

Preserve and return to Secretary of State

State of Rhode Island and Providence Plantations.

IN GENERAL ASSEMBLY, JANUARY SESSION, A. D. 1871.

Chapter 899

An Act setting off a portion of Smithfield to Woonsocket, and dividing the remainder into three towns. *Paper March 8. 1871*

It is enacted by the General Assembly as follows:

SECTION 1. All that portion of the town of Smithfield lying and being within the following boundaries, that is to say, beginning at a point on the southerly line of said town of Smithfield, where the Douglas Pike (so called) crosses said line in or over the Wenscott Reservoir; thence running easterly with and on said town line to the centre of the Blackstone River, being the southeasterly corner of said town of Smithfield; thence running with the centre of said Blackstone River, being the easterly boundary of said town to a point in the centre of said river opposite the centre of the mouth of the Crook Fall River; thence running by and with the centre of said Crook Fall River to a point where the road leading from the Providence and Worcester road (so called) past the house of Ephraim Sayles crosses the said Crook Fall River; thence running southerly on a straight line to the place of beginning, is hereby incorporated into a township by the name of ~~Smithfield~~ *Lincoln*; and the inhabitants thereof shall have and enjoy the like benefits, liberties, privileges and immunities, and be subject to like duties and responsibilities, as the other towns in this State generally enjoy and are subject to.

*Borough of Woonsocket
Lincoln*

SEC. 2. All persons liable to pay taxes in said town of ~~Smithfield~~ *Lincoln*, shall be holden to pay to the collectors of the town of Smithfield all arrears of taxes legally assessed on them in said Smithfield before the passage of this act.

of Taxes

SEC. 3. The said town of ~~Smithfield~~ *Lincoln* shall and may send to the General Assembly two Representatives, until the next reëpportionment of representatives by the General Assembly.

Representatives

SEC. 4. There shall be drawn in the town of ~~Smithfield~~ *Lincoln* for the Supreme Court, when holden in the county of Providence, and for the Court of Common Pleas in said county, one grand and four petit jurors.

jurors

SEC. 5. The said town of ~~Smithfield~~ *Lincoln*, for the purposes of representation in the General Assembly of this State, shall be considered a town on and after the first Wednesday in April next; and shall be considered a town for all purposes whatsoever, on and after the first Monday in June next.

town considered a town

SEC. 6. The trial justice in the third voting district in the town of Smithfield, as at present organized, is hereby empowered to issue his warrant to any officer or other person whom he may appoint, to warn the qualified voters of the town of ~~Smithfield~~ *Lincoln* to meet for the purposes required by law and the provisions of this act, on the first Wednesday in April next; on the first Monday in June next, and on the second Tuesday in June next.

first town meeting

SEC. 7. The annual election of Town Clerk, Council, Treasurer and Justices of the Peace for said town of ~~Smithfield~~ *Lincoln*, shall be held on the first Monday in June. The annual town

Election of town officers

3 meeting for the purpose of ordering a town tax, school and highway tax, and for the transac-
 4 tion of such other business as may legally come before said meeting, shall be held on the
 5 second Tuesday in June.

First meeting of Town Council
 SEC. 8. The Town Council of said town of ~~Smithfield~~ ^{Lynch} shall, at their first meeting next after
 2 their annual election, choose and elect so many town officers as by the laws of the State are
 3 or shall be required, excepting such as by this act are directed to be otherwise elected.

Justices of Peace
 SEC. 9. The Town Council of said town of ~~Smithfield~~ ^{Lynch} elected as herein provided, shall, at
 2 some meeting previous to the annual election, determine the number of justices of the peace
 3 to be elected by the people. Whenever any vacancy occurs in any of the officers of or in
 4 said town of ~~Smithfield~~ ^{Lynch} that are filled by the electors of said town at the annual election, the
 5 Town Council shall order a new election, and such election shall be notified and conducted
 6 according to law and the provisions herein contained.

List of residents to be made
 SEC. 10. The Town Council of the town of Smithfield shall make out a correct alpha-
 2 betical list of all persons resident in said town of ~~Smithfield~~ ^{Lynch} entitled to vote in said town under
 3 article second, section first, of the Constitution of this State, and a list of all persons entitled
 4 to vote by registry, and the payment of registry and other taxes, or by the performance of
 5 military duty; and shall cause the said list to be certified and delivered to the trial justice in
 6 and for the third voting district in said Smithfield, to be by him delivered to the Moderator
 7 who shall preside at the first meeting of the electors of the said town of ~~Smithfield~~ ^{Lynch}. Said
 8 Council shall also cause a corrected list of all persons entitled to vote as aforesaid, to
 9 be certified and delivered to the said justice, to be by him delivered to the Moderator who
 10 shall preside at the meeting of said electors on the first Monday in June next.

Boundary of town of Slater
 SEC. 11. All that part of the town of Smithfield lying and being within the following
 2 limits, to wit: beginning at a point on the State line between the States of Rhode Island and
 3 Massachusetts, being the point where the towns of Uxbridge, in Massachusetts, and Smith-
 4 field and Burrillville, in Rhode Island, meet, and are bounded, it being the northwest corner
 5 of the town of Smithfield; thence running southerly, on and with the west line of said town of
 6 Smithfield to a point being the northeast corner of the town of Glocester, where the northerly
 7 line of said Glocester and the southerly line of the town of Burrillville meet the westerly line
 8 of said Smithfield; thence running easterly to a point where the road leading from the Provi-
 9 dence and Worcester road, (so called,) by the house of Ephraim Sayles, crosses the Crook Fall
 10 River, near the house of Simon Newell; thence with said Crook Fall River, and the centre there-
 11 of, to a point being the centre of the mouth of said Crook Fall River, and the centre of the Black-
 12 stone River; thence in a straight line westerly to a point on the southerly line of the Providence
 13 and Worcester road, (so called,) at the Booth pond, (so called); thence with the southerly
 14 line of said road, excluding said road, to a point on the same, where the road leading from
 15 Woonsocket Falls Village to the Union Village enters said road, a little northerly of the
 16 Friends' Meeting house; thence northerly in a straight line towards the easterly corner of
 17 the covered bridge, near the Blackstone Manufacturing Company's mill, until a point is reach-
 18 ed due west from the centre of the dam of an ancient grist-mill; thence running due east to
 19 the centre of the Blackstone river; thence running with said river on the present town line
 20 of Smithfield, to the State line, it being the northeast corner of the town of Smithfield; thence
 21 running westerly on and with the northerly line of said town of Smithfield to the place of be-
 22 ginning, is hereby set off and incorporated into the township by the name of Slater; and the
 23 inhabitants thereof shall have and enjoy the like benefits, privileges and immunities, and be
 24 subject to like duties and responsibilities as the other towns in this State generally enjoy and
 25 and are subject to.

