

of said Brewer; thence north forty-four degrees east three hundred and sixty-four rods to a pile of stones standing in the angle of the line between said towns of Sheffield and New Marlborough; thence northerly on said town line to the line of Great Barrington; and the said line as above described shall hereafter be the dividing line between said towns.

SECTION 2. All portions of the town of Sheffield lying east of the aforesaid line, are hereby set off from the town of Sheffield and annexed to the town of New Marlborough.

Part of Sheffield annexed to New Marlborough.

SECTION 3. The inhabitants of the territory set off as aforesaid, shall be holden to pay their share of the town debt of the town of Sheffield as it existed on the first day of April, eighteen hundred and seventy-one, and also their share of all county and state taxes that may be assessed upon the town of Sheffield previously to the taking of the next state valuation, and such shares shall be assessed and collected of said inhabitants in the same manner as if this act had not been passed; and said inhabitants shall not be held to pay any part of the present town debt of the town of New Marlborough, and a tax shall be assessed and collected of said territory and the inhabitants thereon by said town of Sheffield at the annual assessment for the year eighteen hundred and seventy-one for the amount of the excess in value of the public school property on said territory over its proportion, according to the valuation of the whole amount of public school property in said town of Sheffield; and the value of such property shall be ascertained by an appraisal thereof to be made by three disinterested persons not residents of either of said towns, to be agreed upon by the selectmen of the towns of Sheffield and New Marlborough, and the amount of such excess shall be certified by said appraisers to the assessors of the town of Sheffield on or before the first day of May next, and the expense of such appraisal shall be paid by the inhabitants of said territory.

Debts and taxes.

Value of school property to be ascertained by appraisal.

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

*Approved April 19, 1871.*

AN ACT TO INCORPORATE THE TOWN OF MAYNARD.

*Be it enacted, &c., as follows:*

SECTION 1. All the territory now within the towns of Stow and Sudbury, comprised within the following limits, that is to say, beginning at the north-westerly corner of said territory, at the north-westerly corner bound of land of the late Daniel Whitney, and in the town line between Acton and Stow; thence southerly in a straight line to a stake and

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Town composed of parts of Stow and Duxbury. Boundaries.

stones at the north-easterly corner of land of William Carr, at land of Benjamin Smith, on the top of Carr's Hill, so called; thence south-easterly in a straight line to a stone monument in the town line between Stow and Sudbury, at land of Winthrop Puffer; thence easterly in a straight line to the guide-post at the Iron Works Causeway, so called; thence northerly to a stone monument at the corner of Acton and Concord town lines in the Sudbury town line; thence north-westerly by the town line of Acton and Sudbury, and Acton and Stow town line to the point of beginning, is hereby incorporated into a town by the name of Maynard; and said town of Maynard is hereby invested with all the powers, privileges, rights and immunities, and subject to all the duties, liabilities and requisitions to which other towns are entitled and subjected by the constitution and laws of this Commonwealth.

Taxes.

SECTION 2. The inhabitants of the town of Maynard shall be held to pay all arrears of taxes which have been legally assessed upon them by the towns of Stow and Sudbury, and all taxes heretofore assessed and not collected shall be collected and paid to the treasurers of the said towns of Stow and Sudbury respectively, in the same manner as if this act had not been passed; and until the next state valuation, the town of Maynard shall annually pay in the month of November, to the town of Stow, one-fourth part, and to the town of Sudbury, thirty-four and one-half per cent. of all state and county taxes which the said towns of Stow and Sudbury respectively may be required to pay.

Support of  
paupers.

SECTION 3. The towns of Sudbury and Maynard, shall be respectively liable for the support of all persons who now do or shall hereafter stand in need of relief or support as paupers as said towns would be liable, if the territory of the town of Maynard had been originally incorporated as a separate town.

The towns of Stow and Maynard, shall be respectively liable for the support of all persons who shall hereafter become paupers, whose settlement was gained by or derived from a settlement within the respective limits of the town of Stow, and the territory of Maynard taken from said town of Stow.

The town of Maynard shall pay to the town of Sudbury towards the support of the paupers, the sum of three thousand dollars as follows, viz.: three hundred dollars annually in the month of January, until said sum of three thousand dollars is paid; and the town of Maynard shall also pay annually to the town of Sudbury, one-third part of all costs

of the support or relief of those persons who now do or shall hereafter stand in need of relief or support as paupers, and have gained a settlement in said town of Sudbury, in consequence of the military services of themselves or those through whom they derive their settlement.

