July 19, 1877.]

## CHAPTER LXXIII.

AN ACT FOR THE PROTECTION OF BLACK BASS AND SALMON TROUT IN SPOFFORD'S LAKE.

SECTION  
1. Taking fish prohibited for five years.

SECTION  
2. Penalty.

*Be it enacted by the Senate and House of Representatives in General Court convened:*

SECTION 1. That from and after the passage of this act it shall be unlawful for any person to take, catch, kill or destroy, in any manner, any black bass or salmon trout in the waters of Spofford's Lake, in the town of Chesterfield, in the county of Cheshire, for the term of five years. Taking fish prohibited for five years.

SEC. 2. If any person shall violate the provisions of this act, or shall be found upon the waters of said lake with implements used in taking or destroying fish, he shall be punished by a fine not exceeding twenty dollars, or by imprisonment in the county jail for a term not exceeding thirty days, and one-half of the fine shall go to the complainant. Penalty.

[Approved July 19, 1877.]

## CHAPTER LXXIV.

## AN ACT TO CHANGE THE TIME OF HOLDING THE ELECTIONS FOR THE CHOICE OF TOWN OFFICERS.

## SECTION

1. Time of electing town officers changed.
2. Commissioners to compile statutes, to revise laws relating to election of town officers.

## SECTION

3. Railroad and county commissioners elected biennially.
4. Takes effect, when.

*Be it enacted by the Senate and House of Representatives in General Court convened :*

Time of electing town officers changed.

SECTION 1. That the time for holding the election for the choice of town and ward officers and the transaction of the town and ward business shall, after the annual meeting in March next, be changed from the second Tuesday in March to the Tuesday next after the first Monday in November, and that said election shall be held biennially, or once in two years only; that the first election under this law shall be held in November, A. D. 1878, and the second in November, A. D. 1880, and so every two years thereafter in every alternate November, and upon the day hereinbefore designated.

Commissioners to compile statutes, to revise laws relating to election of town officers.

SEC. 2. The commission to be appointed by the governor and council to compile the statutes of this state, are hereby instructed to revise all the existing laws relating to the time and manner of the election of town officers, their tenure of office and the time when their political year shall commence for the discharge of their duties: and make all such alterations and changes in said statutes as shall be found necessary to conform to the provisions of this act.

Railroad and county commissioners elected biennially.

SEC. 3. Railroad commissioners and county commissioners, after March next, shall be elected biennially at the November election, but each for two years only, and said commissioners to compile the statutes shall revise the statutes on these subjects and make such changes as shall be necessary in order to conform to this provision.

Takes effect, when.

SEC. 4. This act shall take effect and be in force from and after its passage.

[Approved July 19, 1877.]

## CHAPTER LXXV.

AN ACT IN AMENDMENT OF AN "ACT TO PREVENT INCOMPETENT PERSONS FROM CONDUCTING THE BUSINESS OF DRUGGISTS AND APOTHECARIES IN THIS STATE."

## SECTION

1. Five years' experience as apothecary entitles to certificate of qualification.

## SECTION

2. Persons of good habits may own stock in apothecaries' business.  
3. Repealing clause; takes effect, when.

*Be it enacted by the Senate and House of Representatives in General Court convened:*

SECTION 1. That any person who has had in this state five years' continued actual active experience in the business of an apothecary, either in conducting said business or in aiding in conducting the same, as employé, assistant or agent of some registered pharmacist, under the terms of said act, or of some person who now is such registered pharmacist, and shall furnish the commissioners appointed under said act satisfactory evidence of good moral character and temperate habits, and of such five years' continued actual active experience and service in said business, and also furnish said commissioners a certificate from such registered pharmacist or person who now is such registered pharmacist for whom such five years' service in the aforesaid capacity was performed, of his qualification and competency for conducting said business, and pay the commissioners the sum of five dollars, shall be entitled to a certificate from said commissioners of his qualification and competency for such business.

SEC. 2. That any person in this state, of good moral and temperate habits and reputation, may be an owner in whole or in part of the stock in trade in any druggist's or apothecary's shop in this state; provided that no one shall take any part in conducting or keeping said shop so owned in whole or in part, who is not a registered pharmacist according to the terms of said act.

SEC. 3. All acts and parts of acts inconsistent with the provisions of this act are hereby repealed, and this act shall take effect from its passage.

[Approved July 19, 1877.]

## CHAPTER LXXVI.

## AN ACT DEFINING THE REPRESENTATION OF TOWNS OF LESS THAN SIX HUNDRED POPULATION, AS SHOWN BY THE CENSUS OF 1870.

## SECTION

1. Pittsburg and Clarksville classed for representative.
2. Berlin and Randolph.
3. Franconia and Lincoln.
4. Ellsworth, Waterville and Woodstock.
5. Landaff and Easton.

## SECTION

6. Cambridge, Dummer, Errol, etc.
7. Carroll, Livermore, Jackson, etc.
8. Towns authorized to choose representative part of the time.
9. Repealing clause; takes effect, when.

*Be it enacted by the Senate and House of Representatives in General Court convened:*

Pittsburg and  
Clarksville  
classed for rep-  
resentative.

SECTION 1. That the towns of Pittsburg and Clarksville, neither of them having the requisite number of population required by the amended constitution for a representative in the general court, are hereby classed for the election of a representative.

Berlin and Ran-  
dolph.

SEC. 2. That the towns of Berlin and Randolph, neither of them having the requisite number of population required by the amended constitution for a representative in the general court, are hereby classed for the election of a representative.

Franconia and  
Lincoln.

SEC. 3. That the towns of Franconia and Lincoln, neither of them having the requisite number of population required by the amended constitution for a representative in the general court, are hereby classed for the election of a representative.

Ellsworth,  
Waterville and  
Woodstock.

SEC. 4. That the towns of Ellsworth, Waterville and Woodstock, neither of them having the requisite number of population as required by the amended constitution for a representative in the general court, are hereby classed for the election of a representative.

Landaff and  
Easton.

SEC. 5. That the towns of Landaff and Easton, neither of them having the requisite number of population as required by the amended constitution for a representative in the general court, are hereby classed for the election of a representative.

Cambridge,  
Dummer, Errol,  
etc.

SEC. 6. That the towns of Cambridge, Dartmouth College Grant, Dix's Grant, Dixville, Dummer, Errol, Millsfield, Success and Wentworth's Location, neither of them having the requisite number of population as required by the amended constitution for a representative in the general court, are hereby classed for the election of a representative.

Carroll, Liver-  
more, Jackson,  
etc.

SEC. 7. That the towns of Carroll, Hart's Location, Livermore and Jackson, and Nash and Sawyer's Location, Crawford's Purchase, Crawford's Grant, Low and Burbank's Grant, Thompson and Meserve's Purchase, Martin's Location, Green's Grant, Bean's Purchase, Pinkham's Grant, Sargent's Purchase, Cutts' Grant and Chandler's Purchase, neither of them having the requisite number of population as required by the amended constitution for a representative in the general court, are hereby classed for the election of a representative, and such election in the towns hereby classed in this and the preceding sections may be holden on any day in November except the Tuesday next after the first Monday in said November.



SEC. 8. That each of the remaining towns of this state, having less than six hundred population, as shown by the census of 1870, being so situated that they cannot conveniently be classed, are hereby authorized to elect a representative to the general court, such proportionate part of the time as the number of its inhabitants shall bear to six hundred; and of said remaining towns, those hereinbelow named shall elect as follows, that is to say: Albany, Atkinson, Bennington, Benton, Brookfield, Bridgewater, Chatham, Danville, East Kingston, Fremont, Gilsum, Goshen, Groton, Langdon, Madbury, Monroe, Orange, Roxbury, Sandown, Shelburne, South Hampton, Sullivan and Temple, in the year one thousand eight hundred and seventy-eight; and Atkinson, Brookfield, Bridgewater, Centre Harbor, Danville, Fremont, Gilsum, Goshen, Greenfield, Hebron, Langdon, Litchfield, Madbury, Middleton, Monroe, Newington, Sharon, Stark, Surry and Temple, in the year one thousand eight hundred and eighty; and none of said remaining towns shall elect except as herein provided.

Towns authorized to choose representative part of the time.

SEC. 9. All acts and parts of acts inconsistent with this act are hereby repealed, and this act shall take effect and be in force on and from the first day of October, eighteen hundred and seventy-eight.

Repealing clause; takes effect, when.

[Approved July 19, 1877.]

CHAPTER LXXVII.

AN ACT IN RELATION TO DRAWING LOGS ON THE PUBLIC HIGHWAYS.

SECTION

1. Drawing logs so as to injure highway, prohibited.

SECTION

2. Penalty and damages.  
3. Takes effect, when.

*Be it enacted by the Senate and House of Representatives in General Court convened:*

SECTION 1. It shall not be lawful for any person to draw or cause to be drawn any logs or timber on any public highway in any manner that may injure such highway more than it would be injured by the ordinary way of drawing such logs or timber on a wagon, cart or sled or other vehicle which would keep such logs or timber from dragging on the ground. *Provided*, the selectmen of any town may in their discretion give any person permission to draw logs or timber in any way when in their opinion the highways would not be injured thereby. *Provided*, any person may draw logs or timber on the ground in any way at such times when by reason of frost, highways would not be liable to injury thereby.

Drawing logs so as to injure highway, prohibited.

SEC. 2. If any person shall violate the provisions of this act, such person shall, on conviction thereof, forfeit or pay for the use of the town in which such offense is committed, the sum of not less than five nor more than ten dollars for each offense, in the discretion of the court, together with the costs of prosecution, to be recovered on complaint by the selectmen or any person or persons

Penalty and damages.

having the highways in charge in any town. Such person shall likewise be liable to the town in which such offense is committed for all damages to any public highway by reason of the violation of this act, to be recovered in the name of and for use of such town in an action on the case.

Takes effect,  
when.

Sec. 3. This act shall take effect from and after its passage.  
[Approved July 19, 1877.]

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## CHAPTER LXXVIII.

Preamble. Joint committee to extend the hospitalities of the state to the President of the United States.

### JOINT RESOLUTION EXTENDING THE HOSPITALITIES OF THE STATE TO THE PRESIDENT OF THE UNITED STATES.

Preamble.

*Whereas*, It is announced through the public journals that His Excellency, Rutherford B. Hayes, President of the United States, will visit New England during the present month: and *whereas*, the people of New Hampshire have always been devoted to the union and have paid due respect to the chief executive of the nation, without distinction of party, therefore,

*Resolved by the Senate and House of Representatives in General Court convened:*

Joint committee to extend the hospitalities of the state to the President of the United States.

That a joint committee, consisting of three members of the senate and ten members of the house of representatives, be appointed by the president of the senate and the speaker of the house of representatives, to communicate with President Hayes and extend to him the hospitalities of the state, and invite him to visit the legislature at the capital, if consistent with his other engagements while sojourning in New England.

[Approved June 13, 1877.]

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## CHAPTER LXXIX.

### JOINT RESOLUTION TO PROVIDE THE GOVERNOR AND COUNCILLORS WITH ONE COPY EACH OF THE PEOPLE HAND-BOOK.

Secretary of state to procure People Hand-Book for governor and councillors.

*Resolved by the Senate and House of Representatives in General Court convened:*

Secretary of state to procure People Hand-Book for governor and councillors.

That the secretary of state be and hereby is authorized to procure for the governor and councillors one copy each of the People Hand-Book.

[Approved June 21, 1877.]

## CHAPTER LXXX.

## JOINT RESOLUTION PROVIDING FOR THE CONTINGENT EXPENSES OF THE GOVERNOR.

Five hundred dollars appropriated.

*Resolved by the Senate and House of Representatives in General Court convened:*

That the sum of five hundred dollars be allowed as the contingent fund of the governor, and that he may draw his warrant therefor in such sums and at such times as he may think proper, and that vouchers be filed in the office of the state treasurer for the amounts drawn.

[Approved June 26, 1877.]

## CHAPTER LXXXI.

## JOINT RESOLUTION IN FAVOR OF THE REPEAL OF THE NATIONAL BANKRUPT LAW.

Congressmen requested to urge the repeal of the bankrupt law.

*Resolved by the Senate and House of Representatives in General Court convened:*

That our senators in Congress be respectfully instructed, and our representatives there be respectfully requested, to use all honorable means to procure the repeal of the existing national bankrupt law.

[Approved June 28, 1877.]

## CHAPTER LXXXII.

## JOINT RESOLUTION RELATING TO THE RELIEF MAP OF THE STATE.

One hundred and five dollars appropriated.

*Resolved by the Senate and House of Representatives in General Court convened:*

That the sum of one hundred and five dollars be and hereby is appropriated to pay for extra work on the relief map of the state, to be paid out of any money in the treasury not otherwise appropriated, and the governor is hereby authorized to draw his warrant therefor.

[Approved June 28, 1877.]

## CHAPTER LXXXIII.

## JOINT RESOLUTION IN FAVOR OF THE STATE LIBRARY.

Five hundred dollars appropriated.

*Resolved by the Senate and House of Representatives in General Court convened:*

Five hundred dollars appropriated.

That the sum of five hundred dollars be and the same is hereby appropriated for the use of the state library, to be expended by the trustees thereof in purchasing and binding books for said library.

[Approved June 28, 1877.]

## CHAPTER LXXXIV.

## JOINT RESOLUTION IN FAVOR OF JAMES W. COLBY.

Appropriation to pay claim.

*Resolved by the Senate and House of Representatives in General Court convened:*

Appropriation to pay claim.

That the sum of thirty-one dollars and twenty-five cents be allowed James W. Colby of Dunbarton in full for his claim for expenses incurred in contested election case in 1875, to be paid out of any money in the treasury not otherwise appropriated.

[Approved July 7, 1877.]

## CHAPTER LXXXV.

## JOINT RESOLUTION RELATING TO THE ADJUTANT-GENERAL'S DEPARTMENT.

Three hundred dollars appropriated for clerk hire.

*Resolved by the Senate and House of Representatives in General Court convened:*

Three hundred dollars appropriated for clerk hire.

That the sum of three hundred dollars be allowed for the clerical expenses of the adjutant-general's department, and that the same be paid out of any money in the treasury not otherwise appropriated, and that the governor is hereby authorized to draw his warrant therefor.

[Approved July 7, 1877.]

## CHAPTER LXXXVI.

## JOINT RESOLUTION IN FAVOR OF THE PRISONERS' AID SOCIETY.

Two hundred dollars allowed.

*Resolved by the Senate and House of Representatives in General Court convened:*

That the sum of two hundred dollars be allowed for the use of the prisoners' aid society; and the governor is authorized to draw his warrant for the same upon any money in the treasury not otherwise appropriated.

Two hundred dollars allowed.

[Approved July 7, 1877.]

## CHAPTER LXXXVII.

## JOINT RESOLUTION TO APPROPRIATE MONEY FOR THE SALARY OF THE CHAPLAIN AND INSTRUCTOR OF THE STATE PRISON.

Eight hundred dollars appropriated.

*Resolved by the Senate and House of Representatives in General Court convened:*

That the sum of eight hundred dollars be and is hereby appropriated as the salary of the chaplain and instructor of the state prison, and that the same be paid out of any money in the treasury not otherwise appropriated; and His Excellency the governor is hereby authorized to draw his warrant therefor.

Eight hundred dollars appropriated.

[Approved July 7, 1877.]

## CHAPTER LXXXVIII.

## JOINT RESOLUTION TO APPROPRIATE MONEY FOR THE INCREASE OF THE STATE PRISON LIBRARY.

One hundred and fifty dollars appropriated.

*Resolved by the Senate and House of Representatives in General Court convened:*

That the sum of one hundred and fifty dollars be appropriated for the repairs and increase of the state prison library, to be expended at the discretion of the chaplain, and that the same be paid

One hundred and fifty dollars appropriated.

out of any money in the treasury not otherwise appropriated; and His Excellency the governor is hereby authorized to draw his warrant therefor.

[Approved July 7, 1877.]

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## CHAPTER LXXXIX.

### JOINT RESOLUTION IN FAVOR OF INDIGENT BLIND PERSONS, DEAF MUTES AND FEEBLE-MINDED CHILDREN.

Five thousand dollars appropriated for deaf and dumb; three thousand dollars for blind; one thousand dollars for feeble-minded.

*Resolved by the Senate and House of Representatives in General Court convened:*

Five thousand dollars appropriated for deaf and dumb; three thousand for blind; one thousand for feeble-minded.

That the sum of five thousand dollars be and is hereby appropriated for the support, clothing, and education of the indigent deaf and dumb persons of this state in the asylum at Hartford and at Mystic River, Connecticut, and in the asylums or schools for deaf and dumb persons in Massachusetts; and the sum of three thousand dollars for the support, clothing, and education of indigent blind persons of this state at the asylum in Boston, Massachusetts, for the current year, and the sum of one thousand dollars for the support of feeble-minded children at institutions in Massachusetts established for that purpose, and that said sums be expended as needed, under the direction of the governor, and that he be authorized to draw his warrant upon the treasurer therefor.

[Approved July 7, 1877.]

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## CHAPTER XC.

### JOINT RESOLUTION FOR THE RELIEF OF THE CITY SAVINGS BANK IN MANCHESTER.

Preamble. State tax abated.

Preamble.

*Whereas*, the treasurer of the City savings bank in Manchester made returns to the state treasurer, on the first day of April, 1877, that the sums standing to the credit of depositors in said bank amounted in the aggregate to four hundred thirty-eight thousand two hundred forty-seven dollars and forty-seven cents (\$438,247.47), upon which sum the said savings bank is liable to pay a tax of one per cent to the state; and *whereas*, on the eighth day of June, 1877, the bank commissioners and one of the justices of the supreme court, upon a thorough examination of the assets of the said bank, were of the opinion that the bank was insolvent, and that the value of its entire assets was three hundred forty-two thousand seven

hundred fifty-three dollars and thirty-eight cents (\$342,753.38); and whereas, it is unjust that the depositors should be taxed beyond the real value of their deposits; therefore,

*Resolved by the Senate and House of Representatives in General Court convened:*

That the state treasurer be instructed and authorized to receive State tax abated. from the said City savings bank, in Manchester, the legal tax for the said sum of \$342,753.38 instead of the sum of \$438,247.47, in full of all claim upon said bank for the current year.

[Approved July 10, 1877.]

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## CHAPTER XCI.

JOINT RESOLUTION IN FAVOR OF THE ROAD IN THE TOWNS OF ERROL AND WENTWORTH'S LOCATION.

Three hundred dollars appropriated.

*Resolved by the Senate and House of Representatives in General Court convened:*

That the sum of three hundred dollars be and is hereby appropri- Three hundred dollars appropriated. ated for the repairing the highway in the towns of Errol and Wentworth's Location, to be expended by an agent appointed by the governor and council, and to be paid out of any money in the treasury not otherwise appropriated, and the governor be authorized to draw his warrant therefor.

[Approved July 10, 1877.]

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## CHAPTER XCII.

JOINT RESOLUTION IN FAVOR OF WM. H. CUMMINGS, S. G. GRIFFIN, I. W. PARSONS AND C. H. BARTLETT.

Appropriations to pay claims.

*Resolved by the Senate and House of Representatives in General Court convened:*

That the sum of two hundred and eighteen dollars and eighty- Appropriations to pay claims. five cents be allowed to Wm. H. Cummings, the sum of one hundred and eighty-two dollars and twenty-one cents be allowed to S. G. Griffin, the sum of one hundred and thirty-two dollars and forty-one cents be allowed to I. W. Parsons and the sum of eighty-seven

dollars and fifty cents be allowed to Chas. H. Bartlett in full of their respective claims as auditors in relation to affairs of the New Hampshire asylum for insane.

[Approved July 10, 1877.]

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CHAPTER XCIII.

JOINT RESOLUTION IN RELATION TO THE CLAIM OF WARREN M. KELLEY FOR ARREARS OF PAY.

Two hundred dollars allowed.

*Resolved by the Senate and House of Representatives in General Court convened:*

Two hundred dollars allowed.

That the sum of two hundred dollars be allowed Warren M. Kelley in full for his claim for arrears of pay as captain of Co. D, 10th Regiment New Hampshire Volunteers, the same to be paid out of any moneys in the treasury not otherwise appropriated, and the governor be hereby authorized to issue his warrant therefor.

[Approved July 10, 1877.]

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CHAPTER XCIV.

JOINT RESOLUTION AUTHORIZING THE STATE TREASURER TO ASSIGN AND DISTRIBUTE TO THE TOWN OF JAFFREY ITS PROPORTION OF THE LITERARY FUND.