SEC. 12. All persons liable to pay taxes in said town of Slater, shall be holden to pay to
 2 the collectors of the town of Smithfield all arrears of taxes legally assessed on them, in said
 3 Smithfield, before the passage of this act. *of taxes*

SEC. 13. The said town of Slater may, and shall send to the General Assembly, two repre-
 2 sentatives, until the next reäpportionment of Representatives by the State. *Representatives to Assembly*

SEC. 14. There shall be drawn in the town of Slater, for the supreme court, when holden
 2 in the county of Providence, and for the court of common pleas, in said county, one grand and
 3 two petit jurors. *of Jurors*

SEC. 15. The said town of Slater for the purposes of representation in the General As-
 2 sembly of this State, shall be considered a town on and after the first Wednesday in April
 3 next; and shall be considered a town for all purposes whatsoever, on and after the first Mon-
 4 day in June next. *When considered a town*

SEC. 16. *William H. Seagrave*
 2 The trial justice ~~in~~ and for the first voting district in the town of Smithfield, is
 3 hereby empowered to issue his warrant to any officer or other person whom he may appoint
 4 to warn the qualified electors of the town of Slater, to meet for the purposes required by law
 5 and the provisions of this act, on the first Wednesday in April next, and on the first Monday
 6 in June next. *first meeting of electors*

SEC. 17. The annual election of Town Clerk, Town Council, Treasurer, and Justices of
 2 the Peace, for said town of Slater, *shall be held on the first Monday in June* and for the transaction of other town business which may
 3 properly be presented, shall be held on the ~~first~~ *second* Monday in June. *Election of Town Officers*

SEC. 18. The town council of said town of Slater, shall, at its first meeting, next after the
 2 annual election of such town council, choose and elect so many town officers as by the laws
 3 of the State, are, or shall be, required, excepting such as are by this act directed to be other-
 4 wise elected. *of Officers elect by Town Council*

SEC. 19. The Town Council of said town of Slater, elected as herein provided, shall, at
 2 some meeting previous to the annual election, determine the number of justices of the peace
 3 to be elected by the people. Whenever any vacancy occurs in any of the offices of said town
 4 of Slater, that are filled by the electors of said town, at the annual election, the Town Council
 5 shall order a new election, and such election shall be notified and conducted according to law
 6 and the provisions herein contained. *of Justices of Peace*

SEC. 20. The town council of the town of Smithfield, shall make out a correct alpha-
 2 betical list of all persons resident in said town of Slater, entitled to vote in said town, under
 3 article second, section first, of the constitution of this State, and a list of all persons entitled
 4 to vote by registry, and the payment of registry or other taxes, or by the performance of
 5 military duty; and shall cause the said list to be certified and delivered to ~~the trial justice, in~~ *said William H. Seagrave*
 6 ~~and for the first voting district in said Smithfield,~~ to be by him delivered to the moderator who
 7 shall preside at the first meeting of the electors of the said town of Slater. Said Council shall
 8 also cause a corrected list of all persons entitled to vote as aforesaid, to be certified and de-
 9 livered to the said ~~justice~~ *Seagrave* to be by him delivered to the moderator who shall preside at the
 10 meeting of said electors, on the first Monday in June next. *List of Residents*

SEC. 21. The town of ~~Slater~~ *Lincoln* shall be liable for the support of all persons who now do,
 2 or who shall hereafter, stand in need of relief as paupers, whose settlement was gained by,
 3 or derived from a settlement within the limits of said town of ~~Slater~~ *Lincoln* as described by this act.
 4 And the town of Slater shall be in like case or cases, equally liable for the support of persons
 5 needing relief as paupers, whose settlement was gained by, or derived from a settlement with-
 6 in its limits, as described by this act. *of Paupers*

SEC. 22. The indebtedness of the town of Smithfield, as at present defined, shall be
 2 apportioned between and paid by the towns of ~~Smithfield~~ Smithfield and Slater, as organized by this act,
 3 and the territory herein set off and annexed to the town of Woonsocket, in proportion to the
 4 ratable property in said towns and territory, according to the last assessment in and by the
 5 town of Smithfield as at present organized. The town of Slater shall be, and is hereby em-
 6 powered to assess upon the persons and estates in the territory hereby set off and annexed,
 7 and collect the ratable proportion of the debt of the town of Smithfield, which said annexed
 8 territory would be liable to pay if it had remained as a part of the town of Slater, and the
 9 money arising therefrom shall pay over as a part of the sum provided for the payment of
 10 the indebtedness of said town of Smithfield; and in case said town and territory aforesaid,
 11 shall not agree in respect to the division, apportionment and payment of said indebtedness,
 12 the court of common pleas for the county of Providence, shall, upon the petition of either
 13 town, appoint three competent and disinterested persons to hear the parties and make award
 14 therein; and their award, or that of any two of them, accepted by the Court aforesaid, shall
 15 be final.

SEC. 23. The books of records and papers of the town of Smithfield, shall be and remain
 2 in the custody of the town of ~~Smithfield~~ ^{Lincoln} but the inhabitants of the town of Smithfield, and of
 3 the town of Slater, shall at all times have access to the same, in like manner, and under like
 4 conditions as if the town of Smithfield had not been divided. The Town Clerk of the town
 5 of Smithfield shall, as soon as may be, after the passage of this act, cause so much of the said
 6 records as relates to lands in the town of Smithfield, as the same shall be bounded, after the
 7 passage of this act; and so much as relates to lands in the town of Slater, as have been made
 8 since the year 1850, to be transcribed and copied for the use of the said towns respectively,
 9 the expense thereof to be charged to the said town of Smithfield, as at present organized.
 10 And such transcripts or copies shall have all and the same validity as the original record.

SEC. 24. Said towns of Smithfield and Slater shall provide books for the registry of land
 2 titles, and such other records as are and may be required by the laws of this State, to be kept
 3 by the several towns therein.