SECTION 4. All the corporate property of the town of Stow situate within the limits of the town of Maynard, shall become the absolute property of the town of Maynard, except the town farm and other property of said town of Stow used for the support and maintenance of the poor of said town of Stow. The town of Maynard shall pay to the town of Stow the sum of sixty-five hundred dollars as follows, viz.: one thousand dollars annually for six consecutive years, and the balance of said sum of sixty-five hundred dollars, in the year following said sixth annual payment, with interest payable annually on the sum unpaid; and the first of said payments shall be made within one year of the passage of this act.

And the town of Maynard shall not be liable for the payment of any debts or liabilities of said town of Stow. All the public property of the town of Sudbury shall remain the property of the town of Sudbury, except the real property of the same situate within the limits of the town of Maynard, which shall become absolutely the property of the town of Maynard, and neither of said towns shall be required to pay anything to the other on account thereof.

The town of Maynard shall pay to the town of Sudbury, thirty-eight and one-half per cent. of all the debts and liabilities of said town of Sudbury, existing at the date of the passage of this act, except the debt for the subscription of stock by the town of Sudbury in the Framingham and Lowell Railroad, with interest thereon from the date of the passage of this act, said payment to be made within one year from said date. The town of Sudbury shall transfer and assign to the town of Maynard, one hundred and four shares of the stock in said railroad, and the town of Maynard shall pay to the town of Sudbury therefor, the par value of said stock, with interest thereon from the thirteenth day of March, one thousand eight hundred and seventy-one, at the same rate paid by said town of Sudbury. And if the town of Maynard shall refuse or neglect to make to the towns of Stow and Sudbury, or either of them, the aforesaid payments, or any of them, said towns of Stow and Sudbury respectively, may maintain an action therefor.

And said towns of Stow and Maynard, shall equally bear the expense of making the survey and establishing the line

Corporate property.

Debts or liabilities.

Sudbury to transfer one hundred and four shares of railroad stock to Maynard.

Expense of survey to be divided between

Stow and Maynard.

between the towns of Stow and Maynard. And said towns of Sudbury and Maynard shall equally bear the expenses of making the survey and establishing the line between the towns of Sudbury and Maynard.

Commissioners to determine amount of debt if towns disagree.

SECTION 5. In case said towns of Sudbury and Maynard shall not agree in respect to the amount of the debts and liabilities of said town of Sudbury existing at the date of the passage of this act, and the amount thereof to be paid to the town of Sudbury by the town of Maynard under the provisions of this act, the supreme court in any county may appoint three competent and disinterested persons, upon the petition of either of said towns, to hear the parties and award thereon, and their award, or the award of any two of them, being accepted by said court, shall be final.

Election of representatives to the general court.

SECTION 6. The town of Maynard, for the purpose of electing representatives to the general court, until the next decennial census, or until another apportionment be made, shall remain a part of the said towns of Stow and Sudbury, and vote therefor at such places as said towns of Stow and Sudbury shall vote, and the selectmen of Maynard shall make a true list of all persons within their town qualified to vote at every such election, and shall post up the same in said town of Maynard, and shall correct the same as required by law, and shall deliver a true list of all such voters as are entitled to vote in said towns of Stow and Sudbury, respectively, to the selectmen thereof, seven days at least before said election, to be used thereat.

First meeting for choice of town officers.

SECTION 7. Any justice of the peace within and for the county of Middlesex, may issue his warrant directed to any inhabitant of the town of Maynard, requiring him to notify and warn the inhabitants thereof qualified to vote in town affairs, to meet at the time and place therein appointed, for the purpose of choosing all such town officers as towns are by law authorized and required to choose at their annual meetings, and said warrant shall be served by posting up copies thereof, all attested by the person to whom the same is directed, in five public places in the said town of Maynard, seven days at least before such time of meeting. Such justice, or in his absence, such inhabitant required to notify the meeting, shall preside until the choice of moderator in said meeting. The selectmen of the towns of Stow and Sudbury shall respectively prepare a list of persons qualified to vote at said meeting, and shall deliver the same to the person presiding at such meeting before the choice of moderator thereof.

SECTION 8. This act shall take effect upon its passage.

*Approved April 19, 1871.*