Jaffrey's portion for 1876 to be paid out of fund for 1877.

*Resolved by the Senate and House of Representatives in General Court convened:*

Jaffrey's portion for 1876 to be paid out of fund for 1877.

Whereas, by accident or mistake the town of Jaffrey failed to receive its proportion of the literary fund for the year 1876, the state treasurer is hereby authorized and directed to assign and distribute to said town, out of the literary fund of 1877, the proportion which should have been assigned and paid for 1876.

[Approved July 10, 1877.]



## CHAPTER XCV.

## JOINT RESOLUTION FOR APPROPRIATIONS THROUGH THE WHITE MOUNTAIN NOTCH.

Three hundred dollars appropriated.

*Resolved by the Senate and House of Representatives in General Court convened:*

That the sum of three hundred dollars be and is hereby appropriated for the repairs of the road leading through the White Mountain Notch from the west line of the town of Bartlett to the Crawford House. Three hundred dollars appropriated.

[Approved July 10, 1877.]

## CHAPTER XCVI.

## JOINT RESOLUTION IN FAVOR OF THE ROADS IN THE TOWN OF DIXVILLE, COOS COUNTY.

Two hundred dollars appropriated.

*Resolved by the Senate and House of Representatives in General Court convened:*

That the sum of two hundred dollars be and the same is hereby appropriated for the purpose of repairing the main road through the town of Dixville in Coos county—known as the Dixville Notch road—said road running from the east line of Colebrook to the north line of Millsfield, and that the sum be paid out of any money in the treasury not otherwise appropriated, and that the governor be hereby authorized to draw his warrant for the same. Two hundred dollars appropriated.

[Approved July 10, 1877.]

## CHAPTER XCVII.

## JOINT RESOLUTION IN FAVOR OF THE MAIN TRAVELED ROAD THROUGH THE TOWN OF RANDOLPH.

Four hundred dollars appropriated.

*Resolved by the Senate and House of Representatives in General Court convened:*

That the sum of four hundred dollars be and hereby is appropriated for repairs of the main traveled road through the town of Four hundred dollars appropriated.

Randolph, in Coos county, from the west line of Gorham to the east line of Jefferson, to be expended by an agent appointed by the governor and council, and to be paid out of any money in the treasury not otherwise appropriated, and the governor be hereby authorized to draw his warrant therefor.

[Approved July 10, 1877.]

## CHAPTER XCVIII.

JOINT RESOLUTION PROVIDING FOR A BOARD OF COMMISSIONERS TO EXAMINE AND ASCERTAIN WHETHER ALL CLASSES OF PROPERTY ARE EQUALLY TAXED, AND TO RECOMMEND A PLAN TO RELIEVE THE TOWNS AND CITIES FROM WHAT IS KNOWN AS THE STATE TAX.

Commission to investigate and report new system of taxation.

*Resolved by the Senate and House of Representatives in General Court convened:*

Commission to investigate and report new system of taxation.

That four commissioners, consisting of two from each of the political parties, be appointed by the governor, who, together with the state treasurer, shall constitute a commission whose duty it shall be to carefully examine into the sources from which the state derives its revenue, and ascertain and report whether or not all classes of property are equally taxed under the present laws; also, to recommend to the next legislature, on the first day of the session, if possible, some plan of legislation by which the towns and cities may be relieved, to some extent, from what is known as the state tax, and also to seek new sources of revenue.

[Approved July 14, 1877.]

## CHAPTER XCIX.

JOINT RESOLUTION FOR THE APPOINTMENT OF A COMMISSION TO INQUIRE INTO AND REPORT WHAT LEGISLATION, IF ANY, MAY BE NECESSARY IN RELATION TO THE WINNIPISEOGEE LAKE COTTON AND WOOLEN MANUFACTURING COMPANY.

Commission to investigate and report; expense of investigation.

*Resolved by the Senate and House of Representatives in General Court convened:*

Commission to investigate and report; expense of investigation.

That there be a commission of three persons appointed by the governor, with the advice of the council, to sit in vacation, for the purpose of considering the subject matter of sundry petitions presented to this legislature, praying for legislation in regard to the

Winnipiseogee Lake Cotton and Woolen Manufacturing Company, and all allegations and charges made by said petitioners, or others, against said corporation, and that the commission be and are hereby empowered to send for persons and papers, hear all parties interested, take testimony, view the premises and report the facts found by them to the next session of the legislature, and also recommend such legislation as may, in their opinion, be expedient; and the state is to incur no expense in reference to said investigation beyond the services of the commission and their expenses.

[Approved July 14, 1877.]

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## CHAPTER C.

### JOINT RESOLUTION IN FAVOR OF THE DEPARTMENT OF JUSTICE IN WASHINGTON.

Secretary of state to send state publications.

*Resolved by the Senate and House of Representatives in General Court convened:*

That the secretary of state be authorized and directed to transmit to the department of justice, at Washington, one copy of the session laws published since the last compilation of the statutes for the use of said department; and the secretary is directed hereafter to transmit each year one copy of the law reports that may be hereafter published, for the use of said department.

Secretary of state to send state publications.

[Approved July 14, 1877.]

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## CHAPTER CI.

### RESOLUTION OF THANKS FOR PORTRAITS.

Thanks for portraits.

*Resolved by the Senate and House of Representatives in General Court convened:*

That the thanks of the state of New Hampshire be presented to the following named persons, families and associations for their generous gifts to the state, as follows:

Thanks for portraits.

To the family of Hon. Richard Jenness, for the portrait of Hon. Richard Jenness; to the friends of Col. Phin. P. Bixby, for the portrait of Col. Phin. P. Bixby; to the family of Hon. James B. Creighton, for the portrait of Hon. James B. Creighton.

And His Excellency the governor and the honorable council and the secretary of state, are hereby constituted *ex-officio* a com-

mittee to solicit, in behalf of the state, the portraits of those persons who have been prominently identified with the ecclesiastical, civil and military history of New Hampshire.

[Approved July 14, 1877.]

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## CHAPTER CII.

JOINT RESOLUTION IN FAVOR OF GEORGE Y. SAWYER, JONAS LIVINGSTON AND THE HEIRS OF HIRAM R. ROBERTS.

Five hundred dollars appropriated to pay claims.

*Resolved by the Senate and House of Representatives in General Court convened:*

Five hundred dollars appropriated to pay claims.

That George Y. Sawyer, Jonas Livingston and the heirs of Hiram R. Roberts be allowed five hundred dollars in full for services rendered from June 1874 to June 1876 as commissioners to revise, codify and amend the tax laws of the state and for the establishment of an equal system of taxation, and that the same be paid out of any money in the treasury not otherwise appropriated, and that the governor be authorized to draw his warrant therefor.

[Approved July 14, 1877.]

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## CHAPTER CIII.

JOINT RESOLUTION RELATING TO THE CELEBRATION OF THE CENTENNIAL ANNIVERSARY OF THE BATTLE OF BENNINGTON, AND IN AID OF ERECTING A MONUMENT IN COMMEMORATION OF THE SAME AND DEFRAYING EXPENSES OF TROOPS.

Invitation accepted.

Five thousand dollars appropriated to aid in building monument.

Twenty-five hundred dollars appropriated to pay expenses of militia to Bennington.  
Governor to draw his warrant.  
Secretary to transmit copy of resolutions.

*Resolved by the Senate and House of Representatives in General Court convened:*

Invitation accepted.

That the legislature of New Hampshire accept the invitation of the governor of Vermont, transmitted by direction of the legislature of the state, to unite with the states of Vermont and Massachusetts in commemorating the centennial anniversary of the battle of Bennington on the 16th of August next.

Five thousand dollars appropriated to aid in building monument.

Resolved, That the sum of five thousand dollars be and the same is hereby appropriated in aid of the erection of a monument in commemoration of the battle of Bennington, to be paid to the treas-

rer of the "Bennington Battle Monument Association," a corporation established under the laws of Vermont, at such time and in such sums as His Excellency the governor may direct; *provided*, that no part of such sum shall be paid until the plans of said monument shall be approved by the governor, and until he shall be satisfied that funds are provided from other sources, including the sum herein appropriated, sufficient to complete the monument according to the plans approved by him.

Resolved, That the sum of twenty-five hundred dollars be and hereby is appropriated to pay a portion of the expenses for transportation of equipage and such of the military of the state as may volunteer to attend the celebration at Bennington, on the 16th of August next, such material and troops to be designated by the governor, with the advice and consent of the council and adjutant-general.

Resolved, That the governor be hereby authorized to draw his warrant for the aforesaid sums as aforesaid out of any money in the treasury not otherwise appropriated.

Resolved, That the secretary of state be instructed to transmit a copy of this resolution to the governor of the state of Vermont and to the "Bennington Battle Monument Association."

[Approved July 14, 1877.]

## CHAPTER CIV.

### JOINT RESOLUTION IN RELATION TO THE FISH COMMISSION.

Two thousand dollars appropriated for the general purposes of fish commission; one thousand for hatching-house.

*Resolved by the Senate and House of Representatives in General Court convened:*

That the sum of two thousand dollars be and the same is hereby appropriated to the fish commissioners, for use in the general purposes of the fish commission; and further, that the sum of one thousand dollars be and the same is hereby appropriated for the purpose of constructing and maintaining a fish hatching-house at the discretion of the said fish commissioners; and the governor be authorized to draw his warrant for such sums from time to time as occasion may require.

[Approved July 18, 1877.]

## CHAPTER CV.

## JOINT RESOLUTION IN FAVOR OF THE NEW HAMPSHIRE COLLEGE OF AGRICULTURE AND MECHANIC ARTS.

Annual appropriation of five thousand dollars for six years.

*Resolved by the Senate and House of Representatives in General Court convened:*

Annual appropriation of five thousand dollars for six years.

That the sum of three thousand dollars (§3000) be and hereby is appropriated annually for the term of six years, to the New Hampshire College of Agriculture and Mechanic Arts, to be annually expended as follows, viz.:

One thousand dollars for salary of farm superintendent; one thousand dollars to the payment of debt to be incurred in the construction of farm house, and one thousand dollars in payment of present indebtedness, except that one thousand dollars, which by the provision of the resolution would be devoted to the payment of present indebtedness this year, shall be devoted to procuring stock and implements for the farm, and the governor be hereby authorized to draw his warrant for the same upon any money in the treasury not otherwise appropriated.

[Approved July 18, 1877.]

## CHAPTER CVI.

## JOINT RESOLUTION RELATING TO A NATIONAL PROHIBITORY LAW.

Preamble.

Proposed amendment of the constitution of the United States prohibiting the manufacture of distilled intoxicating liquors approved.

Delegation in congress urged to support it.

Secretary of state to transmit a copy to congressional delegation.

Preamble.

*Whereas*, a joint resolution was introduced in the National House of Representatives during the second session of the forty-fourth congress, proposing an amendment to the constitution of the United States, in regard to the manufacture, importation and sale of intoxicating liquors within the United States, and which is as follows:

*Resolved by the Senate and House of Representatives of the United States of America in Congress assembled (two-thirds of each house concurring therein):*

Proposed amendment of the constitution of the United States prohibiting the manufacture of distilled intoxicating liquors approved.

That the following amendment to the constitution be and hereby is proposed to the states, to become valid when ratified by the legislatures of three-fourths of the several states, as provided in the constitution:

## ARTICLE —

SECTION 1. From and after the year of our Lord nineteen hundred, the manufacture and sale of distilled alcoholic intoxicating

liquors, or alcoholic liquors, any part of which is obtained by distillation, or process equivalent thereto, or any intoxicating liquors mixed or adulterated with ardent spirits, or with any poison whatever, except for medicinal, mechanical, chemical and scientific purposes, and for use in the arts anywhere in the United States and the territories thereof, shall cease; and the importation of such liquors from foreign states and countries to the United States and territories, and the exportation of such liquors from and the transportation thereof within and through any part of this country, except for the use and purposes aforesaid, shall be, and hereby are, forever thereafter prohibited.

SEC. 2. Nothing in this article shall be construed to waive or abridge any existing power of congress, nor the right, which is hereby recognized, of the people of any state or territory to enact laws to prevent the increase and for the suppression or regulation of the manufacture, sale and use of liquors, and the ingredients thereof, any part of which is alcoholic, intoxicating or poisonous, within its own limits, and for the exclusion of such liquors and ingredients therefrom at any time, as well before as after the close of the year of our Lord nineteen hundred, but until then, and until ten years after the ratification hereof, as provided in the next section, no state or territory shall interfere with the transportation of said liquors or ingredients, in packages safely secured, over the usual lines of traffic to other states and territories wherein the manufacture, sale and use thereof for other purposes and use than those excepted in the first section shall be lawful; provided, that the true destination of such packages be plainly marked thereon.

SEC. 3. Should this article not be ratified by three-fourths of the states on or before the last day of December, eighteen hundred and ninety, then the first section thereof shall take effect and be in force at the expiration of ten years from such ratification; and the assent of any state to this article shall not be rescinded nor reversed.

SEC. 4. Congress shall enforce this article by all needful legislation."

*Therefore be it resolved by the Senate and House of Representatives in General Court convened :*

That the movement of introducing in congress a resolution proposing an amendment to the constitution of the United States, so praiseworthy in its character and so important to the well-being of the people of the republic, is heartily concurred in by this body.

*Resolved,* That as a further expression of the approbation of the legislature of New Hampshire of the aforesaid movement, we hereby respectfully ask the hearty co-operation of our whole delegation in congress in the support of this or some equally efficient measure, in the interest of temperance and true reform in this country.

*Resolved,* That a copy of these resolutions be forwarded by the secretary of state to each of the New Hampshire delegation in congress.

Delegation in congress urged to support it.

Secretary of state to transmit a copy to congressional delegation.

[Approved July 19, 1877.]

## CHAPTER CVII.

## JOINT RESOLUTION IN FAVOR OF JOHN PENDER.

Appropriation to pay claim.

*Resolved by the Senate and House of Representatives in General Court convened:*

Appropriation  
to pay claim.

That John Pender be allowed the sum of seventy-two dollars for expenses incurred in defending his right to a seat in this House in June, 1871; and the governor be hereby authorized to draw his warrant therefor from any money in the treasury not otherwise appropriated.

[Approved July 19, 1877.]

## CHAPTER CVIII.

## JOINT RESOLUTION IN FAVOR OF SIMEON F. PLATTS.

Appropriation to pay claim.

*Resolved by the Senate and House of Representatives in General Court convened:*

Appropriation  
to pay claim.

That Simeon F. Platts be allowed the sum of forty-five dollars in full for expenses incurred in defending his right to a seat in this House in June, 1875; and that the governor be hereby authorized to draw his warrant therefor from any money in the treasury not otherwise appropriated.

[Approved July 19, 1877.]

## CHAPTER CIX.

## JOINT RESOLUTION PROVIDING FOR REPAIRS ON THE STATE HOUSE AND HEATING APPARATUS.

Six hundred dollars appropriated.

*Resolved by the Senate and House of Representatives in General Court convened:*

Six hundred  
dollars appro-  
priated.

That the sum of four hundred dollars be and the same hereby is appropriated for repairing the roof of the state house, and that the sum of two hundred dollars be and hereby is appropriated for repairing the boiler and heating apparatus in the state house, the same



to be expended under the direction of the governor and council, and the governor be hereby authorized to draw his warrant for the same.

[Approved July 19, 1877.]

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## CHAPTER CX.

### JOINT RESOLUTION RELATING TO THE REFORM MOVEMENT.

Preamble. Sympathy extended to all engaged in temperance reform.

Whereas, we fully appreciate the great work done through and by the efforts of the reform movement in the cause of temperance, which now overshadows every other topic in our country, and promises to be so far-reaching in its influence as to greatly diminish poverty and crime, and the expense of almshouses and prisons, therefore,

*Resolved by the Senate and House of Representatives in General Court convened:*

That we extend to all engaged in this noble cause and work our hearty sympathy, and hail this movement as one calculated to educate the young mind in the right direction and reclaim the fallen, the result of which must be a higher standard of moral sentiment in the community.

[Approved July 19, 1877.]

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## CHAPTER CXI.

### JOINT RESOLUTION IN FAVOR OF THE NEW HAMPSHIRE HISTORICAL SOCIETY.

Three hundred dollars appropriated.

*Be it resolved by the Senate and House of Representatives in General Court convened:*

That the sum of three hundred dollars be and the same is hereby appropriated, for the use of the New Hampshire Historical Society, and the governor be authorized to draw his warrant therefor on the treasury.

[Approved July 19, 1877.]

## CHAPTER CXII.

## JOINT RESOLUTION IN RELATION TO THE HIGHWAY IN THE TOWN OF LINCOLN.

Three hundred dollars appropriated.

*Resolved by the Senate and House of Representatives in General Court convened:*

Three hundred dollars appropriated.

That the sum of three hundred dollars be and hereby is appropriated for the repair of the highway in the town of Lincoln leading through the Franconia Notch, from the Flume House to the Franconia town line, and that the same be paid out of any money in the treasury not otherwise appropriated, and that the governor be and hereby is authorized to draw his warrant therefor.

[Approved July 19, 1877.]

## CHAPTER CXIII.

## JOINT RESOLUTION IN FAVOR OF THE STATE REFORM SCHOOL.

Eight hundred dollars appropriated.

*Resolved by the Senate and House of Representatives in General Court convened:*

Eight hundred dollars appropriated.

That the sum of eight hundred dollars be and the same is hereby appropriated for the purchase and setting up of a new boiler or other heating apparatus in the Reform School, and that the governor be hereby authorized to draw his warrant therefor out of any money in the treasury not otherwise appropriated.

[Approved July 19, 1877.]

## CHAPTER CXIV.

## JOINT RESOLUTION CEDING THE RIGHTS OF NEW HAMPSHIRE IN THE NATIONAL CEMETERIES TO THE GENERAL GOVERNMENT.

Governor and council to transfer rights of state to United States.

*Resolved by the Senate and House of Representatives in General Court convened:*

Governor and council to transfer rights of state to United States.

That the governor, with advice of the council, is hereby authorized to transfer and assign any and all rights the state of New Hampshire may have in and to any and all of the national cemeteries to

the United States, upon such terms and conditions as he may think proper, and to make and execute all proper writings and papers therefor.

*And be it further resolved,* That the foregoing joint resolution shall take effect upon its passage.

[Approved July 19, 1877.]

## CHAPTER CXV.

JOINT RESOLUTION IN FAVOR OF APPOINTING A COMMITTEE TO CONFER WITH THE FISH COMMISSIONERS IN REVISING AND AMENDING THE FISH AND GAME LAWS.

Appointment of committee to revise fish and game laws authorized.

*Resolved by the Senate and House of Representatives in General Court convened:*

SECTION 1. That a suitable committee of three persons be appointed by His Excellency the governor, with advice of the council, to act with the fish commissioners of this state in proposing and recommending such alterations and amendments in the existing fish and game laws of this state as they may think desirable and report to and confer with the commission to be appointed by the governor and council to compile the statutes of this state, and said commission to compile the statutes is hereby directed to revise the Fish and Game Laws of the state as they may see proper.

Appointment of committee to revise fish and game laws authorized.

SEC. 2. Said committee to receive no compensation for their services rendered.

[Approved July 19, 1877.]

## CHAPTER CXVI.

JOINT RESOLUTION IN FAVOR OF THE CENTENNIAL COMMITTEE.

Governor authorized to pay for printing five hundred copies centennial committee's report.

*Resolved by the Senate and House of Representatives in General Court convened:*

That His Excellency the governor be hereby authorized to pay, from the unexpended balance of the centennial appropriation, the expense of printing five hundred copies of their report as authorized by said committee, and that he cause copies of said report to be sent to those citizens of the state who contributed to the exhibition.

Governor authorized to pay for printing five hundred copies centennial committee's report.

[Approved July 19, 1877.]

## CHAPTER CXVII.

## JOINT RESOLUTION IN FAVOR OF THE ENGROSSING CLERK.

One hundred dollars allowed for extra clerk hire.

*Resolved by the Senate and House of Representatives in General Court convened:*

One hundred dollars allowed for extra clerk hire.

That the sum of one hundred dollars be allowed to the engrossing clerk for extra clerk hire during the present session, and that the governor be authorized to draw his warrant for the same out of any money in the treasury not otherwise appropriated.

[Approved July 19, 1877.]