SEC. 25. The town and other officers shall continue to exercise their several offices in
 2 the towns of Smithfield and Slater, so far as pertains to town affairs, until the election of
 3 officers in the towns of ~~Smithfield~~ ^{Lincoln} and Slater, and until their successors be qualified to act.

SEC. 26. The school commissioner shall apportion the school money in the towns of
 2 Smithfield and Slater, in accordance with the last census taken by the authority of the United
 3 States in the town of Smithfield, and published, to be divided as follows: The School Com-
 4 mittee of the town of Smithfield shall cause the census to be taken prior to the first day of
 5 June next, in the towns of Smithfield and Slater, of all children under fifteen years of age,
 6 and report the number of said children in each town to the said commissioner; and he shall
 7 distribute the school money to each town in ratio to the number of children in each town,
 8 to the apportionment made to the towns of ~~Smithfield~~ ^{Lincoln} and Slater under the last census, under which
 9 apportionment has been made.

SEC. 27. The Town Councils of the said towns of ~~Smithfield~~ ^{Lincoln} and Slater may each
 2 remove all officers by them respectively appointed, for misconduct or incapacity, at any reg-
 3 ular meeting of said Councils.

SEC. 28. All that portion of the town of Smithfield lying northerly and easterly of a
 2 line commencing at a point in the centre of the Blackstone River, directly opposite the
 3 mouth of Crook Fall River; thence running northwesterly in a direct line to the southerly

Debt of Smithfield

Apportionment of

Books of Records

Registers of Land titles

Officers of town affairs

School money

Removal of Officers

Parties annexed to Woonsocket

4 line, and including it, of the Providence and Worcester road, (so called,) at the Booth pond
 5 (so called); thence running on and with the southerly line of said Providence and Worcester
 6 road, and including said road, to a point where the road leading from Woonsocket Falls
 7 village to the Union village, enters said Providence and Worcester road near the Friends'
 8 Meeting House; thence in a direct line northerly towards the easterly corner of the covered
 9 bridge, near the Blackstone Manufacturing Company's mill, until the line reaches a point
 10 due west from the centre of the dam, by what was an ancient grist mill; thence running
 11 due east to the centre of the Blackstone river, is hereby set off from said town of Smith-
 12 field, and annexed to the town of Woonsocket, and the portion so set off and annexed is
 13 hereby declared to be within the limits and jurisdiction of said town of Woonsocket, for all
 14 purposes except as herein provided; and the inhabitants of the said portion so set off and
 15 annexed shall have and enjoy all the rights, privileges and immunities, and be subject to all
 17 the duties and liabilities which the inhabitants of said town of Woonsocket have and enjoy,
 18 and to which they are subject.

Boundary
1

SEC. 29. The town of Woonsocket shall be liable for the support of all persons
 2 who now do, or who shall hereafter stand in need of relief as paupers, whose settlement
 3 was gained by or derived from a settlement within the limits of the portion of the said town
 4 of Smithfield hereby set off and annexed.

of Paupers

SEC. 30. All persons and estates in said portion of said town of Smithfield so an-
 2 nexed, shall be holden to pay to the town of Smithfield all arrears of taxes legally assessed
 3 therein, prior to the passage of this act, in the same manner as if this act had not been passed.

of Taxes

SEC. 31. All the books of records of said town of Smithfield shall be the property and
 2 remain in the custody of the town of *Edingbury*, incorporated by this act; but the in-
 3 habitants of the portion of Smithfield set off and annexed as aforesaid, shall have the same
 4 right of access to the same, as if this act had not been passed; and the Town Clerk of the
 5 town of Smithfield, shall, as soon as may be after the passage of this act, cause so much of
 6 said records as relates to land in said portion so set off and annexed as have been made since
 7 the year 1850, to be transcribed and copied for the use of said town of Woonsocket, the ex-
 8 pense whereof shall be paid by said town of Woonsocket; and said transcripts and copies
 9 shall be deposited in the office of the town clerk, in said town of Woonsocket, and certified
 10 copies thereof shall have the same validity as certified copies from the original record.

Books of
Woonsocket

Land titles

SEC. 32. The school commissioner shall apportion the school money for said town of
 2 Smithfield, and the portion of said town hereby set off and annexed, as aforesaid, in accord-
 3 ance with the last census taken by the authority of the United States, in the said town of
 4 Smithfield, under which an apportionment has been made to be divided as follows: the school
 5 committee of the said town of Smithfield, shall cause a census to be taken prior to the first
 6 day of June, A. D. 1871, of all the children under the age of fifteen years in said Smithfield,
 7 and in the portion of said town hereby set off and annexed, and shall report the same to said
 8 school commissioner, and he shall distribute said school money to said town of Smithfield, as
 9 hereinbefore provided, and to the said town of Woonsocket, in ratio to the number of children
 10 in said town of Smithfield as at present organized, exclusive of the portion hereby set off and
 11 annexed, and in said portion so set off and annexed, to the apportionment made to the town
 12 of Smithfield under the last census under which an apportionment has been made, until the
 13 publication of the census taken under the authority of the United States, in the year A. D.
 14 1870. The towns of Smithfield and Woonsocket shall pay in equal proportions the expense
 15 of taking said census.

School
money

Apportionment
of

SEC. 33. The said town of Smithfield shall assume and remain holden for all debts and
 2 other liabilities of said town, arising out of any contract made by said town prior to the pas-
 3 sage of this act; and for all claims hereafter arising in consequence of anything done, or omit-
 4 ted to be done, by said town prior to the passage of this act; and the town of Woonsocket, as
 5 at present constituted, shall pay to the town of Smithfield, as at present constituted, on or
 6 before the first day of May, A. D. 1871, the sum of seven thousand five hundred dollars.

SEC. 34. Except as provided in section 33 of this act, all rights and remedies of
 2 every kind or nature, which said town of Smithfield had or was entitled to, in any wise grow-
 3 ing out of or pertaining to that portion of said town, set off and annexed as aforesaid,
 4 shall belong and appertain to said town of Woonsocket, and except as provided in said sec-
 5 tion 33, all the obligations, duties, and liabilities which said town of Smithfield is now under
 6 or in any way subject to, rising out of, or pertaining to the portion set off and annexed, are
 7 hereby imposed upon, and shall be assumed by the town of Woonsocket, in the same manner
 8 and to the same extent as said town of Smithfield would have been liable therefor if this act
 9 had not been passed; and all suits and proceedings in relation thereto, shall be brought by
 10 and against said town of Woonsocket.

