

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 26TH JUNE, 1820.



PORTLAND:

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1824.

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

Selectmen of a committee of the said town, chosen for that purpose, to cause a good and sufficient sluice-way to be made and kept in repair at the expense of said town, through the bark mill dam, now built on the stream leading from Fresh Pond to the northern harbor of the northern Fox Island in said town of Vinalhaven, for the purpose of allowing Shad and Alewives to have a free and easy passage through said dam or dams; and said sluice-way shall be kept open by the owner or occupant of said dam, for said Shad and Alewives to pass and repass, at such times as shall be designated by said town of Vinalhaven, at their annual meeting, or at any other legal meeting called for that purpose.

SECT. 2. *Be it further enacted*, That no person or persons shall be allowed to set any wares, nets or seines, in any of the waters of said northern harbor of northern Fox Island, nor shall they be allowed to take any Shad or Alewives, nor to fish for the same in any other place, except at the place called and known by the name of the bark mill dam, nor at that place except on such days and times, during the fishing season, as shall be designated by said Selectmen or committee.

Wares, nets, &c. not allowed in certain places and seasons.

Town of Vinalhaven may make by-laws respecting fishing.

SECT. 3. *Be it further enacted*, That it shall be lawful for the town of Vinalhaven to prescribe the mode, manner and right of taking the fish aforesaid in their said town, and to make such rules, regulations and by-laws respecting the same, not repugnant to the laws of the State, as to them may seem necessary for the purposes aforesaid.

Penalty for making or continuing obstructions.

SECT. 4. *Be it further enacted*, That any person or persons who shall make, erect or continue any obstruction in the waters aforesaid, contrary to the provisions of the first section of this act, shall forfeit and pay a fine not exceeding one hundred nor less than twenty-five dollars; and any person who shall take any fish against the provisions contained in the second section of this act, shall forfeit and pay for each Shad so taken, one dollar, and for each Alewife, twenty cents; said forfeitures to be recovered by action of debt, in the name of the in-

habitants of said town, in any Court of competent jurisdiction, to the use of said town of Vinalhaven.

SECT. 5. *Be it further enacted,* That it shall and may be lawful for the town of Vinalhaven aforesaid, to fix the price at which the fish above mentioned, legally taken in the waters aforesaid, shall be sold, and in what quantities, and at such times, and under such restrictions as may by said town, at any legal meeting thereof, be deemed expedient; and said town is hereby further authorized to sell or dispose of the privilege of taking fish in the waters aforesaid, under such regulations, and for such uses and benefits to said town, as may by the inhabitants thereof be deemed expedient.

Said town may also fix price for selling fish, &c. and may sell the right of fishing.

SECT. 6. *Be it further enacted,* That it shall be the duty of the Selectmen or Committe appointed by said town of Vinalhaven to prosecute for all breaches of this act, and for any one of them to seize and detain in their custody any net which may be found in the hands of any person using the same contrary to the true intent and meaning of this act, until the person so offending makes satisfaction for his offence, or is legally acquitted; and no person by reason of his being one of said committee, or an inhabitant of said town, shall be thereby disqualified from being a witness in any prosecution or suit for the breach of this act.

Prosecutions how made and supported for violation of these provisions.

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

CHAPTER CCLXV.

AN ACT to establish a Ministerial Fund in the Congregational Parish in the town of Sanford, in the county of York.

SECT. 1. *BE it enacted by the Senate and House of Representatives, in Legislature assembled,* That John Frost, 2d. Joseph Shaw, John Powers, John Frost, 3d. and Timothy Shaw, be, and they are hereby incorporated into a body politic by the name of the Trustees of the Ministerial Fund in the Congregational Parish in the town of Sanford, in the

Persons incorporated.