

# MAINE STATE LEGISLATURE

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# PRIVATE ACTS

OF THE

# STATE OF MAINE,

PASSED BY THE

**FOURTH LEGISLATURE,**

AT ITS SESSION, HELD IN JANUARY, 1824.

PUBLISHED AGREEABLY TO THE RESOLVE OF THE 26<sup>TH</sup> JUNE, 1820.

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1824.

defend suits at law ; to have a common seal, and to change the same ; to make any by-laws for the management of their affairs, not repugnant to the laws of the State ; to take and hold for charitable and benevolent uses, any real estate to the value of three thousand dollars, and any personal estate to the value of five thousand dollars ; and to give and grant, or bargain and sell the same ; and with all the privileges usually granted to other societies instituted for purposes of charity and beneficence.

Powers and  
privileges.

Estate to be  
holden.

SECT. 2. *Be it further enacted*, That the first meeting of said corporation shall be held at such time and place, and notified in such manner, as a majority of the persons named in this act may direct: And the powers granted by this act, may be enlarged, restrained or repealed, at the pleasure of the Legislature.

First meeting.

[*This Act passed February 12, 1824.*]

### CHAPTER CCLXIII.

AN ACT to incorporate the proprietors of Kittery Point Bridge.

SECT. 1. *BE it enacted by the Senate and House of Representatives, in Legislature assembled*, That Stephen Merrill, William T. Gerrish, Richard Cutts, Caleb Eastman, Francis Raynes, Joseph Dame, Thomas Cutts, Darius Frisbee and John L. Laurence, with their associates, be, and they hereby are incorporated into a body politic by the name of the Proprietors of Kittery Point Bridge, and for the purpose of erecting and keeping in repair a bridge over Spruce Creek, with power to sue and be sued ; to have a common seal and to change the same at pleasure ; to make by-laws for the management of their affairs, not repugnant to the laws of this State, and may enjoy all the powers and privileges incident and belonging to similar corporations ; and may at any meeting, choose a Clerk, who shall be sworn to the faithful discharge of the duties of his office, and any other officers that they may deem necessary for

Persons  
incorporated.

Purposes.  
powers and  
privileges.

Officers to be  
chosen.

Manner of  
voting.

managing the business of said corporation, by a vote of a majority of the members present, allowing one vote to each share : *Provided* no proprietor shall be entitled to more than ten votes.

Corporation  
may erect  
bridge over  
Spruce Creek.

SECT. 2. *Be it further enacted*, That the said corporation be, and they are hereby fully authorized and empowered to erect a Bridge over Spruce Creek, any where between the old ferry way on the eastern side of the creek, and the mouth of said Spruce Creek, in the town of Kittery : and the right of building and maintaining a bridge across said Creek, is hereby fully granted to said corporation ; and the said Bridge shall be built of durable materials, and well covered with plank or timber suitable for such a bridge, with railing on each side for the safety of passengers.

Of what materials, &c.  
bridge to be  
built.

Draw.

SECT. 3. *Be it further enacted*, That a draw or hoist shall be constructed in said bridge of the width of twenty-three feet, for vessels to pass, and adjoining said draw ; and the said proprietors shall cause the said draw to be hoisted or opened for such vessels as may have occasion to pass through the same, free of expense and without unnecessary delay ; and the said bridge shall be so constructed that gondolas and boats may pass under said bridge at any time of tide with safety.

Wharf or pier.

SECT. 4. *Be it further enacted*, That, for the purpose of remunerating said proprietors, a toll be, and hereby is granted for the sole benefit of the said proprietors, according to the following rates, to wit : for each foot passenger, two cents ; for each person and horse, eight cents ; for each chaise, sleigh or other carriage of pleasure, drawn by one horse, twelve and half cents ; for each coach, chariot, phaeton, sleigh or other pleasure carriage, drawn by two horses, forty cents ; for each pleasure carriage drawn by more than two horses, fifty cents ; for each sled, sleigh, wagon or cart, or other carriage of burthen, drawn by one horse, ten cents ; for each cart, wagon, sled, sleigh or other carriage of burthen, drawn by two horses or oxen, fifteen cents ; and for each additional beast, three cents ;

Rates of toll  
established.

for neat cattle or horses, exclusive of those rode on, or in teams or carriages, three cents; for sheep or swine, one cent each; and to each team one person only shall be allowed to pass free of toll: *Provided*, That all persons belonging to the said town of Kittery, going to, or returning from public worship on the sabbath day, or going to, or returning from town meeting or training, shall be allowed to pass free of toll; and at all times when the toll gatherer does not attend his duty, the gate shall be set open; and the toll shall commence on the day of opening the bridge for passengers, and shall continue for the benefit of the said corporation, subject to be further regulated by the Legislature after thirty years from and after the passing of this act: *Provided*, That after twenty-five years the rates of toll established by this act, shall be liable to be altered by law; and the proprietors aforesaid, shall at all times keep at the place where the toll is collected, exposed to view, a sign, with the rates of toll legibly written thereon.

Exemptions  
from toll.

Limitation of  
toll.

Sign board to  
be erected  
with rates of  
toll written  
thereon.

SECT. 5. *Be it further enacted*, That unless said bridge shall be erected and finished within the space of five years from the passing of this act, then this grant shall be void.

Bridge to be  
built within  
five years.

SECT. 6. *Be it further enacted*, That any five of the before named proprietors, may, by posting up notifications in two or more public places in the town of Kittery, call a meeting of said proprietors to be holden at Kittery Point, at such convenient time and place as shall be mentioned in said notification, ten days at least before the time of said meeting.

First meeting.

[*This Act passed February 12, 1824.*]

## CHAPTER CCLXIV.

AN ACT respecting Fisheries in the waters of Vinalhaven.

SECT. 1. *BE it enacted by the Senate and House of Representatives, in Legislature assembled*, That it shall or may be lawful for the Selectmen of the town of Vinalhaven, in the county of Hancock, or