## CHAPTER CXVIII.

## JOINT RESOLUTION AUTHORIZING THE COMMISSION TO BE APPOINTED BY THE GOVERNOR ON EQUALIZING TAXES AND INCREASING THE REVENUES OF THE STATE, TO SEND FOR PERSONS AND PAPERS AND EMPLOY A CLERK.

Tax commissioners to send for persons and papers, and employ a clerk.

*Resolved by the Senate and House of Representatives in General Court convened:*

Tax commissioners to send for persons and papers, and employ a clerk.

That the commissioners to be appointed by the governor to inquire into and report whether or not all classes of property are equally taxed, etc., be authorized to send for persons and papers, summon witnesses and employ a clerk to take down such testimony as they may deem necessary.

[Approved July 19, 1877.]

## CHAPTER CXIX.

## JOINT RESOLUTION IN FAVOR OF CHARLES E. CUMMINGS AND OTHERS.

Appropriations to pay claims.

*Resolved by the Senate and House of Representatives in General Court convened:*

Appropriations to pay claims.

That Charles E. Cummings be allowed the sum of one hundred fifty-nine dollars and twenty cents (\$159.20); Atherton W. Quint, the sum of fourteen dollars and ten cents (\$14.10); Lewis Jenkins, one hundred seventy-seven dollars (\$177.00); Wm. W. Hill, one

hundred fifty-four dollars and twenty cents (\$154.20); Wm. H. Gardiner, one hundred sixty-six dollars (\$166.00); John W. Babbitt, one hundred seventy-nine dollars and fifty cents (\$179.50); Fred W. Cheney, one hundred seventy dollars and fifty cents (\$170.50); John B. Cooper, nineteen dollars and ten cents (\$19.10); David H. Rand, eighty-eight dollars and twenty cents (\$88.20); Frank B. Sinclair, eighty-eight dollars and twenty cents (\$88.20); Charles H. Sinclair, ninety-two dollars and twenty cents (\$92.20); Arthur F. Shepard, six dollars and twenty cents (\$6.20); George M. Park, one hundred fifty-seven dollars and sixty cents (\$157.60); J. O. Adams, one hundred and fifty dollars (\$150.00); B. F. Prescott, two hundred dollars (\$200.00); John K. Stokes, one hundred and fifty dollars (\$150.00); B. E. Badger, eleven dollars and twenty-five cents (\$11.25); Charles W. Diedrich, thirty-two dollars (\$32.00); C. B. Jordan, thirty-six dollars and forty-five cents (\$36.45); E. P. Jewell, thirty-eight dollars and sixty cents (\$38.60); S. L. Blake, twenty-four dollars and twenty cents (\$24.20); Vogler Brothers, fifty-six dollars (\$56.00); Morrill & Silsby, two hundred seventy-four dollars and forty-three cents (\$274.43); Chas. C. Pearson & Co., five hundred seventy-one dollars and five cents (\$571.05); John B. Clarke, three hundred seventeen dollars and twenty-five cents (\$317.25); Republican Press Association, three hundred seventeen dollars and twenty-five cents (\$317.25); E. C. Bailey, three hundred seventeen dollars and twenty-five cents (\$317.25); in full for their respective claims: and the same to be paid out of any money in the treasury not otherwise appropriated.

[Approved July 19, 1877.]

## CHAPTER CXX.

The following changes of names have been legally made, by the Judges of Probate in the counties where the persons reside, during the year from June 1876 to June 1877:

*Rockingham County*—Mary Ellen Preble, of Portsmouth, to Mary Ellen Gammon; Katharine V. Spring, of Exeter, to Katharine V. Wells; Mary Florence Prescott, of Raymond, to Mary Addie Prescott; William H. Mace, of Rye, to Walter H. Beaudair.

*Strafford County*—Mamie Loring, of Farmington, to Mamie Cloutman; Alice May Miller, of Farmington, to Alice May Parker; Etta Hurd, of Dover, to Etta Paul; Samuel Leathers, of Barrington, to Samuel Blaisdell; Lovie Ann Leathers, of Barrington, to Annie Blaisdell; Oliver Wyatt Leathers, of Barrington, to Oliver Wyatt Blaisdell; Sallie Leathers, of Barrington, to Sarah Blaisdell; Eben Leathers, of Barrington, to Eben Blaisdell; Mary Esther Leathers, of Barrington, to Mary Esther Blaisdell; George Edwin Leathers, of Barrington, to George Edwin Blaisdell; May Lavina Leathers, of Barrington, to May Lavina Blaisdell; Orin Melvin Leathers, of Barrington, to Orin Melvin Blaisdell; Lizzie McD. Chamberlin, of Dover, to Lizzie McDaniel; Frank I. Cater,

of Barrington, to Frank I. Decatur; Zylpha May Downs, of Dover, to Zylpha May Davis.

*Belknap County*—Louisa Mason, of Centre Harbor, to Louisa Thompson; Rosa A. McIntire, of Centre Harbor, to Rosa Leonore Lawrence; Annie R. Harrington, of Laconia, to Annie R. Woodburn; Mary Flowers, of Gilford, to Mary Laurinda Twombly; Maud W. Clark, of Gilmanton, to Maud W. Parsons; Hattie J. Clark, of Gilmanton, to Hattie J. Parsons; Lottie P. Clark of Gilmanton, to Lottie P. Parsons.

*Carroll County*—Harriet Jane Bodge, of Wolfeborough, to Mary Eva Carter; Franklin P. Tilton, of Sandwich, to Frank P. Tilton; Nettie Wiggin, of Ossipee, to Nettie Young; Hattie P. Roberts, of Freedom, to Hattie P. Thurston.

*Merrimack County*—Georgianna Buzzell to Georgianna Wiggin; Benjamin M. Buzzell to Charles M. Wiggin; Oscar H. Buzzell to Oscar H. Wiggin; John R. Buzzell to Albert L. Wiggin; Irving W. Buzzell to Irving W. Wiggin; L. Augustus Foster to Gust Foster; Mary E. Swain to Mary E. Noyes; Albert Sanborn to Frank L. Abbott; Abbie P. Herbert to Abbie P. Worthen; Mary Dow to Cora May Mead; Frank George French to George Oliver Perkins; Walter Abbott Sewall to Walter Abbott; Walter Abbott to Walter Abbott Sewall; Edwin F. Chapman to Edwin F. Page; Sarah T. Jackman to Sarah E. Russell; Volentine Hastings to Volentine Charles Hastings; John J. Flaherty to John J. Bartlett; Eldora A., Ida E. and Elma M. Reed to Eldora A., Ida E. and Elma M. Colby; Delia A. Jones to Delia A. Cross; Frank M. Morse to Frank M. Haley.

*Hillsborough County*—Mary A. Conner to Mary A. Dix; Frances A. Eaton to Frances A. Ferris; Agnes Honora Peacock to Agnes Hanley; Melvin A. Robinson to William Henry Hudson; Thomas Franklin Harvell to Frank Harvell; Frank Masanen to Frank Benjamin Martin; Marilla R. Matthews to Marilla R. Gould; Rianzo M. Norton to Charles M. Norton; Maria A. Patten to Maria A. Smith; Sarah M. Sleeper to Sarah Mills Peaslee; Peter Savasin to Peter Portevine; Mary Ella Worthley to Ella Mary Robinson; Margaret Stickney to Martha Margaret Stickney; Abbie C. Wheeler to Abbie C. Duncklee; Lizzie Mabel Hoyt to Inez Marion Warren; Martha M. Wolfe to Martha M. Brown; Mattie M. Sargent to Mattie L. Humphrey; Georgia E. Kent to Georgia E. McCoy; Iness Avora Oliver to Iness Avora Lane; Mary J. S. Lord to Mary J. S. Shepard; Bertha Holden to Grace Gertrude Nutting; Frank Henry Pierce to Frank Hawthorne Pierce; Timothy D. Roberts to Dudley Roberts; Frank Willie Stark to William Frank Stark.

*Cheshire County*—Lydia K. Whitney to Lydia K. Woodward; Edwin D. Putney to Edwin D. Dodge; Lucy A. Holt to Lucy A. Beal; Viola Bell Garland to Flora Bell Tenney, and adoption; F. Elroy Estabrook to Harlow Levett Streeter, and adoption; Flora M. Medcalf to Flora M. Howe; James S. Healey to James S. Clark, and adoption; Harriet N. Knowlton to Harriet N. Knight; Harriet L. Esty to Harriet L. Cook; Harry Herbert Ormsby to Harry Herbert White, and adoption; Mary Jane Bemis to Mary Jane Webster; Willie Swithin to Walter A. Russell, and adoption; Henry

Martin Smith to Henry Martin Parkhurst : Amelia Nelson to Nellie Amelia Brooks, and adoption.

*Sullivan County*—Lydia A. Sargent, of Sunapee, to Lydia A. Young : Susan Estella Davis, of Claremont, to Susan Estella Kempton : Nancy A. Dowling, of Claremont, to Nancy A. Hart : Alnette Lucinda Smith, of Goshen, to Alnette Lucinda Steel, and adoption.

*Grafton County*—Lizzie C. Brown to Lizzie C. Hadley : Albion Cushing to Frank Albion Cushing : Alfred N. Child to Alfred N. Heaton : Abby H. Foster to Abby H. Turner : Isaac Newton Jones to Newton Irving Jones : James Perley to George LeClair ; Emile Quimby to Emile Gibson : Kate B. Plaisted to Kate B. Hunt ; Marcia St. Clair to Marcia Frances Johnson : George Oscar Turker to George Oscar Smith ; Frederick Theodore Trudo to Frederick Theodore Nichols.

*Coos County*—Edson Gray to Edson Wells Eastman ; Josephine England to Josephine Colby.





# PRIVATE ACTS.

## CHAPTER CXXI.

### AN ACT TO ESTABLISH A BOARD OF EDUCATION IN UNION SCHOOL DISTRICT NO. TWO, IN BRISTOL.

#### SECTION

1. Board of education, how chosen; tenure of office; vacancy, how filled.
2. Their powers and duties.
3. Organization; meetings; compensation.

#### SECTION

4. Annual financial report.
5. Board to report annually to school committee.
6. Annual meeting.
7. Takes effect, when.

*Be it enacted by the Senate and House of Representatives in General Court convened:*

SECTION 1. Union School District number Two in Bristol in the county of Grafton, is hereby authorized, at any legal meeting duly notified for the purpose, to choose, by ballot and by major vote, of the qualified voters of the district present and voting, a board of education consisting of six persons having the legal qualifications prescribed by law for prudential and school committees, two of whom shall hold office for one year, two for two years, and two for three years from the time of the annual meeting in March 1878, and until others are duly chosen and qualified in their stead,—the term of office of each to be determined by lot at the first meeting of the board and a record thereof made. Two members of said board shall be chosen annually at every annual meeting of the district after the first choice thereof as aforesaid by ballot and by major vote of the qualified voters of the district present and voting, to fill the vacancies that will annually occur by the expiration of the term of office of two of the incumbents, and to hold office for three years and until others shall be duly chosen and qualified in their stead.

Any vacancy occurring from any other cause may be filled in like manner at a special meeting held for that purpose, otherwise at the next annual meeting; and the person chosen to fill such vacancy shall hold office during the unexpired term and until another shall be chosen and qualified in his stead.

Sec. 2. Said board shall have the care and custody of all property belonging to the district, shall employ teachers and fix their

Board of education; how chosen; tenure of office; vacancy, how filled.

Their powers and duties.

compensation, shall have the control and management of the schools of the district and examine and allow all claims arising therefrom, and generally shall have and enjoy all the power and authority and perform all the duties by law pertaining to the offices of prudential and school committees.

Organization; meetings; compensation.

SEC. 3. Said board shall be sworn to the faithful performance of their duties, shall choose a president and secretary from their own number, and shall hold meetings as often as may be necessary for the discharge of their duties; and the secretary shall keep a record of all their proceedings in books kept for that purpose at the expense of the district. They shall receive no compensation for their services except such sum as the town of Bristol may allow them for performing the duties of school committee within said district, which may be apportioned among them according to the services rendered by each in that capacity.

Annual financial report.

SEC. 4. A report of receipts and disbursements during the year shall be made to the district at every annual meeting by said board or by such member of the board as they may appoint to act as treasurer, and, if they so elect, to act as agent in providing fuel, furniture and other necessaries for the accommodation of the various schools of the district, who shall receive such compensation as the district may determine.

Board to report annually to school committee.

SEC. 5. It shall be the duty of said board to make a report to the school committee of said town of Bristol on or before the first day of March of each year containing such facts as said school committee shall be required by law to report to the town at its next annual meeting and such other information as said school committee shall have occasion to use in making any report required by law to be made.

Annual meeting.

SEC. 6. The annual meeting of said district shall be held in the month of March.

Takes effect, when.

SEC. 7. This act shall take effect upon its passage.  
[Approved June 21, 1877.]

CHAPTER CXXII.

AN ACT TO ESTABLISH A BOARD OF EDUCATION IN SCHOOL DISTRICT NO. 8 IN ROCHESTER, AND TO ENABLE IT TO RAISE MONEY FOR THE SUPPORT OF SCHOOLS THEREIN.

SECTION

- 1. Board of education, how chosen; tenure of office; vacancy, how filled.
- 2. Duties; organization; compensation.
- 3. Financial report.

SECTION

- 4. Board to report annually to school committee.
- 5. District may raise money.
- 6. Takes effect, when.

*Be it enacted by the Senate and House of Representatives in General Court convened:*

Board of education, how chosen; tenure of office; vacancy, how filled.

SECTION 1. That school district number eight, in Rochester, in the county of Strafford, a school district duly organized under the statute of this state known as the Somersworth act, be and hereby

is authorized and empowered, at any legal meeting duly called for the purpose, to choose, by ballot and by major vote of the qualified voters of the district present and voting, a board of education, consisting of six persons, having the legal qualifications prescribed by law for prudential and school committees, two of whom shall hold office for one year, two for two years and two for three years, the term of office for which each is chosen to be designated upon the ballots cast for members of said board. Two members of said board shall be chosen annually, at every annual meeting of said district after the first choice thereof as aforesaid, by ballot and by major vote of the qualified voters of said district present and voting, to fill the vacancies that shall annually occur by the expiration of the term of office of two of the incumbents, and to hold office for three years and until others shall be duly chosen and qualified in their stead. Whenever said district shall fail to choose members of said board in manner as aforesaid, or from any other cause a vacancy shall occur therein the selectmen of said Rochester, upon application of one or more voters in said district, shall appoint a resident thereof to fill such vacancy until the next annual meeting in said district, when said district shall, by ballot and by major vote of the qualified voters therein present and voting, fill the same for the remainder of the term.

SEC. 2. Said board shall be sworn to the faithful performance of their duties, shall have and enjoy all the power and authority and perform all the duties, and be subject to the same liabilities by law pertaining to the office of prudential and school committees for said district. They shall choose a president and secretary from their own number and shall hold meetings as often as may be necessary for the discharge of their duties; and the secretary shall keep a record of all their proceedings in books kept for that purpose, at the expense of said district. They shall receive no compensation for their services except such as is now allowed, or may hereafter be allowed, for performing the duties of school committee within said district, which may be apportioned among them according to the services rendered by each in that capacity.

Duties: organization: compensation.

SEC. 3. A report of receipts and disbursements during the year shall be made to the district at every annual meeting, by said board, or by such member of the board as they may appoint to act as treasurer, and if they so elect, to act as agent in making repairs upon school buildings and in providing fuel, furniture and other necessaries for the accommodation of the various schools of the district, who shall receive reasonable compensation for such services.

Financial report.

SEC. 4. It shall be the duty of said board to make a report to the school committee of the town of Rochester, aforesaid, on or before the first day of March in each year, containing such facts as said school committee shall be required by law to report to the town at its next annual meeting, and such other information as said school committee shall have occasion to use in making any report required by law.

Board to report annually to school committee.

SEC. 5. Said district may raise money in addition to that required by law for the support, not only of the high school, but of other schools therein.

District may raise money.

SEC. 6. This act shall take effect upon its passage and be in force whenever adopted by said school district, at any legal meet-

Takes effect, when.

ing thereof duly called for that purpose; and when so adopted the offices of prudential committee and superintending school committee in said district shall cease and such committee shall have and exercise no further power or authority.

[Approved June 21, 1877.]

## CHAPTER CXXIII.

AN ACT TO EXTEND THE CHARTER OF THE PINE RIVER LUMBER COMPANY.

SECTION

1. Charter extended.
2. Corporation changed.

SECTION

3. Repealing clause.

*Be it enacted by the Senate and House of Representatives in General Court convened:*

SECTION 1. That an act entitled "An act to incorporate the Pine River Lumber Company," approved June twenty-seventh, eighteen hundred and fifty-seven, be, and is hereby continued in force for the term of twenty years from and after June twenty-seventh, eighteen hundred and seventy-seven, and that said corporation shall have and possess all the powers, rights and privileges in said act guaranteed, and be subject to all the duties and liabilities thereby imposed, and shall be subject to the general laws of the state and to such laws as the legislature may from time to time prescribe for the government of similar corporations.

SEC. 2. That section one of said act be so amended as to read as follows: That Josiah Thurston, Nathaniel Grant, Asa Beacham, Edwin Towle, Jacob Manson, Charles B. Gafney and Samuel D. Quarles, their associates, successors and assigns be, and are hereby made a body corporate by the name of the Pine River Lumber Company, and by that name may sue and be sued, prosecute and defend to final judgment and execution and shall be invested with all the powers and privileges and be made subject to the duties and liabilities of like corporations.

SEC. 3. All acts and parts of acts inconsistent herewith so far as the purposes of this act are concerned are hereby repealed, and this act shall take effect upon its passage.

[Approved July 7, 1877.]

Charter extended.

Corporation changed.

Repealing clause.

## CHAPTER CXXIV.

AN ACT TO INCORPORATE THE PORTSMOUTH TEMPERANCE MUTUAL  
RELIEF ASSOCIATION.

## SECTION

1. Corporation constituted.
2. Powers; duties; limitation of property.

## SECTION

3. First meeting.
4. Takes effect, when.

*Be it enacted by the Senate and House of Representatives in General Court convened :*

SECTION 1. That Stephen W. Clarke, John S. Treat, James Sanborn, George W. Randall, James Janvrin, E. B. Goodall, S. W. Webber, W. I. Trafton and twenty others be, and they hereby are made a body corporate and politic by the name of "The Portsmouth Temperance Mutual Relief Association," at Portsmouth, for such charitable and benevolent purposes as said corporation may from time to time designate.

SEC. 2. Said corporation may by its corporate name sue and be sued, prosecute and defend to final judgment and execution; and be vested with all the powers and privileges and subject to all the liabilities of corporations of a similar character: and may take and hold real and personal estate by donation, bequest, or otherwise, to the use of said corporation, to an amount not exceeding ten thousand dollars, and the same sell, convey, or otherwise dispose of, at pleasure.

SEC. 3. Any two of the above named incorporators may call the first meeting of the corporation by publishing a notice thereof in some newspaper printed in said Portsmouth by two insertions, the first being ten days at least before the time fixed for said meeting.

SEC. 4. This act shall take effect and be in force from and after its passage.

[Approved June 22, 1877.]

CHAPTER CXXV.

AN ACT IN AMENDMENT OF CHAPTER ONE HUNDRED AND THIRTEEN. SECTION TWO, OF THE LAWS OF JUNE SESSION OF EIGHTEEN HUNDRED AND SEVENTY-SIX.

SECTION 1. The Hibernian United Benevolent Society in Rochester; estate \$10,000.	SECTION 2. Takes effect, when.
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*Be it enacted by the Senate and House of Representatives in General Court convened:*

The Hibernian United Benevolent Society in Rochester; estate \$10,000. Takes effect, when.

SECTION 1. Said corporation shall have the power to hold, by gift, grant, bequest, purchase, or otherwise, any estate, real or personal, which shall not exceed in value ten thousand dollars.

SEC. 2. This act shall take effect on its passage.

[Approved June 22, 1877.]

CHAPTER CXXVI.

AN ACT TO INCORPORATE WASHINGTON LODGE, NUMBER FOUR, INDEPENDENT ORDER OF ODD FELLOWS.

SECTION 1. Corporation constituted. 2. Limitation as to estate. 3. First meeting.	SECTION 4. Subject to repeal. 5. Takes effect, when.
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*Be it enacted by the Senate and House of Representatives in General Court convened:*

Corporation constituted.