SEC. 35. All proceedings, civil and criminal, commenced or pending prior to the passage
 2 of this act, before the Trial Justice in said portion set off and annexed as aforeiaid, shall re-
 3 main within the jurisdiction of said Justice, who is hereby authorized to proceed to final
 4 judgment and execution therein, as if this act had not been passed.

SEC. 36. All proceedings commenced or pending, prior to the passage of this
 2 act, before the Court of Probate of the town of Smithfield, arising from, or within said
 3 portion set off and annexed as aforesaid, shall remain within the jurisdiction of said Court
 4 of Probate of the town of Smithfield, which said Court is hereby authorized to proceed upon
 5 said matters as if this act had not been passed.

SEC. 37. Except as provided in sections 35 & 36 of this act, the town and other officers of
 2 the town elected by said town of Smithfield, shall continue to exercise their several offices in
 3 said portion set off and annexed as aforesaid, so far as relates to town business, until the
 4 next annual election in the town of Woonsocket, and until the officers elected at such
 5 election shall be qualified to act.

SEC. 38. The Court of Magistrates of Woonsocket shall, from and after the passage of
 2 this act, have exclusive jurisdiction (except as provided in section 36 of this act,) within the
 3 limits of said portion set off and annexed as aforesaid, in all civil actions and criminal cases
 4 and proceedings whatsoever, jurisdiction over which is, or may have been given by law to the
 5 trial justice residing in said portion set off and annexed as aforesaid.

SEC. 39. From and after the passage of this act, the valuation of the town of Smithfield
 2 as it then remains, as a basis of the State tax provided by Chapter 749 of the Statutes, shall
 3 be \$1,762,443. dollars, and the valuation of Woonsocket
 4 for the purpose aforesaid, shall be \$6,208,682. dollars;
 5 the valuation of the town of ~~Smithfield~~ ^{Lincoln} for the purpose aforesaid shall be
 6 \$21,406,107. dollars; and the valuation of the town of Slater for the
 7 purpose aforesaid shall be \$1,762,443 dollars.

SEC. 40. The Town Clerk of said town of Smithfield shall, on or before the ~~third~~
 2 day of ~~April~~ ^{April}, A. D. 1871, transmit to the Town Clerk of said town of Woonsocket, a
 3 certified list of all persons residing in said portion set off and annexed as aforesaid, who
 4 would have been qualified to vote in said Smithfield on the ~~Fifth~~ ^{Fifth} day of ~~April~~ ^{April}.
 5 D. 1871, upon any proposition to impose a tax on or for the expenditure of money in said

Town
debts

Right and
remedies

Proceedings
pending

Same

Officers
to exercise
duties

Court of
Magistrates
Woonsocket

Valuation
of the three
towns

List of
residents in
portion set off
to Woonsocket

6 Smithfield, had this act not been passed. And, also, a certified list of all persons residing
 7 therein, who might have been qualified to vote for general officers on said *fifth* day of
 8 *April* A. D. 1871, had not this act been passed.

farm
field
 SEC. 41. The town farm, town house, furniture, stock and tools now the property of the
 2 town of Smithfield, shall be and remain the property of the town of Smithfield, as the same
 3 shall be bounded after the passage of this act.

rights to
in and
acres
 SEC. 42. On or before the second Monday in June next, the town of Smithfield as at
 2 present organized, shall pay to the town of Slater incorporated by this act, the sum of five
 3 thousand dollars: and on or before the second day of June next, shall pay to the town of
 4 ~~Lincoln~~ *Lincoln* incorporated by this act, the sum of two thousand five hundred dollars.

field
Bernon
 SEC. 43. The bridewell in the village of Bernon, the property of the town of Smith-
 2 field, shall be and remain the property of the town of Woonsocket.

in
in
 SEC. 44. The poor in the asylum of the town of Smithfield, shall be taken care of by
 2 the town of Smithfield, until the towns of ~~Lincoln~~ *Lincoln* and Slater, shall respectively have
 3 reasonable time to provide for such as they may be legally liable to take charge of said town of
 4 Smithfield to be paid the actual amount expended in keeping said paupers.

lines
and
bound
 SEC. 45. Charles Moies, Job Shaw, Arlon Mowry and Cyrus Arnold, are hereby appoint-
 2 ed a committee to run the lines and set up stone bounds between the several towns named in
 3 this act, and to apportion equitably the expense thereof between said towns, which said
 4 towns shall be holden to pay.

SEC. 46. Charles Moies, Latimer W. Ballou and Bradbury C. Hill, are hereby appoint-
 2 ed a committee to adjust equitably the proportion of any of the debt of the town of Woon-
 3 socket, which the portion hereby set off and annexed of, and from Smithfield, should assume
 4 and pay, and their report, or that of any two of them, shall be final. *apportionment*
of debt

SEC. 47. All appropriations made by the town of Smithfield prior to the passage of this
 3 act, shall be paid, and expended in the same manner, and upon and for the same territory as
 4 though this act had not been passed. *same*

SEC. 48. The town of Smithfield as bounded and organized after the passage of this
 2 act, may and shall send to the General Assembly one representative until the next re-
 3 apportionment of representatives by the State. *Representative*

SEC. 49. There shall be drawn in the town of Smithfield as constituted after the pass-
 2 age of of this act, for the Supreme Court, when holden in the County of Providence, and
 3 for the Court of Common Pleas, in said County, one grand, and two petit jurors. *Jurors in*
Smithfield

SEC. 50. The town of ~~Lincoln~~ *Lincoln* shall be divided into two voting districts. *Two voting*
 2 Voting district number one shall comprise all the territory in said town, which is now voting *districts in*
 3 district number three in the present town of Smithfield. Voting district number two shall *Lincoln*
 5 consist of all the remaining territory in said town of ~~Lincoln~~ *Lincoln*

SEC. 51. All business commenced, or pending before the Court of Probate of the town
 2 of Smithfield, as at present organized, which shall be and remain unfinished on the second *Probate*
 3 Tuesday in June next, shall be transferred to, and proceeded with and concluded by the Town *Council*
 4 Council of the town of ~~Lincoln~~ *Lincoln*, in like manner, and with the same effect as the same *unfinished*
 5 would and might have been proceeded with, and concluded by the Court of Probate of Smith-
 6 field, if this act had not been passed and the records thereof, shall be made and kept in
 7 the books of the town of Smithfield as at present organized.

