

year ending on the thirtieth day of November, nineteen hundred and eleven, as provided for by chapter six hundred and fifty-one of the acts of the year nineteen hundred and ten, being the estimate of the gas and electric light commissioners.

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

Approved June 30, 1911.

Chap.616 AN ACT TO PROVIDE FOR THE APPOINTMENT OF THREE ADDITIONAL MEMBERS OF THE DISTRICT POLICE TO SERVE AS INSPECTORS OF FACTORIES AND PUBLIC BUILDINGS.

Be it enacted, etc., as follows:

Additional members of district police.

SECTION 1. The governor is hereby authorized to appoint three additional members of the district police, who shall be employed as inspectors of factories and public buildings. Their terms of office, salaries, powers and duties shall be the same as those provided by law for the district police.

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

Approved June 30, 1911.

Chap.617 AN ACT TO AUTHORIZE THE TOWN OF LITTLETON TO SUPPLY ITSELF AND ITS INHABITANTS WITH WATER.

Be it enacted, etc., as follows:

The town of Littleton may supply itself with water.

SECTION 1. The town of Littleton may supply itself and its inhabitants with water for the extinguishment of fires and for domestic, manufacturing and other purposes; may establish fountains and hydrants and relocate or discontinue the same; and may regulate the use of such water and fix and collect rates to be paid therefor.

May take and hold certain waters, etc.

SECTION 2. Said town, for the purposes aforesaid, may take, or acquire by purchase or otherwise, and hold, the waters of any pond or stream or of any ground sources of supply by means of driven, artesian or other wells within the limits of the town, and the water rights connected with any such water sources, and may also take, or acquire by purchase or otherwise, and hold, all lands, rights of way and easements necessary for collecting, storing, purifying and preserving the water, and for conveying the same to any part of said town; and further, may purchase the whole or any part of the property, rights and easements of the water system now owned and operated by Waldo E. Conant and Daniel G. Houghton, co-partners, doing business under the firm name

of Conant, Houghton & Co.: *provided, however*, that no source Proviso. of water supply and no lands necessary for preserving the quality of the water shall be taken without first obtaining the advice and approval of the state board of health, and that the location of all dams, reservoirs and wells to be used as sources of water supply under this act shall be subject to the approval of said board. Said town may construct on the lands taken or acquired and held under the provisions of this act, proper dams, reservoirs, standpipes, tanks, buildings, fixtures and other structures, and may make excavations, procure and operate machinery, and provide such other means and appliances, and do such other things as may be necessary for the establishment and maintenance of complete and effective water works; and for that purpose may construct wells and reservoirs and establish pumping works, and may construct, lay and maintain aqueducts, conduits, pipes and other works under and over any land, water courses, railroads, railways and public or other ways, and along such ways in the town of Littleton, in such manner as not unnecessarily to obstruct the same; and for the purpose of constructing, laying, maintaining, operating and repairing such conduits, pipes and other works, and for all other purposes of this act, said town may dig up or raise and embank any such lands, highways or other ways, in such manner as to cause the least possible hindrance to public travel on such ways. Said town shall not enter upon, construct or lay any conduits, pipes or other works within the location of any railroad corporation, except at such time and in such manner as it may agree upon with such corporation, or, in case of failure so to agree, as may be approved by the board of railroad commissioners.

SECTION 3. Said town shall within ninety days after the taking of any lands, rights of way, water rights, water sources or easements as aforesaid, file and cause to be recorded in the registry of deeds for the county and district within which such land or other property is situated, a description thereof sufficiently accurate for identification, with a statement of the purpose for which the same were taken, signed by the water commissioners hereinafter provided for. The title to all land purchased or taken under the provisions of this act shall vest in the town of Littleton, and the land so acquired may be managed, improved and controlled by the board of water commissioners hereinafter provided for, in such manner as they shall deem for the best interest of the town. Taking to be recorded, etc.

Damages.

SECTION 4. The said town shall pay all damages to property sustained by any person or corporation by the taking of any land, right of way, water, water source, water right or easement, or by any other thing done by the town under authority of this act. Any person or corporation sustaining damages as aforesaid, and failing to agree with the town as to the amount thereof, may have the same determined in the manner provided by law in the case of land taken for the laying out of highways, on application at any time within the period of two years after the taking of such land or other property or the doing of other injury under authority of this act; but no such application shall be made after the expiration of the said two years, and no application for assessment of damages shall be made for the taking of any water, water right, or for any injury thereto, until the water is actually withdrawn or diverted by the town under authority of this act.