SECTION 1. Josiah Merrill, John Martin, Prescott B. Kinsman, Hartley S. Chapman, William H. Walsh, George J. Richards and William F. Lord, their associates and successors, are hereby made a body corporate by the name of "Washington Lodge No. 4, Independent order of Odd Fellows," located at Somersworth, for such charitable and benevolent purposes as said corporation may from time to time designate: and by that name may sue and be sued, prosecute and defend, and be vested with all the privileges, and subject to all the liabilities, incident to corporations of a similar nature.

Limitation as to estate.

SEC. 2. Said corporation may take and hold real and personal estate by gift, bequest or otherwise, to an amount not exceeding twenty-five thousand dollars, and may dispose of the same at pleasure.

First meeting.

SEC. 3. The first three persons named herein may call the first meeting of said corporation, by posting notices thereof in two or more public places in said Somersworth, ten days at least prior to said meeting.

SEC. 4. The legislature may alter, amend or repeal this act whenever, in their opinion, the public good may require the same to be done. Subject to repeal.

SEC. 5. This act shall take effect from its passage.

[Approved June 22, 1877.]

Takes effect, when

## CHAPTER CXXVII.

### AN ACT TO INCORPORATE THE NEW HAMPSHIRE CONFERENCE PREACHERS' AID SOCIETY OF THE METHODIST EPISCOPAL CHURCH.

#### SECTION

1. Corporation constituted; purpose and powers.
2. Limitation as to estate.
3. By-laws.

#### SECTION

4. First meeting.
5. Subject to repeal.
6. Takes effect, when.

*Be it enacted by the Senate and House of Representatives in General Court convened:*

SECTION 1. That Elisha Adams, James Pike, Elisha Scott, James Thurston and Anson C. Coult, their associates, successors and assigns be, and hereby are constituted a corporation by the name of the New Hampshire Conference Preachers' Aid Society of the Methodist Episcopal Church, for the purpose of furnishing needful pecuniary aid to the aged, infirm, or destitute preachers of said conference, and their widows and orphans: with all the powers and privileges, and subject to all the duties, liabilities and restrictions common to corporations of a similar nature. Corporation constituted; purpose and powers.

SEC. 2. Said corporation shall have the power to hold by gift, grant, bequest, purchase, or otherwise, any real estate or personal property which shall not exceed in value twenty-five thousand dollars. Limitation as to estate.

SEC. 3. Said corporation may adopt such rules and by-laws, the same not being repugnant to the laws of this state, as they may deem expedient. By-laws.

SEC. 4. The first three grantees, or either of them, may call the first meeting by giving public notice of the same to said conference. First meeting

SEC. 5. The legislature may alter or amend this act whenever the public good may require the same. Subject to repeal.

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

[Approved June 22, 1877.]

Takes effect, when.

## CHAPTER CXXVIII.

## AN ACT TO INCORPORATE THE NASHUA BOBBIN AND SHUTTLE COMPANY.

## SECTION

1. Corporation constituted.
2. Purpose; limitation as to real estate.
3. Capital stock.

## SECTION

4. Meetings; organization.
5. Repealing clause; takes effect, when.

*Be it enacted by the Senate and House of Representatives in General Court convened:*

Corporation  
constituted.

SECTION 1. That Francis B. Ayer, Isaac Eaton, Fred. Kelsey, Roger W. Porter and Charles Hardy, their associates, successors and assigns, be, and they hereby are, made a body politic and corporate by the name of the Nashua Bobbin and Shuttle Company, and by that name may sue and be sued, prosecute and defend to final judgment and execution, and shall be, and hereby are, invested with all the powers and privileges, and made subject to all the liabilities contained in the laws of this state applicable to corporations of a similar nature.

Purpose; limi-  
tation as to real  
estate.

SEC. 2. Said corporation is hereby authorized and empowered to establish, manage and carry on, in the city of Nashua, in the county of Hillsborough, the business of manufacturing bobbins, spools, shuttles, skewers, or any other goods, wares, merchandise or supplies of a similar character; also, the business of manufacturing bobbin, spool and shuttle machinery and tools, and of wood turning; and to erect, maintain and operate mills, buildings and works necessary or convenient for carrying on and conducting the business of said corporation, and may purchase, hold and enjoy real and personal estate, not exceeding in value at any one time the sum of three hundred thousand dollars, and may sell, convey and dispose of the same at pleasure.

Capital stock.

SEC. 3. The capital or joint stock of said corporation shall not exceed in amount the sum of three hundred thousand dollars.

Meetings; or-  
ganization.

SEC. 4. The persons named in this act may call the first meeting of said corporation, by causing notice, stating the time and place of meeting, to be published in either of the newspapers printed in the city of Nashua, ten days at least before the day of meeting, at which meeting or at any adjournment thereof a clerk shall be chosen, and by-laws for the regulation and government of said corporation, not inconsistent with the constitution and laws of this state, may be established: which by-laws may be altered or amended at any future meeting of the corporation: and may choose all officers necessary for managing the affairs of the corporation; may agree on the mode of calling future meetings; may divide the capital or joint stock into shares of one hundred dollars each, and do and transact any business necessary to carry into effect the purposes of said corporation.

Repealing  
clause: takes ef-  
fect, when.

SEC. 5. The legislature may at any time alter, amend or repeal this act; and this act shall take effect from its passage.

[Approved June 22, 1877.]



## CHAPTER CXXIX.

## AN ACT TO INCORPORATE THE NASHUA PROTESTANT HOME FOR AGED WOMEN.

## SECTION

1. Corporation constituted.
2. Purpose and property.

## SECTION

3. First meeting; organization; by-laws.
4. Takes effect, when.

*Be it enacted by the Senate and House of Representatives in General Court convened:*

SECTION 1. That Caroline G. White, Adelaide M. Stevens, Fannie H. Sawyer, Jane N. Beason, Eliza C. Roby, Mary E. Reed, Sarah H. Kendall, Sarah A. Hammond, Elizabeth H. King, their associates and successors be, and are hereby made a body politic and corporate, by the name of "The Nashua Protestant Home for Aged Women," and by that name may sue or be sued, prosecute and defend to final judgment and execution, and shall have and exercise all the powers and privileges, and be subject to all the liabilities by law incident to corporations of a similar nature. Corporation constituted.

SEC. 2. Said corporation is hereby authorized to establish and maintain in the City of Nashua, an institution for the support and maintenance of aged protestant women, and for that purpose may take and hold real and personal estate, by donation, bequest, purchase or otherwise, to an amount not exceeding one hundred thousand dollars: and may sell, convey and dispose of the same at pleasure, and may erect and maintain such buildings and appurtenances as may be deemed necessary for the purposes of the Corporation. Purpose and property.

SEC. 3. The first three grantees above named may call the first meeting of said corporation, by giving notice in writing to each of the grantees named in this act, of the time and place of said meeting, or by one publication of such notice in some daily newspaper published in said Nashua, seven days at least prior to said meeting, at which meeting or at some subsequent meeting this act may be accepted by this corporation: and then, or at some subsequent meeting said corporation may adopt and thereafter maintain, change or alter such rules and by-laws for the government of its proceedings and the regulation of its affairs not inconsistent with the laws of this state, as they may deem expedient, and elect, or provide for the election of such officers, managers and agents as they may deem advisable, and prescribe their powers and duties. First meeting; organization; by-laws.

SEC. 4. This act shall take effect from its passage, and shall be subject to alteration, amendment, or repeal at the pleasure of the legislature. Takes effect, when.

[Approved June 22, 1877.]

## CHAPTER CXXX.

AN ACT IN AMENDMENT OF AND IN ADDITION TO AN ACT IN RELATION TO THE SOMERSWORTH SAVINGS BANK, PASSED JUNE SESSION, EIGHTEEN HUNDRED AND SEVENTY-FOUR.

SECTION 1. Authorized estate increased §10,000.	SECTION 2. Takes effect, when.
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*Be it enacted by the Senate and House of Representatives in General Court convened:*

Authorized estate increased §10,000.

SECTION 1. The Somersworth Savings Bank is hereby authorized to purchase and hold real estate to an amount not exceeding ten thousand dollars in addition to the amount authorized in section one of said act.

Takes effect, when.

SEC. 2. This act shall take effect on its passage.  
[Approved June 22, 1877.]

## CHAPTER CXXXI.

AN ACT TO INCORPORATE THE FARMINGTON AND ROCHESTER RAILROAD.

SECTION 1. Corporation constituted; may lease its road. 2. May build a railroad; its termini and connection; limitation as to land. 3. Shares of capital stock; directors and other officers. 4. Toll granted; excess above 10 per cent to be paid into the treasury.	SECTION 5. Directors may exercise full power; delinquent subscribers, how treated; shares not to exceed §100. 6. Not to obstruct private or public way. 7. By-laws. 8. First, annual, and special meetings. 9. Limitation as to time of completing road. 10. Takes effect, when; may be repealed.
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*Be it enacted by the Senate and House of Representatives in General Court convened:*

Corporation constituted; may lease its road.

SECTION 1. David T. Parker, James E. Fernald, John H. Barker, John M. Berry, George A. Jones, Charles W. Talpey, Eugene P. Nute, Alonzo I. Nute, Edmund B. Small, Martin L. Hayes, Arthur C. Newell, their associates, successors and assigns, are hereby made a body politic and corporate by the name of the Farmington and Rochester Railroad, with all the rights and privileges, liabilities and duties, by the laws of this state incident to railroad corporations, and necessary and proper to carry into effect the purposes of this act, with the right to lease the railroad hereby authorized to be constructed by them to any other railroad corporation for such period and upon such terms as may be mutually agreed upon by the two corporations.

May build a railroad; its termini and connection; limitation as to land.

SEC. 2. Said corporation is hereby authorized and empowered to locate, build, and maintain a railroad not exceeding six rods in width, with necessary additions for cuttings and embankments, from some point in Farmington, in the county of Strafford, to some

point in Rochester, in said county, and connecting with some other railroad now located and built in either of said towns, or which may hereafter be located and built therein, or not, as may hereafter be regarded by said Farmington and Rochester Railroad to be for the best interest and convenience of the public; but said corporation shall hold no more land, exclusive of what is within the limits of their road and necessary for procuring stone, sand, and gravel, and for machine shops and depot accommodations, than shall be worth at the time of purchase five per cent. of their capital stock.

SEC. 3. The capital stock of said corporation shall consist of not less than two, nor more than four, thousand shares, and the immediate government and direction of the affairs thereof shall be vested in seven directors, who shall be chosen by the stockholders or members in the manner hereinafter provided, and shall hold their offices until others shall be duly elected and qualified in their stead; and the said directors, a majority of whom shall constitute a quorum for the transaction of business, shall elect one of their member to be president of the board and of the corporation; they shall also choose a clerk, who shall also be clerk of the corporation and sworn to the faithful performance of his duties; a treasurer, who shall give bond with sureties to their satisfaction for the faithful performance of his part; and such other officers, agents and servants as they may deem expedient, fix their salaries, and generally shall have and exercise all the powers of the corporation for carrying into effect the objects and purposes of this act.

Shares of capital stock; directors and other officers.

SEC. 4. A toll is hereby granted to the corporation for their benefit on all passengers and property which may be transported on their railroad at such rates as may from time to time be agreed on by the directors; but in any and every year when the net receipts from the use of said railroad shall exceed the average of ten per cent. per annum from the commencement of their operations, the excess shall be paid into the treasury of the state, until otherwise ordered by the legislature.

Toll granted; excess above 10 per cent to be paid into the treasury.

SEC. 5. The president and directors for the time being are authorized and empowered, by themselves or their agents, to exercise all the powers hereby granted to the corporation, for the purpose of constructing and completing their railroad, and for the transportation of persons, goods, and merchandise thereon, and all such other power and authority for the management of the affairs of the corporation, not heretofore granted, as may be necessary and proper to carry into effect the objects of this grant; to purchase land, materials, engines, cars, depot buildings, machine shops and other things, in the name of the corporation, for the use of the railroad and the transportation of persons, goods, and merchandise; to make such equal assessments from time to time on all shares in said corporation as they may deem expedient and necessary in the progress of the work, and direct the same to be paid to the treasurer of the corporation; and the treasurer shall give notice of said assessments, and if any subscriber shall neglect for sixty days after such notice to pay his assessments, the directors may order the treasurer to sell his share or shares at auction, due notice thereof being given, to the highest bidder, and the same shall be transferred to the purchaser; and such delinquent subscriber shall be held accountable to the company for the balance, if his share or

Directors may exercise full power; delinquent subscribers, how treated; shares not to exceed \$100.

shares shall sell for less than the assessment or assessments due thereon, and interest and costs of sale: and such subscriber shall be entitled to the surplus, if any there be: but no assessment shall be laid on any share for any greater amount than one hundred dollars in the whole on each share, and if any greater amount of money shall be necessary to complete said railroad, it shall be raised by creating new shares, giving to the stockholders in the corporation the right to take said new shares in proportion to the shares by them respectively owned in said corporation.

Not to obstruct private or public way.

SEC. 6. If said railroad in the course thereof shall intersect or cross any private way, it shall be so constructed as not to obstruct the safe and convenient use of such private way; if not so constructed, the owner of said private way may recover his reasonable damages for the injury in an action on the case, to be commenced within two years from such obstruction and not afterwards. If said railroad in the course thereof shall intersect or cross any canal, turnpike road, or other public highway, it shall be so constructed as not to obstruct the safe and convenient use of such canal, turnpike road, or other highway: and said corporation shall have power to raise or lower such turnpike road, highway, or private way, so that the railroad may pass over or under the same. If said corporation shall raise or lower such turnpike road or highway, and shall not so raise or lower the same as to be satisfactory to the proprietors of such turnpike, or to the selectmen of the town in which said highway is situate, as the case may be, said proprietors or selectmen may require in writing of said corporation such amendments or alterations as they may think necessary; and if the amendments or alterations be reasonable and proper in the written opinion of the county commissioners for the county in which such alterations or amendments are proposed, and said corporation shall unreasonably and unnecessarily neglect to make the same, said proprietors or selectmen, as the case may be, may make such alterations or amendments, and recover in an action on the case against such corporation reasonable damages for all charges, disbursements, labor and services occasioned by making such alterations and amendments, with costs of suit. Said corporation shall constantly maintain in good repair all bridges with their abutments, and embankments which they may construct for the purpose of conducting their railroad over any canal, turnpike, highway or private way, or for conducting the same over their railroad, and in default thereof shall be liable to respond in damages to any party aggrieved in an action on the case. If it shall be necessary to alter the course of any turnpike road or other highway, where said railroad may run on or near the same, or for the purpose of avoiding or facilitating the crossing thereof, such turnpike or highway may be so altered, with the approbation of the county commissioners for the county, if such alterations will not, in their opinion, essentially injure said way.

By-laws.

SEC. 7. Said corporation may make, ordain and establish all such by-laws, rules, regulations and ordinances as they shall deem expedient and necessary to accomplish the designs and purposes and to carry into effect the provisions of this act, and for the well ordering, regulating and securing the interests and affairs of the corporation, provided they are not repugnant to the constitution or laws of this state.

SEC. 8. The annual meeting of the members of said corporation shall be holden at such time and place in this state as the corporation by its by-laws, or the directors for the time being, shall appoint, at which meeting the directors shall be chosen by ballot, and the three persons first named in this act, or any two of them, may call the first meeting of said corporation by advertising the same three weeks successively in some newspaper printed in the county of Strafford in this state; and the directors are hereby authorized to call special meetings of the stockholders whenever they shall deem it expedient and proper, giving such notice thereof as the by-laws may require.

First, annual, and special meetings.

SEC. 9. If said corporation shall not have been organized, and the location of its road made and filed in the office of the secretary of state, before the first day of July, eighteen hundred and seventy-eight, this act shall be void; and this act shall be void as to any and every portion of said railroad which shall not be completed and fit for use on or before the first day of July in the year eighteen hundred and eighty.

Limitation as to time of completing road.

SEC. 10. This act shall take effect upon its passage, and the legislature may alter, amend or repeal the same or any of its provisions, whenever in their opinion the public good requires it.

Takes effect, when; may be repealed.

[Approved June 26, 1877.]

## CHAPTER CXXXII.

### AN ACT TO INCORPORATE THE CHESTER AND DERRY TELEGRAPH COMPANY.

#### SECTION

1. Corporation constituted.
2. Rights and privileges; assessment of damages.
3. Capital stock.

#### SECTION

4. Property.
5. First meeting.
6. Subject to repeal.
7. Takes effect, when.

*Be it enacted by the Senate and House of Representatives in General Court convened:*

SECTION 1. That Charles A. Wilcomb, John Underhill, Charles Sanborn, Albert J. Merrill, Clement A. West, Lucien Kent, Henry H. Lane, Frank W. Parker, Frederick J. Shepherd, Seneca Pettee, their associates, successors and assigns be and they are hereby made a body politic and corporate by the name of the Chester and Derry Telegraph Company, and by that name may sue and be sued, prosecute and defend to final judgment and execution, and hereby are vested with all the powers and privileges, and subject to all the liabilities, which by law are incident to corporations of a similar character.

Corporation constituted.

SEC. 2. That said corporation shall have power to construct, maintain and operate from Derry depot on the Manchester and Lawrence railroad in Derry to any point or points in the town of Chester, any line or lines of electric telegraph as it may from time to time locate and establish, and to connect the same with any other

Rights and privileges; assessment of damages.

telegraph line or lines in said towns. Said corporation shall have the right to construct its lines, with suitable fixtures therefor, along and upon the line of any railroad, or upon any public highway within the termini aforesaid, paying therefor to the party aggrieved thereby such compensation as may be agreed by the parties; or, if they fail to agree, such sum as shall be assessed, on the application of either party, by a committee appointed by the supreme court; and if, upon the return of the report of such committee to said court either party is dissatisfied with such assessment, the same proceedings may be had for an increase or reduction of damages as in the case of the assessment of damages by the county commissioners for land taken in laying out a highway: *provided* that said line or lines shall be so constructed, that the public use of such roads shall not be endangered or incommoded thereby.

Capital stock. SEC. 3. The capital stock of said corporation shall not exceed the sum of three thousand dollars, to be divided into shares of not less than ten dollars each.

Property. SEC. 4. Said corporation may purchase, rent, hold and convey such personal or real estate as may be necessary for the prosecution of the business of the corporation.

First meeting. SEC. 5. That said Charles A. Wilcomb, Frank W. Parker and Seneca Pettee, or any two of them may call the first meeting of said corporation by giving notice to each of the grantees in writing at least ten days before said meeting.

Subject to repeal. SEC. 6. The legislature may alter, amend or repeal this act whenever in their opinion the public good shall require the same to be done.

Takes effect, when. SEC. 7. This act shall take effect on its passage.  
[Approved June 26, 1877.]

## CHAPTER CXXXIII.

### AN ACT TO INCORPORATE THE UNCANGONUCK ROAD COMPANY.

#### SECTION

1. Corporation constituted.
2. To locate and build road.
3. Assessment of damages.
4. Capital stock; directors and other officers.
5. Tolls; toll-houses and gates.

#### SECTION

6. First meeting; annual and special meetings.
7. Time of completing road limited.
8. May erect houses.
9. Subject to repeal.
10. Takes effect, when.

*Be it enacted by the Senate and House of Representatives in General Court convened:*

Corporation constituted.

SECTION 1. That Edward C. Shirley, George B. Chandler, Charlton K. Pierce, John B. Varick, William H. Plummer and B. P. Cilley, their associates, successors and assigns, are hereby incorporated and made a body corporate and politic by the name of the Uncangonuck Road Company, and by that name may sue and be sued and have and enjoy all the privileges and powers and be subject to all the restrictions and limitations which by law are incident to corporations of a similar nature.

SEC. 2. Said corporation is hereby empowered to lay out, make <sup>To locate and build road.</sup> and keep in repair a road leading from some point on the highway known as the "Mountain Road," on the southerly side of the Uncanoonek Mountains, near the residence of Charlton K. Pierce in Goffstown, to the summit of the south Uncanoonek mountain, in said Goffstown, by such route and in such direction as is most practicable.

