

# MAINE STATE LEGISLATURE

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# PRIVATE ACTS

OF THE

## STATE OF MAINE,

PASSED BY THE

### SIXTH LEGISLATURE,

AT ITS SESSION, HELD IN JANUARY, 1826.

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

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Portland.

PRINTED BY THOMAS TODD.....PRINTER TO THE STATE.

1826.

and holding real estate in mortgage or execution, to any amount as security for, or in payment of, any debts due to said corporation.

Certain provisions, contained in the Act incorporating Union Bank at Brunswick, to be considered part of this Act.

SECT. 3. *Be it further enacted,* That the rules, limitations, restrictions and provisions, contained in the third section of an Act to incorporate the Union Bank, passed the fifteenth day of February, in the year of our Lord one thousand eight hundred and twenty-five; together with all the provisions of the remaining sections of said Act, following said third section, excepting the fourth, be, and they hereby are made and constituted the fundamental articles and rules, by which said corporation shall be regulated and governed: And said corporation hereby created, shall, at all times, during the existence of their charter, be subject to all duties, liabilities and restrictions, as well as enjoy all the privileges and powers contained or granted in and by the several sections of the Act above described, incorporating the Union Bank at Brunswick, as fully and effectually as if the same provisions had been the subject of special enactment herein.

*[Approved by the Governor, March 4, 1826.]*

## CHAPTER CCCCXVII.

AN ACT to regulate the Alewife Fishery in Bristol.

Committee to be chosen annually; their duty.

SECT. 1. *BE it enacted by the Senate and House of Representatives, in Legislature assembled,* That the town of Bristol, in the county of Lincoln, shall, at their annual meeting in March or April for the choice of town officers, choose a Committee, not exceeding five, nor less than three in number, whose duty it shall be, to cause to be kept open in any river or stream passing through said town, at all places where dams are, or may be erected, for the passage of Alewives, good and sufficient sluiceways for the passage of said fish through the same; and said

sluiceways shall be under such regulations, as said committee may deem proper, for the interest and benefit of said town, subject, however, at all times, to such restrictions or limitations as said town may, by their votes, in legal meeting, impose; and the committee aforesaid, shall be sworn to the faithful discharge of the duties required of them by law.

SECT. 2. *Be it further enacted,* That said sluiceways shall be kept open for the passage of the fish aforesaid, from the first day of May, to the first day of July, and from the twentieth day of August, to the last day of September, annually, unless it may appear to the committee aforesaid, during any part of said period, that it may not be necessary for the purposes aforesaid, that said passage ways should be kept open during the whole time; in which case, it shall be lawful for said committee, to allow the same to be closed at their discretion.

Sluice ways to be kept open during a certain period, unless the committee shall otherwise direct.

SECT. 3. *Be it further enacted,* That the said town of Bristol may at their annual meeting for the choice of town officers, dispose of, or cause to be sold or disposed of, in such manner as they may deem most for their interest, the privilege of taking fish in the river and streams aforesaid, and may also establish from time to time the price at which said fish shall be sold; and said town may at the meetings aforesaid, determine upon what days, not exceeding three in each week, and within what portions of said days the aforesaid fish may be taken, and impose such restrictions and regulations as may most effectually conduce to the preservation of said fishery.

Town may dispose of the privilege of taking fish;

and determine on what days fish may be taken.

SECT. 4. *Be it further enacted,* That no person shall be allowed to take any Alewives on any other days or times than what may be allowed under the provisions of this Act, by the town of Bristol or the committee aforesaid, under the penalty of not less than two dollars nor more than twelve dollars.

Penalty for taking fish contrary to the provisions of this Act.

No dam to be erected without having passage way, &c.

under penalty.

SECT. 5. *Be it further enacted,* That no person shall hereafter erect any dam on the river aforesaid without leaving a sufficient sluice or passage way for Alewives, as provided in the first section of this Act, and to the satisfaction of the committee hereby authorized, under penalty of fifty dollars.

Duty of the committee to prosecute offences.

Penalties how recovered, and to whose use.

SECT. 6. *Be it further enacted,* That it shall be the duty of said fish committee, to prosecute for all offences against the provisions of this Act, in any Court of competent jurisdiction; and all penalties or forfeitures recovered, shall enure one half to the use of said town of Bristol, and the other half to said committee.

Committee not to be considered trespassers in the execution of their duties;

penalty for resisting the committee, &c.

Inhabitants of Bristol may be witnesses.

SECT. 7. *Be it further enacted,* That said committee shall in no respect be considered as trespassers in passing over the lands of individuals in any part of said town in execution of the duties of their office; and any person resisting or opposing said committee, or either of them, in the performance of their duties aforesaid, shall forfeit and pay a sum not less than ten dollars, nor more than twenty dollars; and no person, by reason of his being an inhabitant of said town of Bristol, or one of said committee, shall be disqualified from being a witness in any prosecution for offences under this Act.

Parts of former Acts repealed.

SECT. 8. *Be it further enacted,* That all Acts or parts of Acts inconsistent with the provisions of this Act, be, and they hereby are repealed.

[*Approved by the Governor, March 4, 1826.*]

## CHAPTER CCCCXVIII.

AN ACT to establish the Kennebec and Androscoggin Canal Association.

Persons incorporated.

SECT. 1. *BE it enacted by the Senate and House of Representatives, in Legislature assembled,* That Robert H. Gardiner, Nehemiah Pierce, Sylvanus Thomas, William H. Brettun,