

are hereby confirmed and made valid, against any objection of want of authority in said company to insure such kind of property. Former policies valid.

SECT. 2. This act shall take effect from and after its passage. [*Approved by the Governor, April 12, 1854.*]

An Act to incorporate the American Lead Works.

Chap. 260

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. John M. Prince, David Elwell, George Adams, Corporators. their associates and successors, are hereby made a corporation, by the name of the American Lead Works, for the purpose of manufacturing the various articles of which lead Purpose. and other metals are a component part, in the city of Boston, and town of Chelsea, in the county of Suffolk; with all the powers and privileges, and subject to all the duties, Powers, privileges, &c. liabilities and restrictions, set forth in the thirty-eighth and forty-fourth chapters of the Revised Statutes.

SECT. 2. The said corporation may purchase and hold Real estate, \$100,000; capital, \$250,000. real estate necessary and convenient for the purposes aforesaid, not exceeding in amount, one hundred thousand dollars, and the whole capital stock of said corporation, shall not exceed two hundred and fifty thousand dollars: *provided, however,* that no shares in the capital stock of said corporation shall be issued, for a less sum or amount, to be No shares to be issued under par. actually paid in on each, than the par value of the shares first issued.

SECT. 3. This act shall take effect from and after its passage. [*Approved by the Governor, April 12, 1854.*]

An Act for the Protection of Province Lands, in Provincetown.

Chap. 261

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. If any person shall pull up or destroy any Penalty for destroying beach grass, &c. beach-grass, bushes or pines, on the Province Lands, in Provincetown, in the county of Barnstable, to the injury of public or private property in said town, or to the injury of Provincetown Harbor, or if any person shall use any of the said lands for pasturage, without the consent, in writing, of the agent to be appointed, as herein-after mentioned, he shall forfeit and pay the sum of five dollars for the first

offence, and ten dollars for every subsequent offence, to be recovered on a complaint to any justice of the peace for said county of Barnstable.

Agent appointed.

SECT. 2. It shall be the duty of his excellency the governor, by and with the advice and consent of the council, immediately after the passage of this act, and in the month of February in each year thereafter, to appoint an agent, who shall be an inhabitant of Provincetown, and who shall be sworn to the faithful discharge of his duty, and who shall prosecute for the penalties before mentioned, and the same, when recovered, shall be for the use of said town; and the said agent may give written permits to take sods and brush from low and swamp-like places, and also for the purpose of pasturage, when, in his opinion, after he shall have made a personal examination of the place applied for, such permits may be granted without causing injury to Cape Cod Harbor, or to any public or private property. For each permit granted by said agent, he shall receive from the party obtaining the same, the sum of one dollar. The said agent shall hold his office for one year, unless sooner removed by the governor and council.

May give permits, &c.

Committees to be chosen, &c.

SECT. 3. The said town of Provincetown shall, annually, elect a committee of three persons, who shall be sworn to the faithful discharge of their duty, and said town is hereby authorized to enter, by said committee, chosen as aforesaid, upon any of the Province Lands, enclosed or unenclosed, for the purpose of setting out pines, bushes, or grass, whenever said committee may deem it necessary for the preservation of said harbor, or of any highway on public or private property.

May set out pines, &c.

SECT. 4. Whenever, in the opinion of said committee, it shall become necessary, in consequence of any of the violations of the provisions of this act, to set out pines or beach-grass on any lot of said lands enclosed, the expense thereof shall be paid by the person or persons in the occupancy of the same; and in case of refusal, by any occupant, to pay such expense, it may be recovered by said committee in an action of contract, in any court proper to try the same.

Annual tax.

SECT. 5. The said town of Provincetown is hereby empowered, annually, to raise such sum of money as may be deemed necessary to defray the expenses of setting out pines or beach-grass on said Province Lands; and any sum raised for this purpose, shall be assessed and collected as other taxes now are.

Acts repealed.

SECT. 6. The act of April eighteenth, in the year eight-

een hundred and thirty-eight, entitled, "An Act for the Protection of the Province Lands in the town of Provincetown," and all other acts or parts of acts, inconsistent with the provisions of this act, are hereby repealed, except that the committee, chosen by the town, under the provisions of said act, at their last annual meeting, shall hold their offices until the next annual meeting of said town for the choice of town officers; and said committee are hereby authorized to carry into effect the provisions of this act, as fully as if chosen by virtue of its provisions.

SECT. 7. This act shall not affect any complaint or action now commenced, or that shall be hereafter commenced, by virtue of said act of April eighteenth, in the year eighteen hundred and thirty-eight, before this act shall take effect, and the justice of the peace or the court before whom such complaint or action may be commenced, or pending at the time when this act shall take effect, shall have the same jurisdiction, power and authority, in respect to them, as they now have. Actions not affected.

SECT. 8. The title of the Commonwealth as owner, in fee, to all the Province lands within the town of Provincetown, is hereby asserted and declared, and no adverse possession or occupation thereof, by any individual, company, or corporation, for any period of time, shall be sufficient to defeat or divest the title of the Commonwealth thereto. Title declared.

SECT. 9. The provisions of the twelfth section of the one hundred and nineteenth chapter of the Revised Statutes shall not be held to apply to any of the Province Lands in said town of Provincetown. Sec. 12, ch. 119, R. S., not to apply, &c.

SECT. 10. This act shall take effect from and after its passage. [*Approved by the Governor, April 12, 1854.*]

An Act in relation to the Hospital on Rainsford Island for State Paupers. *Chap. 262*

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. His excellency the governor, with the advice and consent of the council, is hereby authorized and empowered to appoint three inspectors of the hospital on Rainsford Island, who shall receive each such salary as the governor and council may deem reasonable and proper, and shall be subject to removal by them for sufficient cause; and each of the inspectors shall visit the hospital once at least in each week. Inspectors appointed.