SEC. 3. If said corporation shall not be able to agree with the owners of any land over which said road may be laid out upon the amount of damages to be paid therefor, or if said corporation cannot agree with such owner upon a committee to assess such damages either party, or, if the owner is unknown, said corporation may apply by petition to the supreme court for the county in which such land may be situated and said court after due notice to the parties shall refer the same to the county commissioners for said county who shall upon due notice assess damages and report the same to said court and judgment upon said report shall be final and conclusive between the parties; and said corporation shall not however enter on any land to construct said road until the damages assessed to the owners thereof shall have been paid or tendered, except in cases mentioned in the fifth section of chapter sixty-four of the General Statutes, and no person shall be entitled to an action for such damages until after such entry has been made on his land. <sup>Assessment of damages.</sup>

SEC. 4. The capital stock of said corporation shall consist of such a number of shares as may be determined by the directors not exceeding in par value one hundred dollars each, and the whole capital stock shall not exceed five thousand dollars, and no assessment shall be made upon any share to a greater amount than the sum at which the par value or price of each share shall have been fixed as aforesaid; and the immediate direction and government of said corporation shall be vested in five directors, who shall be chosen by the stockholders, or members hereinafter provided and shall hold their office until others are duly elected and qualified in their stead; and said directors, a majority of whom shall form a quorum for the transaction of business, shall elect one of their number to be president of the board and of the corporation; and said directors shall elect a clerk who shall also be clerk of the corporation and who shall be sworn to the faithful discharge of the duties of his office, and they shall also choose a treasurer, who shall give bonds in a sum not less than one thousand dollars for the faithful discharge of his trust, and they shall also choose such other officers and servants as may from time to time be necessary, and fix their salaries. <sup>Capital stock; directors and other officers.</sup>

SEC. 5. Said corporation may build and own toll-houses or other buildings and such real estate as is necessary for the purposes of its creation; and may erect and maintain gates across said road and the directors shall appoint toll-gatherers, if necessary, to collect the rates and tolls provided by this act, which toll-gatherers shall have authority to stop any persons passing through said gates until they have paid the rates and tolls which are hereby established per mile, namely: For each single horse with or without rider ten (10) cents per mile; for horse and carriage of any kind twenty-five (25) cents; for two horses in carriage of any kind thirty-six (36) cents; for four horses with carriage of any kind fifty (50) cents, and for every other carriage of pleasure or team for business or otherwise the <sup>Tolls; toll-houses and gates.</sup>

like sums according to the number of horses or animals drawing the same. And if any person with his carriage, horse or horses, or other team or animals shall turn off from said road to pass the gates of said corporation with a view to avoid the payment of the tolls required by this act such persons shall forfeit and pay to the use of the company three times the amount which the legal tolls would be, upon complaint of any toll-gatherer of said corporation made before any justice of the peace within the county where the offense is committed.

First meeting;  
annual and special meetings.

SEC. 6. The annual meeting of the members or stockholders of this corporation shall be held at such time and place as may be prescribed in the by-laws, at which meeting the directors shall be chosen by ballot. The directors may call special meetings of the stockholders whenever they shall deem it expedient by giving such notice thereof as the by-laws may direct. Any three of the persons named in this act may call the first meeting of the corporation by a notice in any one of the newspapers published in Manchester at least fourteen days before said meeting, at which meeting the members or stockholders may choose the directors of said corporation: shall provide for the mode of calling future meetings, and at such time, or at any subsequent meeting duly called for the purpose may establish such by-laws not inconsistent with the constitution and laws of this state as may be necessary for the regulation and government of the corporation and for carrying into effect its provisions.

Time of completing road limited.

SEC. 7. In case said road is not completed and fit for use to the summit of said south Uncanoomuck mountain, or to a point as near the summit as is practicable within six years from the first day of October next this act shall become void, and all of the provisions of this act shall apply for the security and benefit of the corporation whenever any portion of the road is completed and put in use.

May erect houses.

SEC. 8. Said corporation may erect and maintain, lease and dispose of any building or buildings which may be found convenient for the accommodation of their business and of the horses, carriages and travellers passing over said road.

Subject to repeal.

SEC. 9. The legislature may at any time alter, amend or repeal this act whenever they may deem it necessary.

Takes effect, when.

SEC. 10. This act shall take effect upon its passage.

[Approved June 26, 1877.]



## CHAPTER CXXXIV.

## AN ACT TO INCORPORATE THE CARROLL STEAMBOAT COMPANY.

## SECTION

1. Corporation constituted.
2. Capital stock.
3. Tolls.

## SECTION

4. First meeting; by-laws; officers.
5. Takes effect, when.

*Be it enacted by the Senate and House of Representatives in General Court convened:*

SECTION 1. That Orlando Richardson, Levi T. Haley, Ansel Lamprey, John D. Morrison, William D. Haley, and their associates and successors be, and they hereby are, incorporated and made a body corporate and politic, by the name of the Carroll Steamboat Company, and by that name may sue and be sued, prosecute and defend to final judgment and execution, and be known and distinguished in all their acts and proceedings, and shall be, and hereby are vested with all the powers and privileges and subject to all the liabilities of similar corporations. Corporation constituted.

SEC. 2. Be it further enacted, That the capital stock of said company may consist of not exceeding sixty thousand dollars, of which not exceeding twenty-five thousand dollars may be vested in real estate, which may be purchased, held and owned by the said company in fee simple, and by them sold and conveyed at pleasure, and on which they may erect such buildings and wharves as may be necessary and convenient for their business; and the residue of said capital stock may be used by said company as they may think proper in constructing and using steamboats on Lake Winnipiseogee. Capital stock.

SEC. 3. A toll is hereby granted to said corporation, for their benefit, on all passengers and property conveyed by them at such rates as they may from time to time establish: *Provided*, that when the net receipts shall exceed ten per cent per annum on the average from the commencement, the excess shall be paid into the treasury of the state unless otherwise ordered by the legislature. Tolls.

SEC. 4. Be it further enacted, That Orlando Richardson, Ansel Lamprey and William D. Haley, or any two of them, may call the first meeting of said corporation, by serving each of said grantees with a written notice of said meeting at least one week prior to holding the same, or by publishing notice of said meeting in the *Granite State News*, a newspaper printed at Wolfeborough, two weeks at least before holding the same; at which first meeting, or any subsequent meeting called in like manner, or adjourned meeting, the said corporation may choose a clerk who shall be sworn to the faithful discharge of the duties of his office, may adopt by-laws not repugnant to the constitution and laws of this state, and may choose a treasurer, directors and all such officers and agents as may be necessary to carry into effect the objects contemplated by said corporation. First meeting; by-laws; officers.

SEC. 5. And be it further enacted, That this act shall take effect and be in force from and after its passage; and the legislature may alter, amend or repeal the same. Takes effect, when.

[Approved June 26, 1877.]

CHAPTER CXXXV.

AN ACT IN AMENDMENT OF AN ACT TO INCORPORATE THE DARTMOUTH SAVINGS BANK AT HANOVER.

SECTION

- 1. Charter made perpetual.
- 2. When affairs closed up equitable distribution to be made.

SECTION

- 3. Takes effect, when.

*Be it enacted by the Senate and House of Representatives in General Court convened :*

Charter made perpetual.

SECTION 1. That section one of the act entitled " An act to incorporate the Dartmouth savings bank at Hanover " be amended by striking out the words " for the term of twenty years from the passage of this act."

When affairs closed up equitable distribution to be made.

SEC. 2. That section ten of said act be amended by striking out the words " At the expiration of twenty years from the passage of this act the concerns of the institution shall be closed," and by inserting in place thereof the words " whenever the concerns of the institution shall be closed it shall be."

Takes effect, when.

SEC. 3. This act shall take effect from and after its passage. [Approved June 26, 1877.]

CHAPTER CXXXVI.

AN ACT TO AMEND THE CHARTER OF THE WINDSOR AND FOREST LINE RAILROAD.

SECTION

- 1. Time extended.

SECTION

- 2. Takes effect, when.

*Be it enacted by the Senate and House of Representatives in General Court convened :*

Time extended.

SECTION 1. That the time limited by the act approved June 29, 1870, entitled " An act to incorporate the Windsor and Forest Line Railroad ; " and also an act amendatory of the above entitled act, approved July 2, 1874, be so amended as to extend the time for the expenditure by said corporation of two hundred thousand dollars toward the construction of said railroad, to the first day of December, one thousand eight hundred and eighty-three, and said act shall be in force as to all parts of said railroad which shall be completed on or before December first, one thousand eight hundred and eighty-four.

Takes effect, when.

SEC. 2. This act shall take effect upon its passage. [Approved June 26, 1877.]

## CHAPTER CXXXVII.

## AN ACT TO INCORPORATE THE SAUNDERS SHOE MACHINERY COMPANY.

## SECTION

1. Corporation constituted.
2. Its purpose and property.
3. Capital stock.

## SECTION

4. First meeting; by-laws; officers.
5. Takes effect, when.

*Be it enacted by the Senate and House of Representatives in General Court convened:*

SECTION 1. Albert H. Saunders, John A. Spalding, James P. S. Corporation constituted. Otterson, William F. Salmon and Stanley Mansfield, their associates and successors, are hereby made a body politic and corporate by the name of the "Saunders Shoe Machinery Company," and by that name may sue and be sued, prosecute and defend to final judgment and execution: may have a common seal, establish by-laws, and have and exercise all the powers and privileges and shall be subject to all the duties and liabilities incident to corporations of a similar nature.

SEC. 2. Said corporation may establish and carry on at Nashua, Its purpose and property. in the county of Hillsborough, and elsewhere, as they may deem expedient, the business of manufacturing all kinds of engines, machines and tools for the manufacture of boots and shoes, and of operating and using the same in such manufacture, and for that purpose may take and hold real estate and personal property not exceeding one hundred thousand dollars in value, and the same may alienate and dispose of at pleasure.

SEC. 3. The capital stock of said corporation shall be fixed at Capital stock. such sum, not exceeding one hundred thousand dollars, as may be determined by the corporation, and shall be divided into shares of the par value of one hundred dollars each, and additions to the capital stock may from time to time be made by vote of the stockholders by the issue of new shares of the same par value, but the capital, as fixed by the corporation, and all additions thereto, shall not exceed the sum of one hundred and fifty thousand dollars.

SEC. 4. The said Albert H. Saunders, John A. Spalding and Stanley Mansfield, or any two of them, may call the first meeting of said corporation by giving in hand to each of the grantees named in the first section of this act or leaving at his usual place of abode a notice in writing, stating therein the day, hour and place of said meeting, at least seven days prior to the time designated therefor, and at said meeting, or any adjournment thereof, a clerk of the corporation shall be chosen and sworn, by-laws may be adopted, not repugnant to the laws of this state, and such other officers and agents chosen as may be deemed expedient for managing the affairs of the corporation. First meeting; by-laws; officers.

SEC. 5. This act shall take effect on its passage and may be re- Takes effect, when. pealed or altered at the pleasure of the legislature.

[Approved June 26, 1877.]

CHAPTER CXXXVIII.

AN ACT TO INCORPORATE THE CONCORD MASONIC ASSOCIATION.

SECTION 1. Corporation constituted; purpose; powers and property.	SECTION 2. First meeting. 3. Takes effect, when.
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*Be it enacted by the Senate and House of Representatives in General Court convened :*

Corporation constituted; purpose; powers and property.

SECTION 1. That George P. Cleaves, Horace A. Brown, Stillman Humphrey, Edgar H. Woodman, William A. Clough, Samuel C. Crockett, Frank D. Woodbury, Rensselaer O. Wright and J. Frank Webster, their associates and successors, be and they hereby are made a body politic and corporate, by the name of the Concord Masonic Association, for the purpose of providing suitable accommodations for the use and convenience of the various Masonic bodies of the city of Concord, and of holding, securing, managing and administering the property of said association, and by that name may sue and be sued, prosecute and defend to final judgment and execution, and shall be vested with all the privileges and subject to all the liabilities incident to similar corporations: and may take and hold real and personal estate, by donation, bequest or otherwise for the purposes of said corporation, to an amount not exceeding forty thousand dollars, and the same sell, convey, or otherwise dispose of at pleasure.

First meeting.

SEC. 2. The first five persons above named, or any three of them, may call the first meeting of said corporation by publishing notice thereof, once a week for three successive weeks, in the Concord *Daily Monitor*, the last publication to be prior to said meeting.

Takes effect, when.

SEC. 3. This act shall take effect from and after its passage.  
[Approved June 26, 1877.]

CHAPTER CXXXIX.

AN ACT IN RELATION TO THE PORTLAND AND OGDENSBURG RAILROAD COMPANY.

SECTION 1. Rights in certain portion of road confirmed.	SECTION 2. Takes effect, when.
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*Be it enacted by the Senate and House of Representatives in General Court convened :*

Rights in certain portion of road confirmed.

SECTION 1. That the Portland and Ogdensburg Railroad Company shall have, hold and enjoy the same rights, powers and privileges in and to that piece of railroad built by them from Scott's mills in Dalton to the easterly line of the state of Vermont, as they now have and enjoy in and to that part of their railroad southerly of Fabyan's in the state of New Hampshire and subject to the

same liabilities. But nothing in this act shall be construed to authorize any change in the route covered by their charter granted in 1867 and amended in 1869.

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

[Approved June 26, 1877.]

Takes effect,  
when.

## CHAPTER CXL.

### AN ACT TO INCORPORATE THE STRAFFORD COUNTY MANUFACTURING COMPANY.

#### SECTION

1. Corporation constituted.
2. Purpose; property and capital stock.
3. May build canals and dams.

#### SECTION

4. Damages for land taken; how assessed.
5. First meeting; by-laws and officers.
6. Subject to repeal; takes effect, when.

*Be it enacted by the Senate and House of Representatives in General Court convened:*

SECTION 1. That John McDuffee, Amos A. Lawrence, Frank McDuffee, Howard Stockton, John A. Burnham, Zimri S. Wallingford, John Braecwell, William S. Stevens and John F. Cloutman, their associates, successors and assigns, be and are hereby made a body corporate by the name of the Strafford County Manufacturing Company, and by that name may sue and be sued, prosecute and defend to final judgment and execution, and shall be, and are hereby invested with all the powers and privileges, and made subject to all the liabilities which by law are incident to corporations of a similar nature.

Corporation  
constituted.

SEC. 2. Said corporation is hereby empowered to establish or carry on in the towns of New Durham, Farmington, Rochester and in the city of Dover, the manufacture of paper, and paper board in all its varieties, also all such articles and things as are made of wood, and of such articles as are made of iron, and also the manufacture of such fabrics as are made wholly or in part of wool, cotton, linen, silk or any other material which may be wrought into yarn, woven or felted fabrics, together with such mechanic arts of wood, iron and steel as are necessarily connected therewith—and for that purpose may acquire by purchase, hold, occupy and enjoy such real and personal estate as may be necessary, not exceeding in amount the sum of five hundred thousand dollars, and the same may manage and improve, sell, alienate, convey and dispose of at pleasure. The capital stock of said corporation shall not exceed the sum of five hundred thousand dollars, which shall be divided into shares of one hundred dollars each.

Purpose: prop-  
erty and capital  
stock.

SEC. 3. Said corporation being the sole owner of Merrymeeting Pond in the town of New Durham, is hereby authorized and empowered to construct and maintain a canal from some convenient point on the Merrymeeting river, in the town of New Durham, to some point on the Cocheco river, and to erect and maintain such buildings, dams and gate-ways as may be deemed necessary by the com-

May build ca-  
nals and dams.

pany to carry out the purposes and provisions of this act, and to obtain a necessary supply of water from said pond.

Damages for land taken; how assessed.

SEC. 4. Said corporation is authorized to enter upon and break ground in the construction and maintenance of said canal: *Provided*, that in case said corporation and the owners of land through which said canal may pass, shall not agree on the amount of compensation to be made for the damage done to said land or to other owners for the diversion of water, then the provisions of the act of July 3, 1868, entitled "An act for the encouragement of manufactures" shall be deemed as applicable to cases for damage arising under this act, and proceedings may be had as therein provided.

First meeting; by-laws and officers.

SEC. 5. Any person named in this act may call the first meeting of said corporation, by giving at least ten days notice in writing to the other persons named herein, at which meeting associates may be admitted, by-laws adopted, a president, clerk, and such officers and agents chosen and other things done as may be deemed necessary to carry into effect the objects of this act.

Subject to repeal; takes effect, when.

SEC. 6. The legislature may alter, amend or repeal this act whenever the public good may require it, and this act shall take effect upon its passage.

[Approved June 28, 1877.]

CHAPTER CXLI.

AN ACT TO EXTEND THE CHARTER OF THE CARROLL COUNTY FIVE CENTS SAVINGS BANK, OF WOLFEBOROUGH.

SECTION  
1. Charter extended.

SECTION  
2. Subject to repeal.

*Be it enacted by the Senate and House of Representatives in General Court convened:*

Charter extended.

SECTION 1. That the act to incorporate the Carroll County Five Cents Savings Bank at Wolfborough, approved June twenty-seven, eighteen hundred and fifty-seven, is hereby continued in force for the term of twenty years from and after the twenty-seventh day of June, eighteen hundred and seventy-seven; and said institution shall have and possess all the powers, rights and privileges in said act granted, and is subject to all the duties and liabilities thereby imposed, and also shall be subject to all such laws and regulations as the legislature may from time to time prescribe for the government of similar corporations.

Subject to repeal.

SEC. 2. The legislature may at any time alter, amend or repeal this act.

[Approved June 28, 1877.]

## CHAPTER CXLII.

AN ACT TO SEVER THE HOMESTEAD FARM OF JOHN B. LORD FROM SCHOOL DISTRICT NUMBER ONE IN BROOKFIELD AND ANNEX THE SAME TO SCHOOL DISTRICT NUMBER TWELVE IN WAKEFIELD, FOR SCHOOLING.

## SECTION

1. Farm severed for school purposes.

## SECTION

2. Takes effect, when.

*Be it enacted by the Senate and House of Representatives in General Court convened :*

SECTION 1. That the homestead farm of John B. Lord of Brookfield, with the inhabitants of said town living upon the same, and the taxable property, shall be, and hereby is, severed from school district number one, in said Brookfield, and annexed to school district number twelve, in Wakefield, for the purposes of schooling.

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

[Approved June 28, 1877.]

Farm severed for school purposes.

Takes effect, when.

## CHAPTER CXLIII.

AN ACT TO INCREASE THE CAPITAL STOCK OF THE COCHECO MANUFACTURING COMPANY.

## SECTION

1. Capital stock may be increased \$500,000.  
2. May hold \$1,000,000 additional estate.

## SECTION

3. Subject to repeal.  
4. Takes effect, when.

*Be it enacted by the Senate and House of Representatives in General Court convened :*

SECTION 1. That the Cocheco Manufacturing Company be authorized and empowered to increase the amount of their capital stock by creating not exceeding five hundred additional shares at not more than one thousand dollars each.

SEC. 2. The Cocheco Manufacturing Company may take, hold and convey real and personal estate to an amount not exceeding one million dollars in addition to that already authorized by law.

SEC. 3. The legislature may alter, amend or repeal this act whenever, in their opinion, the public good shall require it.

SEC. 4. This act shall take effect from and after its passage.

[Approved June 28, 1877.]

Capital stock may be increased \$500,000.

May hold \$1,000,000 additional estate.

Subject to repeal.

Takes effect, when.

CHAPTER CXLIV.

AN ACT IN ADDITION TO THE ACT ENTITLED "AN ACT TO INCORPORATE SUNDRY PERSONS BY THE NAME OF THE TRUSTEES OF THE PROTESTANT EPISCOPAL CHURCH IN NEW HAMPSHIRE."

SECTION 1. Authorized to hold an estate of \$500,000.	SECTION 2. Takes effect, when.
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*Be it enacted by the Senate and House of Representatives in General Court convened :*

Authorized to hold an estate of \$500,000.

SECTION 1. The trustees of the Protestant Episcopal church in New Hampshire may acquire by gift or otherwise, and may hold real or personal estate not exceeding in value five hundred thousand dollars.

Takes effect, when.

SEC. 2. This act shall take effect from and after its passage.  
[Approved June 28, 1877.]

CHAPTER CXLV.

AN ACT TO ENABLE THE TOWN OF MONT VERNON TO AID MCCOLLOM INSTITUTE.

SECTION 1. Vote of town in March, 1877, legalized. 2. Vote in March, 1872, legalized.	SECTION 3. Takes effect, when.
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*Be it enacted by the Senate and House of Representatives in General Court convened :*

Vote of town in March, 1877, legalized.

SEC. 1. That the act of the town of Mont Vernon at the annual meeting, March thirteenth, eighteen hundred and seventy-seven, in raising and appropriating the sum of three hundred dollars per annum for five years as a donation to McCollom Institute, a literary institution located in said town, together with the votes passed relating thereto, is hereby rendered legal.

Vote in March, 1872, legalized.

