

as named in the first section of this act; a receipt for such taxes may be required by the collector, acknowledged and recorded, as named in the second section of this act, and with like effect.

SECT. 4. In all cases of sale of real estate for the payment of taxes assessed thereon, the supreme judicial court shall have equity powers: *provided*, relief be sought within five years from such sale.

S. J. Court to have equity powers.

SECT. 5. No sale of real estate for taxes, shall affect the rights of any person not taxable therefor, unless a written demand is first made upon said person, by the collector, for the payment of said taxes.

Same not to affect the rights, &c.

SECT. 6. Chapter two hundred and thirteen of the statutes of the year eighteen hundred and forty-nine, and chapter two hundred and eighteen of the statutes of the year eighteen hundred and fifty, are hereby repealed. [*Approved by the Governor, May 31, 1856.*]

Acts repealed.

AN ACT to incorporate the Children's Home and Home for Aged Females, in Roxbury. Chap. 240

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

SECT. 1. James Ritchie, John Rogers, Charles K. Dillaway and James Waldoek, their associates and successors, are hereby made a corporation by the name of the Children's Home and Home for aged Females, in Roxbury, for the purpose of providing for destitute children and aged females, and affording a temporary home for the same; with all the powers, and subject to all the duties and liabilities set forth in the forty-fourth chapter of the Revised Statutes.

Corporators.

Name.

Purpose.

Privileges, restrictions, &c.

SECT. 2. Said corporation may take and hold real estate, not exceeding the value of twenty thousand dollars, and personal estate not exceeding the value of thirty thousand dollars, for the aforesaid charitable purposes.

Real and personal estate not to exceed \$50,000.

SECT. 3. This act shall take effect from and after its passage. [*Approved by the Governor, May 31, 1856.*]

AN ACT in aid of the Lebanon Springs Aqueduct Company.

Chap. 241

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

SECT. 1. The Lebanon Springs Aqueduct Company, (a corporation created by act of the legislature of the State of New York,) is hereby authorized and empowered to improve

May improve certain water, &c.

the streams and springs of water on the west side of Hancock Mountain, lying in the town of Hancock, in this Commonwealth, for the purpose of supplying the inhabitants of the village of Lebanon Springs, in the town of New Lebanon and State of New York, with good and wholesome water: *provided*, that nothing in this section shall authorize said company to divert water from any spring or pond on the summit of said mountain, which supplies any stream on the east side of said mountain, or divert any water from any stream, brook or pond, on the east side of said mountain.

Proviso.

SECT. 2. Said aqueduct company is hereby authorized to convey the water from said streams and springs in underground aqueducts, to the State line, near said village of Lebanon Springs.

Damages, how assessed and paid.

SECT. 3. All damages which may be sustained by reason of the taking by said corporation of any of the ponds or brooks aforementioned, or of the water thereof, or the water-rights connected therewith, or of diverting any portion of said water from its natural channel into other channels, or of erecting and maintaining any dam or reservoir, or digging up any land, street, road or highway, and entering upon the same for laying, repairing and maintaining pipes, conduits, hydrants and other apparatus necessary thereto, shall be paid by the said corporation to the individual or corporation injured, which damages shall be assessed in the same manner as is provided in the twenty-fourth chapter of the Revised Statutes with regard to highways. The said aqueduct company shall also have power to lay down and repair any under-ground aqueduct constructed under the authority conferred by this act, along any highway or street in the town of Hancock, leading to Lebanon Springs: *provided*, that in so doing they shall not impede or obstruct the travel on the same.

Power to lay aqueduct.

Proviso.

SECT. 4. This act shall take effect from and after its passage. [*Approved by the Governor, May 31, 1856.*]

*Chap. 242* AN ACT to repeal "An Act to incorporate the Tremont Gas-Light Company."

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

Act repealed.

An act to incorporate the Tremont Gas-Light Company, passed on the fourteenth day of February, in the year one thousand eight hundred and forty-six, is hereby repealed. [*Approved by the Governor, May 31, 1856.*]