Town of
Littleton
Water Loan,
Act of 1911.

SECTION 5. The said town, for the purpose of paying the necessary expenses and liabilities incurred under the provisions of this act, may issue from time to time bonds, notes or scrip to an amount not exceeding fifty thousand dollars. Such bonds, notes or scrip shall bear on their face the words, Town of Littleton Water Loan, Act of 1911; shall be payable at the expiration of periods not exceeding thirty years from the date of issue; shall bear interest, payable semi-annually, at a rate not exceeding four and one half per cent per annum; and shall be signed by the treasurer of the town and countersigned by the water commissioners hereinafter provided for. The town may sell such securities at public or private sale, upon such terms and conditions as it may deem proper, but they shall not be sold for less than their par value.

Payment of
loan.

SECTION 6. The said town shall, at the time of authorizing said loan, provide for the payment thereof in such annual proportionate payments, beginning not more than five years after the first issue of such bonds, notes or scrip, as will extinguish the same within the time prescribed by this act; and when a vote to that effect has been passed a sum which, with the income derived from water rates, will be sufficient to pay the annual expense of operating its water works and the interest as it accrues on the bonds, notes or scrip issued as aforesaid by the town, and to make such payments on the principal as may be required under the provisions of this act, shall without further vote be assessed by the assessors of the town in each year thereafter, in the same manner in which

other taxes are assessed, until the debt incurred by said loan is extinguished.

SECTION 7. Whoever wilfully or wantonly corrupts, pollutes or diverts any water taken or held under this act, or injures any structure, work or other property owned, held or used by said town under authority of this act, shall forfeit and pay to the town three times the amount of damages assessed therefor, to be recovered in an action of tort; and upon being convicted of any of the above wilful or wanton acts, shall be punished by a fine not exceeding three hundred dollars, or by imprisonment in jail for a term not exceeding one year.

Penalty for corrupting or polluting water, etc.

SECTION 8. The said town shall, after its acceptance of this act, at the same meeting, or at a subsequent meeting duly called for the purpose, elect by ballot three persons to hold office, one until the expiration of three years, one until the expiration of two years and one until the expiration of one year from the next succeeding annual town meeting, to constitute a board of water commissioners; and at each annual town meeting thereafter one such commissioner shall be elected by ballot for the term of three years. All the authority granted to the town by this act, and not otherwise specifically provided for, shall be vested in said water commissioners, who shall be subject however to such instructions, rules and regulations as the town may impose by its vote. A majority of said commissioners shall constitute a quorum for the transaction of business. Any vacancy occurring in said board from any cause may be filled for the remainder of the unexpired term by the town at any legal town meeting called for the purpose. Any such vacancy may be filled temporarily by a majority vote of the selectmen, and the person so appointed shall hold office until the town fills the vacancy in the manner provided for herein.

Water commissioners, election, terms, etc.

SECTION 9. The said commissioners shall fix just and equitable prices and rates for the use of water, and shall prescribe the time and manner of payment. The income of the water works shall be applied to defraying all operating expenses, interest charges and payments on the principal, as they accrue, of any bonds, notes or scrip issued under authority of this act. If there should be a net surplus remaining after providing for the aforesaid charges, it shall be used for such new construction as the water commissioners may determine upon, and in case a surplus should remain after payment for such new construction, the water rates shall be

Water rates, etc.

reduced proportionately. No money shall be expended in new construction by the water commissioners except from the net surplus aforesaid, unless the town appropriates and provides money therefor. The said commissioners shall annually, and as often as the town may require, render a report upon the condition of the works under their charge, and an account of their doings, including an account of receipts and expenditures.

Time of
taking effect.

SECTION 10. This act shall take effect upon its acceptance by a majority vote of the legal voters of the town of Littleton present and voting thereon at a legal meeting called for the purpose within three years after its passage; but the number of meetings so called in any one year shall not exceed three; and for the purpose of being submitted to the voters as aforesaid this act shall take effect upon its passage.

Approved June 30, 1911.

Chap. 618 AN ACT RELATIVE TO THE TAXATION OF SAVINGS BANKS WHICH ARE RESTRAINED FROM DOING BUSINESS.

Be it enacted, etc., as follows:

Taxation of
savings banks
in certain
cases.