SEC. 2. That a similar act of said town, for the same purpose, done in the year of our Lord one thousand eight hundred and seventy-two, together with the votes passed relating thereto, is hereby made legal.

Takes effect, when.

SEC. 3. This act shall take effect from its passage.  
[Approved June 28, 1877.]



## CHAPTER CXLVI.

## AN ACT TO INCORPORATE GLEN LODGE, NO. 54, I. O. OF O. F., AT GORHAM.

## SECTION

1. Corporation constituted.
2. Limitation as to property.
3. First meeting.

## SECTION

4. Subject to repeal.
5. Takes effect, when.

*Be it enacted by the Senate and House of Representatives in General Court convened:*

SECTION 1. That Warren Noyes, John P. Dunham, John W. Greenlaw, Albert S. Twitchell, Benjamin Pratt, A. K. Towne, Albert Ryder, Stephen Gordon, Urban Shorey, Thomas Gifford, A. N. Twitchell, Franklin Wheeler, Emlin W. Evans, their associates and successors, be, and they hereby are, made a body politic and corporate by the name of Glen Lodge, No. 54, I. O. of O. F., for such charitable and benevolent purposes as said corporation may from time to time designate, and by that name may sue and be sued, prosecute and defend to final judgment and execution, with power to have and use a common seal, and shall be vested with all the powers and privileges, and subject to all the liabilities of corporations of a similar character.

Corporation constituted.

SEC. 2. The said corporation may take and hold real and personal estate by purchase, donation, bequest or otherwise, to an amount not exceeding twelve thousand dollars; and shall have power to alienate, apply and appropriate the same, or any portion thereof, to such purposes of charity and Odd Fellowship as the corporation may, at its pleasure, from time to time determine.

Limitation as to property.

SEC. 3. The first three persons above named, or either two of them, may call the first meeting of the corporation, by posting up a notice thereof at the hall of Glen Lodge, No. 54, in Gorham, fourteen days at least before the day of said meeting.

First meeting.

SEC. 4. The legislature may alter, amend or repeal the provisions of this act, whenever, in their opinion, the public good may require it.

Subject to repeal.

SEC. 5. This act shall take effect from and after its passage.

Takes effect, when.

[Approved June 28, 1877.]

CHAPTER CXLVII.

AN ACT TO ESTABLISH A BOARD OF EDUCATION IN SCHOOL DISTRICT NUMBER THIRTEEN IN THE TOWN OF GILFORD.

<p>SECTION</p> <p>1. Board of education, how chosen; term of office, etc.</p> <p>2. Powers and duties.</p> <p>3. Meetings; organization and compensation.</p>	<p>SECTION</p> <p>4. Financial report; agent.</p> <p>5. Annual report.</p> <p>6. Annual meeting.</p> <p>7. Takes effect, when.</p>
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*Be it enacted by the Senate and House of Representatives in General Court convened:*

Board of education, how chosen; term of office, etc.

SECTION 1. School district number thirteen in Gilford, in the county of Belknap, is hereby authorized, at any legal meeting duly notified and holden for the purpose, to choose by ballot, and by major vote of the qualified voters of the district present and voting, a board of education, consisting of six persons, having the legal qualifications prescribed by law for prudential and school committees, two of whom shall hold office for one year, two for two years, and two for three years from the time of the annual meeting in July, eighteen hundred and seventy-seven, and until others are duly chosen and qualified in their stead; the term of office of each to be determined by lot at the first meeting of the board, and a record thereof made. Two members of said board shall be chosen annually at every annual meeting of the district after the first choice thereof as aforesaid, by ballot and by major vote of the qualified voters of the district present and voting, to fill the vacancies that will annually occur by the expiration of the term of office of two of the incumbents, and to hold office for three years, and until others are chosen and qualified in their stead. Any vacancy occurring from any other cause may be filled in like manner, at a special meeting held for the purpose, otherwise at the next annual meeting; and the person chosen to fill such vacancy shall hold office during the unexpired term, and until another shall be duly chosen and qualified in his stead.

Powers and duties.

SEC. 2. Said board of education shall have the care and custody of all the property belonging to the district, shall employ teachers and fix their compensation, shall have the control and management of the schools of the district, and examine and allow all claims arising therefrom, and generally shall have and enjoy all the power and authority and perform all the duties by law pertaining to the offices of prudential and school committees.

Meetings; organization and compensation.

SEC. 3. Said board shall be sworn to the faithful performance of their duties, shall choose a president and secretary of their own number, and shall hold meetings as often as may be necessary for the discharge of their duties; and the secretary shall keep a record of all their proceedings in books kept for that purpose, at the expense of the district. They shall receive no compensation for their services except such sum as the town of Gilford may allow them for performing the duties of school committee within said district, which may be apportioned among them according to the services rendered by each in that capacity.

SEC. 4. A report of receipts and disbursements during the year shall be made to the district at every annual meeting, by said board, or by such member of the board as they may appoint to act as treasurer, and if they so elect, to act as agent, in providing fuel, furniture and other necessaries for the accommodation of the various schools of the district, who shall receive such compensation as the district may determine.

Financial report; agent.

SEC. 5. It shall be the duty of said board to make a report to the school committee of said town of Gilford on or before the first day of March in each year, containing such facts as said school committee shall be required by law to report to the town at its next annual meeting, and such other information as said school committee shall have occasion to use in making any report required by law to be made.

Annual report

SEC. 6. The annual meeting of said district shall be held in the month of July, and the present prudential committee is hereby authorized to call the first meeting under this act.

Annual meeting.

SEC. 7. This act shall take effect upon its passage.  
[Approved June 28, 1877.]

Takes effect, when.

CHAPTER CXLVIII.

AN ACT TO AUTHORIZE THE MONADNOCK RAILROAD COMPANY TO SUBSCRIBE TO THE CAPITAL STOCK OF THE PETERBOROUGH AND HILLSBOROUGH RAILROAD COMPANY.

SECTION

1. Company authorized to take stock in another corporation.

SECTION

2. Subject to repeal.  
3. Takes effect, when.

*Be it enacted by the Senate and House of Representatives in General Court convened:*

SECTION 1. The Monadnock Railroad Company is hereby authorized to subscribe for and hold shares in the capital stock of the Peterborough and Hillsborough Railroad Company, to an amount not exceeding twenty-five thousand dollars.

Company authorized to take stock in another corporation.

SEC. 2. The legislature may at any time alter, amend or repeal this act when in their opinion the public good requires it.

Subject to repeal.

SEC. 3. This act shall be in force from and after its passage.  
[Approved June 28, 1877.]

Takes effect, when.

## CHAPTER CXLIX.

AN ACT TO DISANNEX THE TAXABLE PROPERTY OF THADDEUS B. CROSSETT AND JULIUS R. CROSSETT, AND ALL THE REAL ESTATE BELONGING TO JOHN CURRIER OF LANGDON, LYING IN ACWORTH, FROM SCHOOL DISTRICT NUMBER THIRTEEN IN THE TOWN OF ACWORTH, AND ANNEX THE SAME TO SCHOOL DISTRICT NUMBER ELEVEN IN SAID TOWN, FOR SCHOOL PURPOSES.

## SECTION

1. Farm severed and annexed for school purposes.

## SECTION

2. Takes effect, when.

*Be it enacted by the Senate and House of Representatives in General Court convened :*

Farm severed and annexed for school purposes.

SECTION 1. That the homestead farm of Thaddens B. Crossett and Julius R. Crossett and all the real estate belonging to John Currier, of Langdon, lying in Acworth, be disannexed from school district number thirteen in Acworth and annexed to school district number eleven, in said town, for school purposes.

Takes effect, when.

SEC. 2. This act shall take effect upon its passage.  
[Approved June 28, 1877.]

## CHAPTER CL.

AN ACT PROVIDING FOR FUNDING THE INDEBTEDNESS OF THE PETERBOROUGH RAILROAD.

## SECTION

1. Sinking fund; how created.

## SECTION

2. Takes effect, when.

*Be it enacted by the Senate and House of Representatives in General Court convened :*

Sinking fund; how created.

SECTION 1. That directors of the Peterborough railroad be authorized to set apart such portion of the rental provided for in the lease of said railroad to the Nashua and Lowell Railroad Corporation (a copy of which lease is filed in the office of the secretary of state, and which lease is hereby approved) as they may deem necessary as security and for the ultimate payment of the indebtedness of said Peterborough railroad, and that the said directors be further authorized to issue bonds of said Peterborough railroad secured by said sinking fund, not exceeding the amount of said indebtedness. Said bonds shall bear a rate of interest not exceeding six per cent, and shall not be sold at less than par, and the proceeds thereof shall be applied to the payment of the debt of said Peterborough railroad.

Takes effect, when.

SEC. 2. This act shall take effect upon its passage.  
[Approved June 28, 1877.]

## CHAPTER CLI.

AN ACT TO INCORPORATE COLUMBIAN LODGE NUMBER FIFTY-THREE  
OF FREE MASONS AT WALPOLE.

## SECTION

1. Corporation constituted; limitation as to  
property.  
2. First meeting.

## SECTION

3. Subject to repeal.  
4. Takes effect, when.

*Be it enacted by the Senate and House of Representatives in General Court convened :*

SECTION 1. That Abel P. Richardson, Curtis R. Crowell, Henry J. Watkins, George B. Holland, George G. Burnett, Charles Gates and Horace A. Perry, their associates and successors, be, and they hereby are, constituted a body politic and corporate by the name of Columbian Lodge, number fifty-three, of Free Masons for such charitable and benevolent purposes as said corporation may from time to time designate, and by that name may sue and be sued, prosecute and defend to final judgment and execution, may have and use a common seal and the same may alter and renew at pleasure, may take and hold real and personal estate by donation, bequest or otherwise, to an amount not exceeding twenty thousand dollars, and the same may sell, convey or otherwise dispose of at pleasure, and may establish such by-laws and regulations as may be necessary to carry out the purposes of this act, and shall be vested with all the powers and privileges and subject to all the liabilities incident to corporations of a similar character.

SEC. 2. Said Abel P. Richardson, Curtis R. Crowell, Henry J. Watkins and George B. Holland, or any two of them, may call the first meeting of this corporation at such time and place and in such manner as they may think proper.

SEC. 3. The legislature may at any time alter, amend or repeal this act whenever, in their opinion, the public good shall require it.

SEC. 4. This act shall take effect on its passage.  
[Approved July 7, 1877.]

Takes effect,  
when.

CHAPTER CLII.

AN ACT TO INCORPORATE THE ROCHESTER AQUEDUCT AND WATER COMPANY.

SECTION

- 1. Corporation constituted.
- 2. Capital stock.
- 3. Meetings.
- 4. Limitation as to property, etc.
- 5. May take ponds, etc.; damages therefor.

SECTION

- 6. Town of Rochester may take stock in corporation.
- 7. First meeting; officers, by-laws, etc.
- 8. Subject to repeal; takes effect, when.

*Be it enacted by the Senate and House of Representatives in General Court convened:*

Corporation constituted.

SECTION 1. That Ebenezer G., Wallace, Cyrus K. Sanborn, Nathaniel Burnham, Augustine S. Parshley, J. Thorn Dodge, Stephen D. Wentworth and Thomas D. Wentworth, and their associates, successors and assigns, shall be, and hereby are made a body politic and corporate, by the name of the Rochester Aqueduct and Water Company for the purpose of bringing fresh water into the compact part of Rochester village, in said Rochester, in subterranean pipes, and by that name may sue and be sued, prosecute and defend to final judgment and execution, and are hereby vested with all the powers, and subject to all liabilities incident to corporations of a similar nature.

Capital stock.

SEC. 2. The capital stock of said corporation shall consist of such number of shares, not exceeding fifty dollars each, as may be from time to time determined by the directors of said corporation, not exceeding in the whole the sum of one hundred thousand dollars.

Meetings.

SEC. 3. The annual meeting of said corporation shall be holden at such time and place as may be prescribed by the by-laws, or appointed by the directors, at which meeting not less than three nor more than seven directors shall be chosen by ballot. The directors may call special meetings of the corporation whenever they shall deem it necessary, giving such notice as the by-laws may prescribe.

Limitation as to property, etc.

SEC. 4. Said corporation is empowered to purchase and hold in fee simple or otherwise any real and personal estate necessary for the carrying into effect the purposes of this act, not exceeding in value at the time of its purchase the sum of fifty thousand dollars, and said corporation is authorized to enter upon and break up ground, dig ditches and make excavations in any street, place, square, pass-way, highway or common, through which it may be deemed necessary for said aqueduct and water works to pass, be, or exist, for the purpose of placing such pipes and other material as may be deemed necessary for building said aqueduct and water-works, and re-lay and repair the same, subject to such regulations as to the safety of the citizens and security of the public travel as may be prescribed by the selectmen of the town of Rochester.

May take ponds, etc.; damages therefor.

SEC. 5. Said corporation is authorized to enter upon and appropriate any streams, ponds or springs not belonging to any aqueduct company and to secure by fences or otherwise such streams, ponds

or springs, and dig ditches or canals, make excavations or reservoirs through, over, in or upon any land or enclosure, through which it may be necessary for said aqueduct to pass or said excavations, reservoirs and water-works to be or exist for the purpose of obtaining, holding, preserving or conducting such water and placing such pipes, other material or works as may be necessary for building and operating such aqueduct and water-works or of repairing the same: provided it shall be necessary to enter upon and appropriate any stream, pond or spring or any land for the purpose aforesaid, or to raise or lower the level of the same, and said corporation shall not agree with the owners thereof for the damages that may be done by said corporation, or such owners shall be unknown, either party may apply to the Supreme Court, at the trial term thereof, to have the same laid out and damages determined; and the said court shall refer the same to the county commissioners for the county, who shall appoint a time and place of hearing and give notice thereof in the same manner as is now provided by law for laying out highways, and said commissioners shall make report to said court, and said court may issue execution accordingly. If either party shall desire, upon application to said court before reference to said commissioners, they shall be entitled to a trial by jury, in such manner and under such regulations as said court may prescribe.

SEC. 6. The town of Rochester is hereby authorized and empowered to subscribe to the capital stock of said corporation, or pledge its credit to said corporation to an amount not exceeding one-half of the capital stock, and shall have the use of the water for extinguishing fires and such other purposes as may be necessary on paying a fair compensation therefor; and said corporation may make any contracts with said town and with such other persons and corporations as may be deemed necessary by the directors to carry out this act.

Town of Rochester may take stock in corporation.

SEC. 7. Any two of the corporators named in this act may call the first meeting of the corporation by giving a notice in writing to each of the corporators of the time and place of meeting, at least six days before the day of meeting, or by notice published in some paper published in Rochester, in the county of Strafford, at least fourteen days before said meeting, and at said meeting or any adjournment thereof, or at any subsequent meeting duly called, associates may be admitted and all proper officers chosen, the number and par value of shares fixed, and such by-laws and regulations adopted as may be deemed necessary to carry into effect the business of the corporation, not inconsistent with the constitution and laws of this state.

First meeting; officers, by-laws, etc.

SEC. 8. The legislature may amend, alter or repeal this act when it is made to appear that the public good requires it, and this act shall take effect upon its passage.

Subject to repeal; takes effect, when.

[Approved July 7, 1877.]

## CHAPTER CLIII.

## AN ACT TO AMEND THE CHARTER OF THE KEARSARGE SUMMIT ROAD COMPANY.

## SECTION

1. Time for completing road extended.
2. Repealing clause.

## SECTION

3. Takes effect, when.

*Be it enacted by the Senate and House of Representatives in General Court convened:*

Time for completing road extended.

SECTION 1. Said act is hereby so amended that the time for the completion of said road shall be extended ten years from the passage of this act.

Repealing clause.

SEC. 2. All acts or parts of acts inconsistent with this act are hereby repealed.

Takes effect, when.

SEC. 3. This act shall take effect from its passage.

[Approved July 7, 1877.]

## CHAPTER CLIV.

## AN ACT TO INCORPORATE THE TRUSTEES OF THE HOME FOR INDIGENT WOMEN.

## SECTION

1. Corporation constituted.
2. Its purpose and property.

## SECTION

3. Vacancies; how filled.
4. Takes effect, when.

*Be it enacted by the Senate and House of Representatives in General Court convened:*

Corporation constituted.

SECTION 1. That William A. Loyne, William Simes, Charles E. Myers, E. B. Goodall and Elizabeth H. Pearson, all of Portsmouth, in said state, and their successors, be, and hereby are, made a body politic and corporate by the name of Trustees of the Home for Indigent Women, and by that name shall be and hereby are vested with all the powers and privileges and subject to all the liabilities incident to corporations of a similar nature.

Its purpose and property.

SEC. 2. Said corporation is authorized to take charge of and maintain a home for indigent women, and may acquire and hold or alienate real and personal estate to an amount not exceeding fifty thousand dollars.

Vacancies; how filled.

SEC. 3. Whenever vacancies occur they shall be filled by said corporation in such mode as the corporation shall direct, provided that no one shall be admitted a member without the votes of a majority of all the members.

Takes effect, when.

SEC. 4. This act shall take effect from and after its passage.

[Approved July 7, 1877.]



## CHAPTER CLV.

## AN ACT TO INCORPORATE CERTAIN DENTISTS BY THE NAME OF THE NEW HAMPSHIRE DENTAL SOCIETY.

## SECTION

1. Corporation constituted.
2. Limitation as to property.

## SECTION

3. First meeting.
4. Takes effect, when.

*Be it enacted by the Senate and House of Representatives in General Court convened:*

SECTION 1. That Daniel W. Edgerly, George A. Young, Hiram Corporation constituted.  
Hill, John W. Little, Eben G. Cummings, William Jarvis, George L. Booth, Charles M. Murphy, their associates and successors, are hereby constituted a body politic and corporate by the name of the "New Hampshire Dental Society," for the purpose of promoting the knowledge of dentistry and regulating its practice, with all the powers and privileges and subject to all the duties, restrictions and liabilities by law incident to corporations of a similar nature.

SEC. 2. That said corporation be authorized to adopt such rules Limitation as to property.  
and take such measures as may be deemed best to promote knowledge in the practice of operative and mechanical dentistry, and for the purposes of the society may purchase, hold or sell real and personal estate to an amount not exceeding fifty thousand dollars.

SEC. 3. That two persons first named in this act may call the First meeting.  
first meeting of the corporation by giving written notice to each of the grantees of the time and place of meeting at least fourteen days before such day of meeting.

SEC. 4. That this act shall take effect from and after its passage. Takes effect, when.  
[Approved July 7, 1877.]

## CHAPTER CLVI.

## AN ACT IN AMENDMENT OF "AN ACT TO INCORPORATE THE NEW HAMPSHIRE MISSIONARY SOCIETY," APPROVED JUNE 13, 1807.

## SECTION

1. Limitation as to property; proviso.
2. Repealing clause.

## SECTION

3. Takes effect, when.

*Be it enacted by the Senate and House of Representatives in General Court convened:*

SECTION 1. That said New Hampshire Missionary Society be and they hereby are authorized and empowered to take, receive and hold Limitation as to property; proviso.  
in fee simple or otherwise grants and devises of lands and real estate, and also subscriptions, donations and bequests of money and personal estate, and may establish funds, not exceeding one hundred thousand dollars, for promoting the laudable and benevolent design of their institution. *Provided*, that this act shall not affect the

validity or construction of the will of Betsey Whitehouse, deceased, or any rights of the heirs-at-law of her estate.

Repealing clause.

SEC. 2. Section two of the original act, of which this is in amendment, and all other acts and parts of acts, inconsistent with the provisions of this act, are hereby repealed.

Takes effect, when.

SEC. 3. This act shall take effect and be in force from and after its passage.

[Approved July 7, 1877.]

CHAPTER CLVII.

AN ACT TO INCORPORATE THE CROSS PULP COMPANY.

SECTION

1. Corporation constituted; its purpose and property.
2. Authorized to establish manufactures and hold property.

SECTION

2. First meeting.
3. Subject to repeal.
4. Takes effect, when.

*Be it enacted by the Senate and House of Representatives in General Court convened:*

Corporation constituted; its purpose and property.

SECTION 1. Warren F. Daniell, William A. Russell, Alvah W. Sulloway, Daniel Barnard and Alonzo N. Burbank, their associates, successors and assigns, be, and hereby are, made a body corporate and politic by the name of the Cross Pulp Company, with all the powers and privileges, and subject to all the liabilities, incident to corporations of a similar nature.

Authorized to establish manufactures and hold property.