SEC. 52. The town of Woonsocket as constituted by this act, may and shall send to the
 2 General Assembly three Representatives until the next reapportionment of Representatives *Woonsocket to*
 3 by the State. *have their*
Representatives

Sec. 53. All acts and parts of acts inconsistent herewith
 are hereby repealed.

the said

to sitting off a
portion of the
to divide the
new of said town
into three towns.

Received

for the

the said

the said

the said

the said

the said

Chapter 899.

State of Rhode Island and Providence Plantations.

IN GENERAL ASSEMBLY, JANUARY SESSION, A. D. 1871.

An Act setting off a portion of Smithfield to Woonsocket, and dividing the remainder into three towns.

It is enacted by the General Assembly as follows:

SECTION 1. All that portion of the town of Smithfield lying and being within the following boundaries, that is to say, beginning at a point on the southerly line of said town of Smithfield, where the Douglas Pike (so called) crosses said line in or over the Wenscott Reservoir; thence running easterly with and on said town line to the centre of the Blackstone River, being the southeasterly corner of said town of Smithfield; thence running with the centre of said Blackstone River, being the easterly boundary of said town to a point in the centre of said river opposite the centre of the mouth of the Crook Fall River; thence running by and with the centre of said Crook Fall River to a point where the road leading from the Providence and Worcester road (so called) past the house of Ephraim Sayles crosses the said Crook Fall River; thence running southerly on a straight line to the place of beginning, is hereby incorporated into a township by the name of *Lincoln*; and the inhabitants thereof shall have and enjoy the like benefits, liberties, privileges and immunities, and be subject to like duties and responsibilities, as the other towns in this State generally enjoy and are subject to.

SEC. 2. All persons liable to pay taxes in said town of *Lincoln*, shall be holden to pay to the collectors of the town of Smithfield all arrears of taxes legally assessed on them in said Smithfield before the passage of this act.

SEC. 3. The said town of *Lincoln* shall and may send to the General Assembly two Representatives, until the next reäpportionment of representatives by the General Assembly.

SEC. 4. There shall be drawn in the town of *Lincoln* for the Supreme Court, when holden in the county of Providence, and for the Court of Common Pleas in said county, one grand and four petit jurors.

SEC. 5. The said town of *Lincoln*, for the purposes of representation in the General Assembly of this State, shall be considered a town on and after the first Wednesday in April next; and shall be considered a town for all purposes whatsoever, on and after the first Monday in June next.

SEC. 6. The trial justice in the third voting district in the town of Smithfield, as at present organized, is hereby empowered to issue his warrant to any officer or other person whom he may appoint, to warn the qualified voters of the town of *Lincoln* to meet for the purposes required by law and the provisions of this act, on the first Wednesday in April next; on the first Monday in June next, and on the second Tuesday in June next.

SEC. 7. The annual election of Town Clerk, Council, Treasurer and Justices of the Peace for said town of *Lincoln*, shall be held on the first Monday in June. The annual town

3 meeting for the purpose of ordering a town tax, school and highway tax, and for the transac-
 4 tion of such other business as may legally come before said meeting, shall be held on the
 5 second Tuesday in June.

SEC. 8. The Town Council of said town of *Lincoln* shall, at their first meeting next after
 2 their annual election, choose and elect so many town officers as by the laws of the State are
 3 or shall be required, excepting such as by this act are directed to be otherwise elected.

SEC. 9. The Town Council of said town of *Lincoln* elected as herein provided, shall, at
 2 some meeting previous to the annual election, determine the number of justices of the peace
 3 to be elected by the people. Whenever any vacancy occurs in any of the officers of or in
 4 said town of *Lincoln* that are filled by the electors of said town at the annual election, the
 5 Town Council shall order a new election, and such election shall be notified and conducted
 6 according to law and the provisions herein contained.

SEC. 10. The Town Council of the town of Smithfield shall make out a correct alpha-
 2 betical list of all persons resident in said town of *Lincoln* entitled to vote in said town under
 3 article second, section first, of the Constitution of this State, and a list of all persons entitled
 4 to vote by registry, and the payment of registry and other taxes, or by the performance of
 5 military duty; and shall cause the said list to be certified and delivered to the trial justice in
 6 and for the third voting district in said Smithfield, to be by him delivered to the Moderator
 7 who shall preside at the first meeting of the electors of the said town of *Lincoln*. Said
 8 Council shall also cause a corrected list of all persons entitled to vote as aforesaid, to
 9 be certified and delivered to the said justice, to be by him delivered to the Moderator who
 10 shall preside at the meeting of said electors on the first Monday in June next.

SEC. 11. All that part of the town of Smithfield lying and being within the following
 2 limits, to wit: beginning at a point on the State line between the States of Rhode Island and
 3 Massachusetts, being the point where the towns of Uxbridge, in Massachusetts, and Smith-
 4 field and Burrillville, in Rhode Island, meet, and are bounded, it being the northwest corner
 5 of the town of Smithfield; thence running southerly, on and with the west line of said town of
 6 Smithfield to a point being the northeast corner of the town of Glocester, where the northerly
 7 line of said Glocester and the southerly line of the town of Burrillville meet the westerly line
 8 of said Smithfield; thence running easterly to a point where the road leading from the Provi-
 9 dence and Worcester road, (so called,) by the house of Ephraim Sayles, crosses the Crook Fall
 10 River, near the house of Simon Newell; thence with said Crook Fall River, and the centre there-
 11 of, to a point being the centre of the mouth of said Crook Fall River, and the centre of the Black-
 12 stone River; thence in a straight line westerly to a point on the southerly line of the Providence
 13 and Worcester road, (so called,) at the Booth pond, (so called); thence with the southerly
 14 line of said road, excluding said road, to a point on the same, where the road leading from
 15 Woonsocket Falls Village to the Union Village enters said road, a little northerly of the
 16 Friends' Meeting house; thence northerly in a straight line towards the easterly corner of
 17 the covered bridge, near the Blackstone Manufacturing Company's mill, until a point is reach-
 18 ed due west from the centre of the dam of an ancient grist-mill; thence running due east to
 19 the centre of the Blackstone river; thence running with said river on the present town line
 20 of Smithfield, to the State line, it being the northeast corner of the town of Smithfield; thence
 21 running westerly on and with the northerly line of said town of Smithfield to the place of be-
 22 ginning, is hereby set off and incorporated into the township by the name of Slater; and the
 23 inhabitants thereof shall have and enjoy the like benefits, privileges and immunities, and be
 24 subject to like duties and responsibilities as the other towns in this State generally enjoy and
 25 ~~and~~ are subject to.

