

MAINE STATE LEGISLATURE

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PRIVATE ACTS

OF THE

STATE OF MAINE,

PASSED BY THE

FIFTH LEGISLATURE

AT ITS SESSION, HELD IN JANUARY, 1825.

PUBLISHED AGREEABLY TO THE RESOLVE OF THE 28TH OF JUNE, 1820.

Portland :

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1825.

Gates to be left open when the toll gatherer shall not attend his duty.

Toll may be altered.

Bridge to be erected within a certain time.

First meeting by whom and how called.

Powers, &c. may be altered.

allowed as a driver, to pass free of toll; and all persons, who shall actually be on military duty, shall be permitted, with their baggage, to pass said bridge free of toll; and at all times, when the toll gatherer shall not attend his duty at said bridge, the gate or gates shall be left open; and the toll shall commence on the day of the first opening of said bridge for passengers, to be collected as shall be prescribed by said corporation: *Provided*, That the rates of toll established by this act, shall be liable at any time 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.

SECT. 4. *Be it further enacted*, That if the said corporation shall neglect or refuse, for the space of five years from the passing of this act to build and complete said bridge, then this act shall be void.

SECT. 5. *Be it further enacted*, That Joseph Holland and Joel Howard, or either of them, may call a meeting of said corporation, to be held at, or near said Canton Point, by posting notifications thereof in two public places in the town of Canton, seven days at least, before the time of said meeting.

SECT. 6. *Be it further enacted*, That the Legislature of this State, shall have power to grant any further powers, or alter or restrain the same, whenever the public good may require.

[*This Act passed February 23, 1825.*]

CHAPTER CCCXXXVII.

AN ACT for the preservation of fish in Piscataqua River.

SECT. 1. *BE it enacted by the Senate and House of Representatives, in Legislature assembled*, That, from and after the passing of this act, if any person or persons shall fish in the Piscataqua river, or any of the branches thereof, within this State, below the Portsmouth Bridge, with a seine or net more than twelve rods in length; or if any person or persons

Fishing prohibited in certain cases.

shall fish above said bridge, between said bridge and the Thompson's Pond Brook, so called, in the town of Elliot, with any seine whatever, for each and every such offence, he or they shall forfeit the sum of ten dollars, to be recovered in an action of debt, in any court of competent jurisdiction to try the same, one half to the person prosecuting therefor, and one half to the poor of the town, in which the offence shall have been committed. Penalty and how recovered.

SECT. 2. *Be it further enacted,* That if any person or persons, shall fish with any trap or set line, so called, in said river, or any of the branches thereof, within this State, he shall forfeit the sum of six dollars, and all the said lines and hooks of every description; to be recovered by complaint, before any Justice of the Peace, for the county of York, one half to the complainant, and one half to the poor of the town in which such offence shall have been committed.

SECT 3. *Be it further enacted,* That it shall be the duty of the selectmen of the towns of Kittery and Elliot, to appoint annually, two or more fish wardens in each of said towns, who shall each receive a certificate of their appointment, and who shall be severally sworn to the faithful discharge of their duty; and it shall be the duty of such wardens to see that the provisions of this act are carried into effect. Fish wardens to be appointed.

SECT. 4. *Be it further enacted,* That the term, during which the wardens first appointed under this act, shall hold their respective offices, shall be from the time of their appointment to the first Monday of May next; and all laws heretofore made respecting the fisheries in said river, are hereby repealed: *Provided however,* That this provision shall not be construed, so as to extend to "An Act for the preservation of alewives and other fish in Salmon Falls River," passed February ninth, in the year one thousand eight hundred and twenty four.

[*This Act passed February 23, 1825.*]