SEC. 2. Said corporation is hereby authorized to establish and carry on, in the towns of Franklin and Northfield, in this state, such various manufactures as it may from time to time desire in the improvement of the water power on the Winnipiseogee river, in said towns and for that purpose may purchase, take, hold and convey real and personal property, not exceeding in value at any one time the sum of five hundred thousand dollars, and manage, improve and dispose of the same at pleasure.

First meeting.

SEC. 3. Either of the persons named in this act may call the first meeting of said corporation by giving three days previous notice to each of the persons named herein.

Subject to repeal.

SEC. 4. The legislature may at any time alter, amend or repeal this act.

Takes effect, when.

SEC. 5. This act shall take effect upon its passage.

[Approved July 7, 1877.]

## CHAPTER CLVIII.

## AN ACT TO INCORPORATE THE UNION MANUFACTURING COMPANY.

## SECTION

1. Corporation constituted.
2. Its purpose and property.
3. First meeting; by-laws; officers.

## SECTION

4. Subject to repeal.
5. Takes effect, when.

*Be it enacted by the Senate and House of Representatives in General Court convened:*

SECTION 1. That Benjamin J. Cole, Samuel C. Clark, John J. Sauborn, Moses R. Elkins, John S. Crane, Perley Putnam, James M. Foss, William H. Abel, Henry B. Quimby, George L. Sleeper, Stephen B. Cole, Oliver Goss and Charles P. S. Wardwell, their associates, successors and assigns, be and hereby are made a body corporate and politic forever, by the name of the Union Manufacturing Company, and by that name may sue and be sued, prosecute and defend to final judgment and execution, and shall be and hereby are vested with all the powers, privileges and immunities and subject to all the liabilities of corporations of a similar nature. Corporation constituted.

SEC. 2. The said corporation is hereby empowered to establish, manage and carry on the business of manufacturing cotton and woolen goods, jute, hemp, flax, silk and other fibrous substance, and the usual branches of machinery necessary for carrying on the same, and all articles that are usually made from wood, iron, steel or clay, at Lake Village, in the town of Gilford, and for that purpose may purchase, take, hold, and improve such personal and real estate as may be necessary and proper, not exceeding one hundred thousand dollars, and the same may sell, alienate and dispose of at pleasure. Its purpose and property.

SEC. 3. That the three first persons named in this act, or any two of them, may call the first meeting of said corporation by publishing notice thereof in some newspaper published in the county of Belknap, three weeks successively, the last publication to be prior to said meeting, at which, or at any future meeting, such by-laws, rules and regulations, not repugnant to the laws of this state, may be adopted; such officers chosen, the capital stock and number of shares into which the same shall be divided, fixed and agreed upon, and such other things done and transacted as may be necessary to the full and perfect organization of said corporation and its future operations, for the full enjoyment of the rights and privileges hereby granted. First meeting; by-laws; officers.

SEC. 4. The legislature may alter, amend or repeal this charter whenever in their opinion the public good may require it. Subject to repeal.

SEC. 5. This act shall take effect and be in force from and after its passage. Takes effect, when.

[Approved July 10, 1877.]

## CHAPTER CLIX.

## AN ACT TO INCORPORATE THE LAKE SUNAPEE STEAMBOAT COMPANY.

## SECTION

1. Corporation constituted.
2. Its purpose and property.
3. First meeting; how called.

## SECTION

4. Officers and by-laws.
5. Capital stock.
6. Takes effect, when.

*Be it enacted by the Senate and House of Representatives in General Court convened :*

Corporation constituted.

SECTION 1. That Daniel Woodsum, Frank M. Woodsum, Clarence S. Woodsum, Albert Runnels, N. P. Baker, Thomas P. Smith, Josiah Turner, William W. Flanders, Nathaniel S. Gardner, John George, John Young, W. H. H. Cowles, and George H. Bartlett, their associates, successors and assigns, be, and they hereby are, incorporated and made a body corporate and politic by the name of the Sunapee Lake Steamboat Company, and by that name may sue and be sued, and have and enjoy all the privileges and powers, and be subject to all the restrictions, which by law are incident to corporations of a similar nature.

Its purpose and property.

SEC. 2. This corporation is authorized to build, maintain and employ a steamboat or steamboats for the navigation of Sunapee lake, for the transportation of passengers and freight and for such other purposes as it may desire, and for that purpose may take, hold and purchase real and personal property to an amount not exceeding in value at any one time the sum of twenty-five thousand dollars, and may manage and dispose of the same at pleasure.

First meeting; how called.

SEC. 3. The five persons first named in this act, or any three of them, may call the first meeting of this corporation by publishing a notice in any newspaper printed and issued weekly in the county of Sullivan, ten days at least before such meeting.

Officers and by-laws.

SEC. 4. At the first or any subsequent meeting of this corporation such officers and agents may be chosen, and such by-laws, not repugnant to the laws of this state, may be adopted, as may be thought proper by the corporation.

Capital stock.

SEC. 5. The amount of capital stock, not exceeding twenty-five thousand dollars, the number and par value of shares, shall be fixed in the by-laws of the corporation.

Takes effect, when.

SEC. 6. This act shall take effect on its passage.  
[Approved July 10, 1877.]

## CHAPTER CLX.

## AN ACT TO INCORPORATE THE UPPER COOS AND ESSEX AGRICULTURAL SOCIETY.

## SECTION

1. Corporation constituted.
2. Its purpose and property.
3. Officers and by-laws.

## SECTION

4. First meeting.
5. Takes effect, when; repealing clause.

*Be it enacted by the Senate and House of Representatives in General Court convened :*

SECTION 1. That Benjamin R. Gilman, Edwin W. Drew, Joseph E. Lombard, Sidney B. Whittemore, Samuel I. Bailey, Samuel F. Noves, George W. Heath, Jonathan Gilman, Byron A. Lovering, J. M. Baldwin, James A. Morrill, Samuel G. Hannaford, Norman Young, Augustus Blanchard, Henry Burbank, Charles W. Brackett, Thomas P. Judd, Charles A. Hutchinson and Ernest Thurston, and their associates and successors, forever be and hereby are made a body politic and corporate by the name and style of "The Upper Coös and Essex Agricultural Society."

Corporation constituted.

SEC. 2. The object of the society being to improve the condition of agriculture, horticulture, manufactures, the domestic and mechanic arts, they shall be and hereby are for this purpose only allowed to have, hold, purchase, receive and enjoy real and personal estate, and to sell, grant, convey and dispose of the same, may have and use a common seal, and may sue and be sued, appear, prosecute and defend to final judgment and execution.

Its purpose and property.

SEC. 3. The society shall have power to appoint such officers as they may deem expedient, and to make, ordain and establish and put in execution such by-laws and regulations as shall be necessary and convenient for the government and management of the society, and shall possess the power and be subject to the liabilities and provisions common to other similar corporations by the existing laws of the state.

Officers and by-laws.

SEC. 4. Benjamin R. Gilman, Edwin W. Drew and Joseph E. Lombard, or any two of them, may call the first meeting of said society at such time and place and in such manner as they may deem expedient, giving at least one week's notice for the purpose of choosing the first board of officers, making and establishing by-laws and transacting any business necessary and proper to carry into effect the provisions and intentions of this act.

First meeting.

SEC. 5. This act shall take effect and be in force from and after its passage; and may at any time be altered, amended or repealed by the legislature whenever the public good shall require it.

Takes effect, when; repealing clause.

[Approved July 10, 1877.]

## CHAPTER CLXI.

AN ACT TO INCORPORATE MOUNT HOREB CHAPTER, NUMBER ELEVEN,  
OF ROYAL ARCH MASONS.

## SECTION

1. Corporation constituted.
2. Limitation as to property.
3. First meeting.

## SECTION

4. Subject to repeal.
5. Takes effect, when.

*Be it enacted by the Senate and House of Representatives in General Court convened :*

Corporation  
constituted.

SECTION 1. That Henry A. Bailey, Ezra Huntington, David Farmer, John K. Wilson, George W. Riddle, Andrew Bunton, Julius E. Wilson, their associates, successors and assigns, be, and hereby are, made a body politic and corporate under the name of the Mount Horeb Chapter, number eleven, Royal Arch Masons, for charitable and benevolent purposes, and said corporation may be designated by that name, sue and be sued, defend and be defended, have and use a common seal and establish all by-laws and regulations which may be necessary to carry out the purposes of this act, and shall be vested with all the powers and privileges and be subject to all the liabilities by law incident to corporations of a similar nature.

Limitation as to  
property.

SEC. 2. Said corporation may purchase, take and hold by deed, gift, bequest, devise or otherwise, real and personal estate for the purpose of said corporation to an amount not exceeding ten thousand dollars, and may improve, use, sell and convey or otherwise dispose of the same at pleasure.

First meeting.

SEC. 3. Said Henry A. Bailey and Ezra Huntington are authorized to call the first meeting of the members of said corporation, at such time and place as they shall see fit within sixty days after the passage of this act, by publication in some newspaper published at Manchester.

Subject to re-  
peal.

SEC. 4. The legislature may at any time alter, amend or repeal this charter whenever the public good may require it.

Takes effect,  
when.

SEC. 5. This act shall take effect on its passage.

[Approved July 10, 1877.]

## CHAPTER CLXII.

## AN ACT TO INCORPORATE THE UNION CHURCH ASSOCIATION IN SHELBURNE.

## SECTION

1. Corporation constituted.
2. Limitation as to property.
3. First meeting.

## SECTION

4. Previous acts ratified.
5. Subject to repeal; takes effect, when.

*Be it enacted by the Senate and House of Representatives in General Court convened :*

SECTION 1. That Sanford B. Hubbard, Ansel C. Evans, Henry E. Ingalls, Churchill J. Lary, Elery Wheeler, Trustam H. Minard, Samuel Wheeler, Edward P. Burbank, Manson Green, Martin L. Burbank, Lyman Green and James Hebbard, their associates, successors and assigns, be and hereby are made a body politic and corporate by the name of the Union Church Association, in Shelburne, for religious purposes, and by that name may sue and be sued, prosecute and defend to final judgment and execution, in any court of law and equity, and shall be and hereby are vested with all the rights and privileges and subject to all the liabilities incident to corporations of a similar nature. Corporation constituted.

SEC. 2. Said corporation may receive and hold all such real and personal estate as may be conveyed to them by gift, grant, devise, bequest, donation or otherwise for the purposes of said corporation, to an amount not exceeding twenty thousand dollars, and the same may manage, rebuild, repair, improve, sell, convey or otherwise dispose of as may be necessary or convenient in promoting the purposes and interest of said corporation. Limitation as to property.

SEC. 3. Any three of the persons named in this act may call the first meeting of the corporation by posting a notice, at the meeting-house of said association, at least ten days prior thereto, at which meeting, or any adjourned meeting thereof, associates may be admitted, a constitution and by-laws adopted, and a clerk and all necessary officers, for the management of the affairs of the corporation, elected. First meeting.

SEC. 4. The action of said corporation prior to this act is hereby ratified and approved. Previous acts ratified.

SEC. 5. The legislature may alter, amend or repeal this act when in their opinion the public good may require it, and this act shall take effect from and after its passage. Subject to repeal; takes effect, when.

[Approved July 10, 1877.]

## CHAPTER CLXIII.

## AN ACT IN RELATION TO THE MONADNOCK RAILROAD COMPANY.

SECTION	SECTION
1. Charter amended.	2. Takes effect, when.

*Be it enacted by the Senate and House of Representatives in General Court convened:*

Charter amend- ed.	SECTION 1. The first section of the act in amendment of the act to incorporate the Monadnock Railroad Company, approved July seventh, eighteen hundred and seventy-one, is hereby amended by inserting after the word "amount" the words "outstanding at any one time."
Takes effect, when.	SEC. 2. This act shall take effect on its passage. [Approved July 10, 1877.]

## CHAPTER CLXIV.

## AN ACT TO EXTEND THE CHARTER OF THE SULLIVAN SAVINGS INSTITUTION.

SECTION	SECTION
1. Charter extended.	2. Subject to repeal.

*Be it enacted by the Senate and House of Representatives in General Court convened:*

Charter ex- tended.	SECTION 1. That an act entitled "An act to incorporate the Sullivan Savings Institution" approved June 26, 1833; also acts in amendment thereto, approved January 7, 1853, and June 27, 1857, are hereby continued in force for the term of twenty years from and after the twenty-sixth day of June, in the year of our Lord 1878; and said institution shall have and possess all the powers, rights and privileges in said acts granted, and be subject to all the duties and liabilities thereby imposed; and also shall be subject to all such laws and regulations as the legislature may from time to time prescribe for the government of similar corporations.
Subject to re- peal.	SEC. 2. The legislature may at any time alter, amend or repeal this act. [Approved July 10, 1877.]



CHAPTER CLXV.

AN ACT PROVIDING FOR REFUNDING THE OUTSTANDING LIABILITIES AND STOCK OF THE PORTLAND AND OGDENSBURG RAILROAD COMPANY.

SECTION  
1. Refunding of debt authorized.

SECTION  
2. Takes effect, when.

*Be it enacted by the Senate and House of Representatives in General Court convened:*

SECTION 1. That for the purpose of refunding its outstanding liabilities and stock, or parts thereof, the Portland and Ogdensburg Railroad Company is authorized to mortgage from time to time its property and franchises within this state, and issue bonds secured by said mortgages, or by mortgages already executed, bearing interest not exceeding seven per cent. per annum, and no statute of this state, prohibiting the incurring of corporate liabilities, or the increase of capital stock, shall be construed as applying to any such bonds, nor as applying to any stock issued by said corporation, with the consent of the legislature of Maine; but such bonds shall not be issued beyond the amount of bonds heretofore authorized by the stockholders.

SEC. 2. This act shall take effect from and after its passage. [Approved July 10, 1877.]

CHAPTER CLXVI.

AN ACT IN AMENDMENT OF THE CHARTER OF THE CITY OF PORTSMOUTH, PROVIDING FOR A BOARD OF INSTRUCTION.

SECTION  
1. Board of instruction; by whom appointed; term of office; vacancies.  
2. Their powers and duties.

SECTION  
3. High school committee.  
4. Their powers and duties.  
5. Repealing clause; takes effect, when.

*Be it enacted by the Senate and House of Representatives in General Court convened:*

SECTION 1. There shall be and hereby is established for the city of Portsmouth a board of instruction, which shall consist of the mayor, who shall *ex officio* be chairman of the same, and twelve persons to be appointed by the board of aldermen in the month of July. The members of said board so appointed shall hold office for three years from the first day of August, 1877; provided that of the board first appointed four members shall hold office for one year, four for two years and four for three years, and the term for which members of the board first appointed shall hold office shall be determined by the board of aldermen from the full number appointed. There shall be appointed by the board of aldermen aforesaid four members of the said board, annually, in the month of July, to take

the places of those whose terms shall then expire, and vacancies in the board may be filled at any regular meeting of said board of aldermen.

Their powers and duties.

SEC. 2. Said board of instruction shall have general superintendence and control of the educational interests of said city, and shall have and exercise all the powers and perform all the duties now conferred and imposed by law upon the school committee of said city as heretofore constituted. The members of said school committee now in office in said city shall hold office until the appointment and organization of said board of instruction, and no longer.

High school committee.

SEC. 3. The board of instruction shall from the twelve members chosen as aforesaid elect a high school committee of three, who shall hold office: one for three years, one for two years, and one for one year, and the term for which each member of said high school committee is chosen shall be designated by the board. Any vacancy in the high school committee may be filled by the board from their own number as aforesaid.

Their powers and duties.

SEC. 4. The members of the high school committee may sit and act with the board of instruction, and the committee so chosen and constituted shall have the same powers and perform all the duties which now by law appertain to the school committee and high school committee respectively.

Repealing clause; takes effect, when.

SEC. 5. All acts and parts of acts inconsistent with this act are hereby repealed, and this act shall take effect from and after its passage.

[Approved July 10, 1877.]

CHAPTER CLXVII.

AN ACT TO INCORPORATE THE EXCELSIOR PAPER STOCK COMPANY.

SECTION

- 1. Corporation constituted.
- 2. Powers: limitation as to property.
- 3. Capital stock.
- 4. Directors and other officers.

SECTION

- 5. First meeting.
- 6. Subject to repeal.
- 7. Takes effect, when.

*Be it enacted by the Senate and House of Representatives in General Court convened:*

Corporation constituted.

SECTION 1. That Alfred Quimby, George W. Miller, Joseph W. Fellows, William Reynolds, George H. Mallory, Andrew C. Wallace and Josiah G. Dearborn, their associates, successors and assigns shall be, and hereby are, made and constituted a body corporate and politic by the name of The Excelsior Paper Stock Company, and shall have and be vested with all the powers and privileges, and be subject to all the liabilities, incident to corporations of a similar nature.

Powers: limitation as to property.

SEC. 2. This corporation is empowered to manufacture wood fibre, paper, and paper goods, and such branches of the mechanic

arts as may be incident to or connected therewith; to purchase, take, hold and convey real and personal estate of every kind, provided the amount shall not exceed one hundred thousand dollars.

SEC. 3. The capital stock shall not exceed one hundred thousand dollars, and shall be divided into shares of such amount, and be issued in such manner and times, as the board of directors shall determine. Capital stock.

SEC. 4. The management of this corporation shall be by a board of directors consisting of not more than seven persons, having full power and authority to establish by-laws, rules and regulations, and control and conduct all its affairs in such manner as they may determine. They shall elect annually a president, a clerk who shall be sworn to the faithful discharge of the duties of his office, and a treasurer, who shall continue in office until his successor is elected and qualified. Directors and other officers.

SEC. 5. Any two of said persons may call the first meeting of this corporation by giving ten days' personal notice or advertising the same in any newspaper printed in Manchester, New Hampshire, stating the time, place and purposes thereof, at which or any subsequent meeting, any and all such matters and things may be done, transacted and determined, as may be necessary to the organization of the corporation and its operations, for the full enjoyment of its rights and privileges. First meeting.

SEC. 6. The legislature may alter or amend this charter for cause assigned, upon notice and an opportunity to be heard being given the corporation, and may repeal the same for a violation thereof. Subject to repeal.

SEC. 7. This act shall take effect upon its passage. Takes effect, when.  
[Approved July 11, 1877.]

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CHAPTER CLXVIII.

AN ACT REPEALING SECTIONS THREE AND FOUR OF AN ACT ENTITLED "AN ACT TO INCORPORATE THE STRAFFORD COUNTY MANUFACTURING COMPANY," PASSED AT THE JUNE SESSION, 1877.

SECTION	SECTION
1. Repealing sections 3 and 4, chapter 140, <i>supra</i> .	2. Takes effect, when.

*Be it enacted by the Senate and House of Representatives in General Court convened:*

SECTION 1. That sections three and four of the act passed at the present session of the legislature entitled "An act to incorporate the Strafford County Manufacturing Company" and approved June 28, 1877, be, and the same are hereby repealed." Repealing sections 3 and 4, chapter 140, *supra*.

SEC. 2. This act shall take effect from and after its passage. Takes effect, when.  
[Approved July 14, 1877.]

CHAPTER CLXIX.

AN ACT TO INCORPORATE THE MANCHESTER BOARD OF TRADE.

SECTION

- 1. Corporation constituted.
- 2. Limitation as to property.
- 3. First meeting; how called.

SECTION

- 4. Subject to repeal.
- 5. Takes effect, when.

*Be it enacted by the Senate and House of Representatives in General Court convened:*

Corporation constituted.

SECTION 1. That Person C. Cheney, Hiram K. Slayton, Daniel Clark, Frederick Smyth, E. A. Straw, Nathan Parker, Alpheus Gay, Lewis Simons, Joseph Stone, H. P. Carpenter, Aretas Blood, Phinehas Adams, A. C. Wallace, Allen M. Clapp, H. C. Merrill, James A. Weston, A. H. Daniels, H. R. Pettee, J. A. Riddle, A. M. Eastman, John Truesdale, R. M. Miller, G. B. Chandler, Joseph Kidder and J. B. Clarke, their associates and successors, are hereby constituted a body politic and corporate by the name of the Manchester Board of Trade for the purpose of promoting the interests and general welfare of the city of Manchester, with all the powers and privileges, and subject to all the duties, restrictions and liabilities by law incident to corporations of a similar nature.

Limitation as to property.

SEC. 2. Said corporation may, for the purposes aforesaid, purchase and hold real and personal estate to an amount not exceeding twenty-five thousand dollars.

First meeting; how called.

SEC. 3. The three persons first named in this act may call a meeting of the corporation by giving personal notice to each of the grantees named of the time and place of meeting three days at least before such day of meeting.