SEC. 12. All persons liable to pay taxes in said town of Slater, shall be holden to pay to
 2 the collectors of the town of Smithfield all arrears of taxes legally assessed on them, in said
 3 Smithfield, before the passage of this act.

SEC. 13. The said town of Slater may, and shall send to the General Assembly, two repre-
 2 sentatives, until the next reäpportionment of Representatives by the State.

SEC. 14. There shall be drawn in the town of Slater, for the supreme court, when holden
 2 in the county of Providence, and for the court of common pleas, in said county, one grand and
 3 two petit jurors.

SEC. 15. The said town of Slater for the purposes of representation in the General As-
 2 sembly of this State, shall be considered a town on and after the first Wednesday in April
 3 next; and shall be considered a town for all purposes whatsoever, on and after the first Mon-
 4 day in June next.

SEC. 16. ^{William H. Seagrave}
 2 ~~The trial justice in and for the first voting district in the town of Smithfield,~~ is
 3 hereby empowered to issue his warrant to any officer or other person whom he may appoint
 4 to warn the qualified electors of the town of Slater, to meet for the purposes required by law
 5 and the provisions of this act, on the first Wednesday in April next, and on the first Monday
 6 in June next.

SEC. 17. The annual election of Town Clerk, Town Council, Treasurer, and Justices of
 2 the Peace, for said town of Slater, ^{shall be held on the first Monday in June} and for the transaction of other town business which may
 3 properly be presented, shall be held on the ~~first~~ ^{second} Monday in June.

SEC. 18. The town council of said town of Slater, shall, at its first meeting, next after the
 2 annual election of such town council, choose and elect so many town officers as by the laws
 3 of the State, are, or shall be, required, excepting such as are by this act directed to be other-
 4 wise elected.

SEC. 19. The Town Council of said town of Slater, elected as herein provided, shall, at
 2 some meeting previous to the annual election, determine the number of justices of the peace
 3 to be elected by the people. Whenever any vacancy occurs in any of the offices of said town
 4 of Slater, that are filled by the electors of said town, at the annual election, the Town Council
 5 shall order a new election, and such election shall be notified and conducted according to law
 6 and the provisions herein contained.

SEC. 20. The town council of the town of Smithfield, shall make out a correct alpha-
 2 betical list of all persons resident in said town of Slater, entitled to vote in said town, under
 3 article second, section first, of the constitution of this State, and a list of all persons entitled
 4 to vote by registry, and the payment of registry or other taxes, or by the performance of
 5 military duty; and shall cause the said list to be certified and delivered to ^{said William H. Seagrave} ~~the trial justice, in~~
 6 ~~and for the first voting district in said Smithfield,~~ to be by him delivered to the moderator who
 7 shall preside at the first meeting of the electors of the said town of Slater. Said Council shall
 8 also cause a corrected list of all persons entitled to vote as aforesaid, to be certified and de-
 9 livered to the ^{Seagrave} ~~said justice,~~ to be by him delivered to the moderator who shall preside at the
 10 meeting of said electors, on the first Monday in June next.

SEC. 21. The town of ~~Lincoln~~ shall be liable for the support of all persons who now do,
 2 or who shall hereafter, stand in need of relief as paupers, whose settlement was gained by,
 3 or derived from a settlement within the limits of said town of ~~Lincoln~~ as described by this act.
 4 And the town of Slater shall be in like case or cases, equally liable for the support of persons
 5 needing relief as paupers, whose settlement was gained by, or derived from a settlement with-
 6 in its limits, as described by this act.

SEC. 22. The indebtedness of the town of Smithfield, as at present defined, shall be
 2 apportioned between and paid by the towns of ^{Lincoln} Smithfield and Slater, as organized by this act,
 3 and the territory herein set off and annexed to the town of Woonsocket, in proportion to the
 4 ratable property in said towns and territory, according to the last assessment in and by the
 5 town of Smithfield as at present organized. The town of Slater shall be, and is hereby em-
 6 powered to assess upon the persons and estates in the territory hereby set off and annexed,
 7 and collect the ratable proportion of the debt of the town of Smithfield, which said annexed
 8 territory would be liable to pay if it had remained as a part of the town of Slater, and the
 9 money arising therefrom shall pay over as a part of the sum provided for the payment of
 10 the indebtedness of said town of Smithfield; and in case said town and territory aforesaid,
 11 shall not agree in respect to the division, apportionment and payment of said indebtedness,
 12 the court of common pleas for the county of Providence, shall, upon the petition of either
 13 town, appoint three competent and disinterested persons to hear the parties and make award
 14 therein; and their award, or that of any two of them, accepted by the Court aforesaid, shall
 15 be final.

SEC. 23. The books of records and papers of the town of Smithfield, shall be and remain
 2 in the custody of the town of ^{Lincoln} Smithfield, but the inhabitants of the town of Smithfield, and of
 3 the town of Slater, shall at all times have access to the same, in like manner, and under like
 4 conditions as if the town of Smithfield had not been divided. The Town Clerk of the town
 5 of Smithfield shall, as soon as may be, after the passage of this act, cause so much of the said
 6 records as relates to lands in the town of Smithfield, as the same shall be bounded, after the
 7 passage of this act; and so much as relates to lands in the town of Slater, as have been made
 8 since the year 1850, to be transcribed and copied for the use of the said towns respectively,
 9 the expense thereof to be charged to the said town of Smithfield, as at present organized.
 10 And such transcripts or copies shall have all and the same validity as the original record.

SEC. 24. Said towns of Smithfield and Slater shall provide books for the registry of land
 2 titles, and such other records as are and may be required by the laws of this State, to be kept
 3 by the several towns therein.