SECTION 1. Whenever a savings bank is restrained from doing business by an injunction issued by any court, or when a bank is in the hands of the bank commissioner, in accordance with the provisions of chapter three hundred and ninety-nine of the acts of the year nineteen hundred and ten, the tax payable by the bank in accordance with the provisions of section twenty-one of Part III of chapter four hundred and ninety of the acts of the year nineteen hundred and nine, as computed on the first day of May or on the first day of November next ensuing, after the bank is incapacitated from doing business as aforesaid, shall be reduced by the same proportion which the number of business days during the six months next preceding the said first day of May or the said first day of November on which the bank was thus incapacitated bears to the total number of business days in the said six months; and thereafter the bank shall be relieved from paying taxes under the said provisions of law so long as it continues to be incapacitated from doing business as aforesaid.

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

Approved June 30, 1911.

AN ACT TO INCREASE THE SALARY AND RANK OF THE CHIEF INSPECTOR OF THE BOILER INSPECTION DEPARTMENT OF THE DISTRICT POLICE. Chap.619

Be it enacted, etc., as follows:

SECTION 1. Section one of chapter five hundred and twenty-one of the acts of the year nineteen hundred and six is hereby amended by striking out the words "two thousand", in the tenth line, and inserting in place thereof the words: — twenty-four hundred, — and by adding at the end of said section the words: — He shall have the same rank as the deputy chief of the inspection department of the district police, — so as to read as follows: — *Section 1.* The governor is hereby authorized to appoint, as hereinafter provided, one of the members of the boiler inspection department of the district police as chief inspector of said boiler inspection department. Said chief inspector shall have supervision over the members of said boiler inspection department in order to secure the uniform enforcement throughout the commonwealth of all acts relative to the inspection of boilers and the examination of engineers and firemen. Said chief inspector shall receive an annual salary of twenty-four hundred dollars and his actual and necessary travelling expenses. He shall have the same rank as the deputy chief of the inspection department of the district police.

1906, 521,
§ 1, amended.

Chief in-
spector, boiler
inspection
department
of the dis-
trict police,
appointment,
etc.

SECTION 2. This act shall take effect upon its passage.
Approved June 30, 1911.

AN ACT TO PROVIDE FOR ADDITIONAL MEMBERS OF THE BOILER INSPECTION DEPARTMENT OF THE DISTRICT POLICE. Chap.620

Be it enacted, etc., as follows:

SECTION 1. The governor is hereby authorized and directed to appoint five additional members of the boiler inspection department of the district police, who shall be not above forty-five years of age; and this age limit shall apply hereafter to all appointments to the said department. The said five additional members shall be detailed for the inspection of boilers and the examination of engineers and firemen, and shall receive the same compensation now received by the present inspectors of boilers. The civil service commissioners shall hold an examination for the said appointments, and no person shall hereafter be eligible to

Additional
members of
the boiler
inspection
department
of the dis-
trict police.

take the civil service examination for appointment as an inspector of boilers, unless he holds a first class engineer's license granted by the boiler inspection department of this commonwealth.

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

Approved June 30, 1911.

Chap. 621 AN ACT TO REVISE THE CHARTER OF THE CITY OF LAWRENCE.

Be it enacted, etc., as follows:

PART I.

City of
Lawrence.

SECTION 1. The inhabitants of the city of Lawrence shall continue to be a body politic and corporate, under the name of the City of Lawrence, and as such shall have, exercise and enjoy all the rights, immunities, powers and privileges, and shall be subject to all the duties and obligations, now incumbent upon and pertaining to the said city, as a municipal corporation.

Administra-
tion, etc.

SECTION 2. The administration of all the fiscal, prudential and municipal affairs of the said city, with the government thereof, shall be vested in one municipal officer, to be styled the mayor, and a council of nine to be called the city council. The members thereof shall be sworn to the faithful performance of their respective duties. A majority of the members shall constitute a quorum for the transaction of business. Each member shall receive as compensation for his services the sum of six hundred dollars per annum, to be paid in equal monthly instalments.

Wards.

SECTION 3. The city shall continue to be divided into six wards, as the same are now established.

Warrants
for meeting
of citizens.

SECTION 4. All warrants for meetings of the citizens for municipal purposes, to be held either in wards or in general meetings, shall be in such form, and shall be served, executed and returned in such manner, and at such times as the city council may by order direct.

Election of
mayor and
councilmen.

SECTION 5. The mayor and councilmen shall be elected by the qualified voters of the city, voting in their respective wards as follows: — The mayor and three councilmen shall be elected at large by the qualified voters of the city, voting in their respective wards; and one councilman shall be elected by the qualified voters of each ward, respectively, and he shall be a resident of the ward wherein he is elected.