Subject to repeal.

SEC. 4. The legislature may at any time alter, amend or repeal this act whenever, in their opinion, the public good requires it.

Takes effect, when.

SEC. 5. This act shall take effect from its passage.

[Approved July 14, 1877.]

CHAPTER CLXX.

AN ACT TO INCORPORATE THE APPLETON HOTEL COMPANY.

SECTION

- 1. Corporation constituted.
- 2. Capital stock.
- 3. Limitation as to amount and localities of real estate.

SECTION

- 4. Purchase of corporation.
- 5. Management; first meeting.
- 6. Subject to repeal.
- 7. Takes effect, when.

*Be it enacted by the Senate and House of Representatives in General Court convened:*

Corporation constituted.

SECTION 1. That N. Y. Brintnall, Smith Gerrish, Luther Farwell, Walter W. Rogers, Benjamin Chandler, Chester H. Graves and

George W. Kidd, their associates and assigns, under the name and style of the Appleton Hotel Company, are hereby made a body corporate and politic, with all the rights, powers and privileges usually conferred on corporations of a similar nature.

SEC. 2. The capital stock of this corporation shall be fifty thousand dollars, which may be divided in shares of one hundred dollars each. Capital stock.

SEC. 3. Said corporation may acquire and hold real estate in the town of New Ipswich, in the county of Hillsborough, not exceeding in value the amount of its capital stock, and may improve and occupy the same or sell and alienate it at its pleasure. Limitation as to amount and locality of real estate.

SEC. 4. The capital stock of said corporation shall be employed in the purchase of real estate as aforesaid, and in the purchase, erection and maintenance of a hotel, and other buildings and property connected therewith, in the town of New Ipswich. Purpose of corporation.

SEC. 5. The affairs of said corporation shall be managed by a board of five directors, to be elected annually. The first meeting of said corporation shall be holden at such time and place, and may be called in such manner, as any three of the above corporators shall designate. Management; first meeting.

SEC. 6. The legislature may alter and amend this act whenever the public good requires it. Subject to repeal.

SEC. 7. This act shall take effect from and after its passage. Takes effect, when.  
[Approved July 14, 1877.]

## CHAPTER CLXXI.

AN ACT IN AMENDMENT OF "AN ACT TO INCORPORATE THE LOWELL AND WINDHAM RAILROAD," PASSED JUNE SESSION, 1874.

SECTION

1. Time extended.

SECTION

2. Takes effect, when.

*Be it enacted by the Senate and House of Representatives in General Court convened:*

SECTION 1. That the time limited in and by the act to incorporate the Lowell and Windham Railroad, approved July 7th, 1874, for the expenditure by the corporation of the sum of fifteen thousand dollars toward the constructing of said road before the first day of January, one thousand eight hundred and seventy-eight, is hereby extended to the first day of January one thousand eight hundred and eighty-one, and said act shall be in force as to all parts of said railroad which shall be completed on or before one thousand eight hundred and eighty-four. Time extended.

SEC. 2. This act shall take effect upon its passage. Takes effect, when.

[Approved July 14, 1877.]

CHAPTER CLXXII.

AN ACT TO INCORPORATE FRIENDSHIP LODGE, NUMBER NINETEEN, INDEPENDENT ORDER OF ODD FELLOWS, IN HOOKSETT.

SECTION

- 1. Corporation constituted; its purposes; limitation as to property.
- 2. First meeting.

SECTION

- 3. Subject to repeal.
- 4. Takes effect, when.

*Be it enacted by the Senate and House of Representatives in General Court convened:*

Corporation constituted; its purpose; limitation as to property.

SECTION 1. That George W. Haselton, Warren C. Saltmarsh, Daniel W. Peasley, George A. Robie, John W. Prescott, Frank C. Towl, Benjamin A. Haines, Fred. E. Stevens and Henry H. Wheeler, their associates and successors, be, and they hereby are, constituted a body politic and corporate by the name of Friendship Lodge, number nineteen, Independent Order of Odd Fellows, in Hooksett, for such charitable and benevolent purposes as said corporation may from time to time designate, and by that name may sue and be sued, prosecute and defend to final judgment and execution, may have and use a common seal, and the same may alter and renew at pleasure, may take and hold real and personal estate by donation, bequest, or otherwise, to an amount not exceeding twenty thousand dollars, and the same may sell, convey, or otherwise dispose of at pleasure and may establish such by-laws and regulations as may be necessary to carry out the purposes of this act, and shall be vested with all the powers and privileges and subject to all the liabilities incident to corporations of a similar character.

First meeting.

SEC. 2. Said George W. Haselton, Warren C. Saltmarsh, Daniel W. Peasley, George A. Robie, John W. Prescott, or any three of them, may call the first meeting of this corporation at such time and place and in such manner as they may think proper.

Subject to repeal.

SEC. 3. The legislature may at any time alter, amend or repeal this act whenever, in their opinion, the public good shall require it.

Takes effect, when.

SEC. 4. This act shall take effect on its passage.

[Approved July 14, 1877.]

## CHAPTER CLXXIII.

## AN ACT TO INCORPORATE THE MANCHESTER AND FITCHBURG RAILROAD.

## SECTION

1. Corporation constituted.
2. Its powers and privileges.
3. Capital stock and shares.
4. Tolls; powers of directors.

## SECTION

5. First meeting.
6. Act void unless road completed within five years.
7. Takes effect, when.

*Be it enacted by the Senate and House of Representatives in General Court convened:*

SECTION 1. Henry C. Merrill, Samuel C. Forsaith, John A. Riddle, Theodore A. Goff, George F. Elliott, Perley Dodge, Edward D. Boylston, Harrison Eaton, Albert A. Gilson, Robert R. Howison, Robert M. Wallace, Joseph A. Hall, Joseph Sawtelle, Samuel Haines, W. A. Preston, Amasa Norcross, T. C. Upton and George C. Winchester, their associates, successors and assigns, are hereby made a corporation by the name of the Manchester and Fitchburg Railroad, with all the rights, powers and privileges, and subject to all the liabilities, duties and restrictions set forth in the general laws which now are or may be hereafter in force relating to railroad corporations. Corporation constituted.

SEC. 2. Said corporation is authorized and empowered to locate, construct and maintain a railroad, not exceeding six rods in width, with the necessary additions for excavations, cuttings and embankments, from some convenient point in the city of Manchester, southwesterly through the towns of Bedford, Merrimaek, Amherst and Milford to some point on the line between the states of New Hampshire and Massachusetts in Brookline or Mason or New Ipswich or Rindge, with the right to connect with and to enter upon and use the Concord Railroad, the Manchester & Lawrence Railroad, the Manchester & North Weare Railroad, the Concord & Portsmouth Railroad, Wilton Railroad and Peterborough & Shirley Railroad, or any part of said railroads, paying therefor such tolls as may from time to time be agreed upon or as the legislature may prescribe, and complying with such reasonable rules and regulations as may be from time to time established by said railroads, and with the right to employ any connecting railroad to furnish cars and motive power for said corporation. Its powers and privileges.

SEC. 3. The capital stock of this corporation shall consist of not more than ten thousand shares of one hundred dollars each. Capital stock and shares.

SEC. 4. A toll is hereby granted to said corporation upon all persons and property which may be transported by said railroad, at such rates as may from time to time be determined by the directors, and all the powers herein granted to this corporation relating to the locating, constructing and maintaining said railroad are hereby vested in the directors of this corporation for the time being. Tolls; powers of directors.

SEC. 5. Any three persons named in this act may call the first meeting of the grantees hereinbefore mentioned, by publishing notice of the time and place of meeting in some newspaper published in the county of Hillsborough two weeks before the day named for said meeting. First meeting.

Act void unless road completed within five years.

SEC. 6. This act shall be void as to all parts of the railroad line herein named not constructed and completed within five years from the passage hereof.

Takes effect, when.

SEC. 7. This act shall take effect upon its passage. [Approved July 14, 1877.]

CHAPTER CLXXIV.

AN ACT TO INCORPORATE THE UNITED STATES MARBLEOID COMPANY.

SECTION

- 1. Corporation constituted.
- 2. Its object, location; limitation as to real estate.
- 3. Capital stock.

SECTION

- 4. First meeting; by-laws.
- 5. Subject to repeal.
- 6. Takes effect, when.

*Be it enacted by the Senate and House of Representatives in General Court convened:*

Corporation constituted.

SECTION 1. That David Gregg, George L. Putnam, H. H. Moody, Joseph Bayer and S. W. Steele, their associates, successors and assigns, be, and they hereby are, made and constituted a body corporate by the name of the United States Marbleoid Company, and by virtue hereof are invested with all the rights, powers and privileges which are incident to or belong to manufacturing corporations.

Its object; location; limitation as to real estate.

SEC. 2. Said corporation is hereby authorized to carry on the manufacture of marbleoid goods at Nashua, in the county of Hillsborough, and to sell and vend the same to others and to sell and vend the right to others to manufacture, use and sell said marbleoid goods, and for that purpose may erect, purchase or acquire such mills, buildings, works and machinery as may be necessary for carrying on the same, and may purchase, hold, improve or sell real estate not exceeding in value one hundred thousand dollars at any one time.

Capital stock.

SEC. 3. The capital stock of said corporation shall not exceed three hundred thousand dollars and shall be divided into shares of one hundred dollars each.

First meeting; by-laws.

SEC. 4. Any one of said grantees may call the first meeting of said corporation by giving or causing to be given to each of the said grantees a notice in writing of the time and place of said meeting at least one week before the same. And at said meeting, or some subsequent meeting, said grantees may admit associates, determine the amount of capital stock to be issued at any one time, and adopt all suitable by-laws for the proper management and regulation of the affairs of said corporation, not inconsistent with the laws of this state.

Subject to repeal.

SEC. 5. The legislature may at any time alter, amend or repeal this charter whenever, in their opinion, the public good may require it.

Takes effect, when.

SEC. 6. This act shall take effect upon its passage. [Approved July 14, 1877.]



## CHAPTER CLXXV.

## AN ACT TO INCORPORATE THE NORTH CONWAY AQUEDUCT AND WATER COMPANY.

## SECTION

1. Corporation constituted.
2. May construct an aqueduct and take water.
3. May enter upon and take land.
4. Damages for land taken; how assessed.

## SECTION

5. Capital stock; directors.
6. First meeting; by-laws; officers.
7. Takes effect, when.

*Be it enacted by the Senate and House of Representatives in General Court convened:*

SECTION 1. That Samuel W. Thompson, G. W. M. Pitman, Corporation constituted. Sam'l D. Thompson, N. W. Pease, Isaac M. Chase and W. H. Bragdon, their associates, successors and assigns, are hereby incorporated and made a body corporate and politic by the name of the North Conway Aqueduct and Water Company, and by that name may sue and be sued and have and enjoy all the privileges and powers and be subject to all the restrictions and limitations which by law are incident to corporations of a similar nature.

SEC. 2. Said corporation is hereby empowered to lay out, make May construct an aqueduct and take water. and keep in repair an aqueduct from any point in the village and vicinity of North Conway to any spring, brook, river, pond or lake anywhere in said town or vicinity which does not now supply any aqueduct, and take water therefrom sufficient to supply said aqueduct and convey said water to the village of North Conway and vicinity—either by logs or pipes of iron or lead as it may deem best.

SEC. 3. The said corporation is hereby empowered to take and May enter upon and take land. hold such land or lands in and around such body of water as it may need for the use and construction of said aqueduct—also to enter upon and take and hold such land as may be necessary for laying and constructing said aqueduct as it may deem best from point to point between said village and said body of water or stream wherefrom said aqueduct is supplied.

SEC. 4. If said corporation shall not be able to agree with the Damages for land taken; how assessed. owners of any land in and around any body of water which it may take or need, or of any land it may need for the construction of said aqueduct—either in making its reservoirs, laying its pipes, or in the construction of any buildings it may need, or if said corporation cannot agree with such owner upon a committee to assess such damage, either party, or if the owner is unknown, said corporation may apply by petition to the supreme court for the county in which such land may be situated, and said court, after due notice to the parties, shall refer the same to the county commissioners for said county, who shall upon due notice, assess such damages, and report the same to said court, and judgment upon said report shall be final and conclusive between the parties, and said corporation shall not, however, enter on any land to construct said aqueduct until the damages assessed to the owners thereof shall have been paid or tendered, except in cases mentioned in the second section of the fifty-second chapter of the revised statutes, and no person shall be entitled to an action for such damages until after such entry has been made on his land.

Capital stock; directors.

SEC. 5. The capital stock of said corporation shall consist of such number of shares as may be determined by the directors, not exceeding in par value fifty dollars each, and the whole capital stock not to exceed thirty thousand dollars, and no assessment shall be made upon any share to the greater amount than the sum at which the par value or price of each share shall have been fixed as aforesaid; and the immediate direction and government of said corporation shall be vested in five directors, who shall be chosen by the stockholders or members hereinafter provided, and shall hold their office until others are duly elected and qualified in their stead.

First meeting; by-laws; officers.

SEC. 6. The first three persons named in this act may call the first meeting of said corporation by giving ten days previous notice in writing to each of the persons named herein, at which meeting or one duly called, by-laws may be adopted and all necessary officers chosen.

Takes effect, when.

SEC. 7. This act shall take effect from and after its passage. [Approved July 14, 1877.]

CHAPTER CLXXVI.

AN ACT TO EXTEND THE TIME FOR COMPLETING THE MANCHESTER AND CLAREMONT RAILROAD.

Time for completing road extended.

Be it enacted by the Senate and House of Representatives in General Court convened:

Time for completing road extended.

SECTION 1. The time for completing the Manchester and Claremont Railroad is hereby extended to December first, one thousand eight hundred and seventy-nine.

[Approved July 18, 1877.]

CHAPTER CLXXVII.

AN ACT AUTHORIZING THE LAKE VILLAGE FIRE DISTRICT OF GILFORD TO RAISE MONEY FOR THE PURPOSE OF KEEPING IN REPAIR ITS TOWN CLOCK.

SECTION

1. Fire precinct may raise money to repair town clock.

SECTION

2. Takes effect, when.

Be it enacted by the Senate and House of Representatives in General Court convened:

Fire precinct may raise money to repair town clock

SECTION 1. That in addition to the powers heretofore granted to village fire districts, the Lake Village Fire District of Gilford may

raise and appropriate money for the purpose of keeping in repair the town clock in said village, and for the proper care of the same, said money to be raised and appropriated in the same way and manner as provided by chapter ninety-seven of the General Statutes, entitled, "Village Fire Districts."

SEC. 2. This act shall take effect and be in force from and after its passage. <sup>Takes effect, when.</sup>

[Approved July 19, 1877.]

## CHAPTER CLXXVIII.

### AN ACT TO INCORPORATE THE PISCATAQUA SAVINGS BANK.

#### SECTION

1. Corporation constituted.
2. May receive and invest deposits.
3. Real estate.
4. Deposits by minors.

#### SECTION

5. Corporation not to issue currency; what officers to receive compensation.
6. By-laws.
7. First meeting.
8. Takes effect, when.

*Be it enacted by the Senate and House of Representatives in General Court convened:*

SECTION 1. That Ichabod Goodwin, William H. Y. Hackett, <sup>Corporation constituted.</sup> Edward P. Kimball, William L. Dwight, John H. Broughton, Robert C. Pierce, John W. F. Hobbs, Ephraim C. Spinney, Emmons B. Philbrook, Augustus Lord, J. Albert Walker, J. H. Hutchinson and Alfred F. Howard be, and they hereby are, constituted a body politic and corporate, by the name of the Piscataqua Savings Bank, to be located at Portsmouth, and they, with such other persons as shall be duly elected and admitted members of said corporation at regular meetings thereof, according to such by-laws as may hereafter be established, shall be and maintain a body corporate and politic by said name, and are, and shall be, invested with all the powers, rights and privileges, and subject to all the duties and liabilities which by the laws of this state are, or may become incident to corporations of a like nature.

SEC. 2. Said corporation may receive from any person or persons, corporations or associations, any deposit or deposits of money, and may use, manage and improve the same for the benefit of the depositors, in such manner as shall be convenient or necessary for the security and profitable investment thereof. And all deposits may be withdrawn and the net income or profits of the deposits divided at such reasonable times and in such manner and proportions, and subject to such equitable rules and regulations as said corporation shall from time to time prescribe, not incompatible with the laws of this state. <sup>May receive and invest deposits.</sup>

SEC. 3. Said corporation may take and hold such real estate as may be proper and convenient in transacting its business, and also such real estate as may be in good faith received by them, by way of security or payment for loans made by them or for any debts, <sup>Real estate.</sup>

demands or liabilities which may be owing or accrue to said corporation.

Deposits by minors.

SEC. 4. Whenever any deposit shall be made by any minor, the trustees of said corporation may, at their discretion, pay to such depositor, as may be due him or her, and the check or receipt or acquittance of such minor shall be as valid as if the same were executed by the guardian of said minor or the said minor was of full age: provided, such deposit so to be withdrawn was made personally by such minor.

Corporation not to issue currency; what officers to receive compensation.

SEC. 5. Said corporation shall not issue any bill or promissory note to circulate as currency, nor shall the members or officers of said corporation receive any profit or emolument from said savings bank; provided, however, that a reasonable compensation may from time to time be made to the treasurer, secretary and other servants of said corporation for services actually rendered.

By-laws.

SEC. 6. Said corporation may from time to time make such by-laws, rules and regulations for the government and management of its business as shall not be incompatible with the laws of this state.

First meeting.

SEC. 7. William H. Y. Hackett, Ichabod Goodwin and Edward P. Kimball, or any two of them, may call the first meeting of this corporation at such time and place and in such manner as they may think proper.

Takes effect, when.

SEC. 8. This act shall take effect from and after its passage.  
[Approved July 19, 1877.]

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## CHAPTER CLXXIX.

### JOINT RESOLUTION RELATING TO THE CLAIM OF CYRUS K. DRAKE.

Governor and council to audit claim.

*Resolved by the Senate and House of Representatives in General Court convened:*

Governor and council to audit claim.

That the governor and council are hereby authorized to examine and audit the claim of Cyrus K. Drake for state bounties, and if said claim is found to be covered by the provisions of chapter four thousand and sixty-seven of the Pamphlet Laws, passed June session, 1865, to pay the same out of any money in the treasury not otherwise appropriated, with interest upon the same at the rate of six per cent per annum, from the first day of July, 1865: and the governor is hereby authorized to draw his warrant therefor.

[Approved June 28, 1877.]

## CHAPTER CLXXX.

## JOINT RESOLUTION RELATING TO THE PROPRIETORS OF PORTSMOUTH BRIDGE.

Preamble. Justices of supreme court to revise and fix rates of toll.

*Whereas*, in the year of our Lord one thousand eight hundred and nineteen, Edward Cutts, Jeremiah Mason, John Langdon, Nathaniel A. Haven, James Sheafe, John F. Parrott, Thomas Haven, William Rice, Henry Ladd, and others, were incorporated by the Senate and House of Representatives of the state of New Hampshire in General Court convened, under the name of the Proprietors of Portsmouth Bridge, and whereas, by the fifth section of the act of incorporation aforesaid it was further enacted that when said Portsmouth Bridge was made passable for travellers the said proprietors should exhibit to the justices of the superior court of judicature an account of the sums expended for the same, upon the exhibition of which the said justices of the superior court were authorized and required to establish the rates of toll to be received by said proprietors for the use of said bridge, which rates of toll the said justices might alter at such times as they may deem expedient, and by the sixth section of said act of incorporation said proprietors were authorized to demand and receive from each and every person who should pass over the bridge above named such toll as should be established by said justices of the superior court of judicature: and whereas, the said proprietors have negligently omitted to exhibit said account, and in violation of the said act of incorporation have themselves, without legal authority, established excessive and unreasonable rates of toll to be received by said proprietors, therefore,

*Resolved by the Senate and House of Representatives in General Court convened:*

That the justices of the supreme court are hereby instructed to revise the rates of toll now collected by said proprietors of Portsmouth Bridge, and to establish the same at reasonable rates.

Justices of supreme court to revise and fix rates of toll.

[Approved July 14, 1877.]

STATE OF NEW HAMPSHIRE.

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OFFICE OF SECRETARY OF STATE,  
October 8, 1877.

I hereby certify that the Acts and Resolves contained in this Pamphlet have been compared with the originals in this office, and found to be correctly printed.

A. B. THOMPSON,  
*Secretary of State.*

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