SEC. 25. The town and other officers shall continue to exercise their several offices in
 2 the towns of Smithfield and Slater, so far as pertains to town affairs, until the election of
 3 officers in the towns of ^{Lincoln} Smithfield and Slater, and until their successors ^{shall} be qualified to act.

^{Lincoln} SEC. 26. The school commissioner shall apportion the school money in the towns of
 2 Smithfield and Slater, in accordance with the last census taken by the authority of the United
 3 States in the town of Smithfield, and published, to be divided as follows: The School Com-
 4 mittee of the town of Smithfield shall cause the census to be taken prior to the first day of
 5 June next, in the towns of Smithfield and Slater, of all children under fifteen years of age,
 6 and report the number of said children in each town to the said commissioner; and he shall
 7 distribute the school money to each town in ratio to the number of children in each town,
 8 to the apportionment made to the towns of ^{Lincoln} Smithfield ^{and Slater} under the last census, under which
 9 apportionment has been made.

SEC. 27. The Town Councils of the said towns of ^{Lincoln} Smithfield and Slater may each
 2 remove all officers by them respectively appointed, for misconduct or incapacity, at any reg-
 3 ular meeting of said Councils.

SEC. 28. All that portion of the town of Smithfield lying northerly and easterly of a
 2 line commencing at a point in the centre of the Blackstone River, directly opposite the
 3 mouth of Crook Fall River; thence running northwesterly in a direct line to the southerly

4 line, and including it, of the Providence and Worcester road, (so called,) at the Booth pond
 5 (so called); thence running on and with the southerly line of said Providence and Worcester
 6 road, and including said road, to a point where the road leading from Woonsocket Falls
 7 village to the Union village, enters said Providence and Worcester road near the Friends'
 8 Meeting House; thence in a direct line northerly towards the easterly corner of the covered
 9 bridge, near the Blackstone Manufacturing Company's mill, until the line reaches a point
 10 due west from the centre of the dam, by what was an ancient grist mill; thence running
 11 due east to the centre of the Blackstone river, is hereby set off from said town of Smith-
 12 field, and annexed to the town of Woonsocket, and the portion so set off and annexed is
 13 hereby declared to be within the limits and jurisdiction of said town of Woonsocket, for all
 14 purposes except as herein provided; and the inhabitants of the said portion so set off and
 15 annexed shall have and enjoy all the rights, privileges and immunities, and be subject to all
 17 the duties and liabilities which the inhabitants of said town of Woonsocket have and enjoy,
 18 and to which they are subject.

SEC. 29. The town of Woonsocket shall be liable for the support of all persons
 2 who now do, or who shall hereafter stand in need of relief as paupers, whose settlement
 3 was gained by or derived from a settlement within the limits of the portion of the said town
 4 of Smithfield hereby set off and annexed.

SEC. 30. All persons and estates in said portion of said town of Smithfield so an-
 2 nexed, shall be holden to pay to the town of Smithfield all arrears of taxes legally assessed
 3 therein, prior to the passage of this act, in the same manner as if this act had not been passed.

SEC. 31. All the books of records of said town of Smithfield shall be the property and
 2 remain in the custody of the town of *Lincoln*, incorporated by this act; but the in-
 3 habitants of the portion of Smithfield set off and annexed as aforesaid, shall have the same
 4 right of access to the same, as if this act had not been passed; and the Town Clerk of the
 5 town of Smithfield, shall, as soon as may be after the passage of this act, cause so much of
 6 said records as relates to land in said portion so set off and annexed as have been made since
 7 the year 1850, to be transcribed and copied for the use of said town of Woonsocket, the ex-
 8 pense whereof shall be paid by said town of Woonsocket; and said transcripts and copies
 9 shall be deposited in the office of the town clerk, in said town of Woonsocket, and certified
 10 copies thereof shall have the same validity as certified copies from the original record.

SEC. 32. The school commissioner shall apportion the school money for said town of
 2 Smithfield, and the portion of said town hereby set off and annexed, as aforesaid, in accord-
 3 ance with the last census taken by the authority of the United States, in the said town of
 4 Smithfield, under which an apportionment has been made to be divided as follows: the school
 5 committee of the said town of Smithfield, shall cause a census to be taken prior to the first
 6 day of June, A. D. 1871, of all the children under the age of fifteen years in said Smithfield,
 7 and in the portion of said town hereby set off and annexed, and shall report the same to said
 8 school commissioner, and he shall distribute said school money to said town of Smithfield, as
 9 hereinbefore provided, and to the said town of Woonsocket, in ratio to the number of children
 10 in said town of Smithfield as at present organized, exclusive of the portion hereby set off and
 11 annexed, and in said portion so set off and annexed, to the apportionment made to the town
 12 of Smithfield under the last census under which an apportionment has been made, until the
 13 publication of the census taken under the authority of the United States, in the year A. D.
 14 1870. The towns of Smithfield and Woonsocket shall pay in equal proportions the expense
 15 of taking said census.

SEC. 33. The said town of Smithfield shall assume and remain holden for all debts and other liabilities of said town, arising out of any contract made by said town prior to the passage of this act; and for all claims hereafter arising in consequence of anything done, or omitted to be done, by said town prior to the passage of this act; and the town of Woonsocket, as at present constituted, shall pay to the town of Smithfield, as at present constituted, on or before the first day of May, A. D. 1871, the sum of seven thousand five hundred dollars.

SEC. 34. Except as provided in section 33 of this act, all rights and remedies of every kind or nature, which said town of Smithfield had or was entitled to, in any wise growing out of or pertaining to that portion of said town, set off and annexed as aforesaid, shall belong and appertain to said town of Woonsocket, and except as provided in said section 33, all the obligations, duties, and liabilities which said town of Smithfield is now under or in any way subject to, rising out of, or pertaining to the portion set off and annexed, are hereby imposed upon, and shall be assumed by the town of Woonsocket, in the same manner and to the same extent as said town of Smithfield would have been liable therefor if this act had not been passed; and all suits and proceedings in relation thereto, shall be brought by and against said town of Woonsocket.

SEC. 35. All proceedings, civil and criminal, commenced or pending prior to the passage of this act, before the Trial Justice in said portion set off and annexed as aforesaid, shall remain within the jurisdiction of said Justice, who is hereby authorized to proceed to final judgment and execution therein, as if this act had not been passed.

SEC. 36. All proceedings commenced or pending, prior to the passage of this act, before the Court of Probate of the town of Smithfield, arising from, or within said portion set off and annexed as aforesaid, shall remain within the jurisdiction of said Court of Probate of the town of Smithfield, which said Court is hereby authorized to proceed upon said matters as if this act had not been passed.

SEC. 37. Except as provided in sections 35 and 36 of this act, the town and other officers of the town elected by said town of Smithfield, shall continue to exercise their several offices in said portion set off and annexed as aforesaid, so far as relates to town business, until the next annual election in the town of Woonsocket, and until the officers elected at such election shall be qualified to act.

SEC. 38. The Court of Magistrates of Woonsocket shall, from and after the passage of this act, have exclusive jurisdiction (except as provided in section 35 of this act,) within the limits of said portion set off and annexed as aforesaid, in all civil actions and criminal cases and proceedings whatsoever, jurisdiction over which is, or may have been given by law to the trial justice residing in said portion set off and annexed as aforesaid.

SEC. 39. From and after the passage of this act, the valuation of the town of Smithfield as it then remains, as a basis of the State tax provided by Chapter 749 of the Statutes, shall be 1,762.443 dollars, and the valuation of Woonsocket for the purpose aforesaid, shall be 6,208.632 dollars; the valuation of the town of Lincoln for the purpose aforesaid shall be 4,406.107 dollars; and the valuation of the town of Slater for the purpose aforesaid shall be 1,762.443 dollars.

SEC. 40. The Town Clerk of said town of Smithfield shall, on or before the fourth day of April, A. D. 1871, transmit to the Town Clerk of said town of Woonsocket, a certified list of all persons residing in said portion set off and annexed as aforesaid, who would have been qualified to vote in said Smithfield on the fifth day of April A. D. 1871, upon any proposition to impose a tax on or for the expenditure of money in said

6 Smithfield, had this act not been passed. And, also, a certified list of all persons residing
 7 therein, who might have been qualified to vote for general officers on said *Fifth* day of
 8 *April* A. D. 1871, had not this act been passed.

SEC. 41. The town farm, town house, furniture, stock and tools now the property of the
 2 town of Smithfield, shall be and remain the property of the town of Smithfield, as the same
 3 shall be bounded after the passage of this act.

SEC. 42. On or before the second Monday in June next, the town of Smithfield as at
 2 present organized, shall pay to the town of Slater incorporated by this act, the sum of five
 3 thousand dollars: and on or before the second day of June next, shall pay to the town of
 4 *Lincoln* incorporated by this act, the sum of two thousand five hundred dollars.

SEC. 43. The bridewell in the village of Bernon, the property of the town of Smith-
 2 field, shall be and remain the property of the town of Woonsocket.

SEC. 44. The poor in the asylum of the town of Smithfield, shall be taken care of by
 2 the town of Smithfield, until the towns of *Lincoln* and Slater, shall respectively have
 3 reasonable time to provide for such as they may be legally liable to take charge of said town of
 4 Smithfield to be paid the actual amount expended in keeping said paupers.

SEC. 45. Charles Moies, Job Shaw, Arlon Mowry and Cyrus Arnold, are hereby appoint-
 2 ed a committee to run the lines and set up stone bounds between the several towns named in
 3 this act, and to apportion equitably the expense thereof between said towns, which said
 4 towns shall be holden to pay.

SEC. 46. Charles Moies, Latimer W. Ballou and Bradbury C. Hill, are hereby appoint-
 2 ed a committee to adjust equitably the proportion of any of the debt of the town of Woon-
 3 socket, which the portion hereby set off and annexed of, and from Smithfield, should assume
 4 and pay, and their report, or that of any two of them, shall be final.

SEC. 47. All appropriations made by the town of Smithfield prior to the passage of this
 3 act, shall be paid, and expended in the same manner, and upon and for the same territory as
 4 though this act had not been passed.

SEC. 48. The town of Smithfield as bounded and organized after the passage of this
 2 act, may and shall send to the General Assembly one representative until the next re-
 3 apportionment of representatives by the State.

SEC. 49. There shall be drawn in the town of Smithfield as constituted after the pass-
 2 age of of this act, for the Supreme Court, when holden in the County of Providence, and
 3 for the Court of Common Pleas, in said County, one grand, and two petit jurors.

SEC. 50. The town of *Lincoln* shall be divided into two voting districts.
 2 Voting district number one shall comprise all the territory in said town, which is now voting
 3 district number three in the present town of Smithfield. Voting district number two shall
 5 consist of all the remaining territory in said town of *Lincoln*

SEC. 51. All business commenced, or pending before the Court of Probate of the town
 2 of Smithfield, as at present organized, which shall be and remain unfinished on the second
 3 Tuesday in June next, shall be transferred to, and proceeded with and concluded by the Town
 4 Council of the town of *Lincoln*, in like manner, and with the same effect as the same
 5 would and might have been proceeded with, and concluded by the Court of Probate of Smith-
 6 field, if this act had not been passed; and the records thereof, shall be made and kept in
 7 the books of the town of Smithfield as at present organized.

SEC. 52. The town of Woonsocket as constituted by this act, may and shall send to the
 2 General Assembly three Representatives until the next reapportionment of Representatives
 3 by the State.

*Sec. 53. All acts and parts of acts inconsistent
 herewith are hereby repealed.*

In House of Representatives
March 8. 1871

In Senate March 8th 1871 Read and passed
Read and concurred, By order

By Order, John R. Baughman
Secretary Clerk

Division of Smithfield
copy for file

To the Hon. the General Assembly, at its January
Session, holden in Providence, January A.D. 1871.

Respectfully represent the undersigned citizens of
Smithfield, your petitioners, that it would be
advantageous to the inhabitants of said town to
have the same divided into three towns, and
they pray your honorable body so to divide
said town.

And as in duty bound will ever pray.

D. D. Buffum
Daniel N. Prime
Wm. S. Slater

Oscar A. Tobey
J. P. Chace
Geo. A. Kerst
Baylis Bourse

Petition of D. D. Buffum
and others for a division
of the town of Smithfield
into three towns —

HR Jan'y 30, 1871
Ref. to joint sp.
Com. on division
of town of Smithfield

Ans.
Am Senate Jan Feb 12 1871

Referred to the joint
select committee appointed
to consider the petition of
John L. Bennett et al.
L. M. D. H. L.

for sh. com.
Smithfield