

MAINE STATE LEGISLATURE

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PRIVATE AND SPECIAL

ACTS

OF THE

STATE OF MAINE,

PASSED BY THE

ELEVENTH LEGISLATURE,

At its Session commencing January 5th, 1831.

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

Portland.

TODD AND HOLDEN.....PRINTERS TO THE STATE.

1831.

CHAPTER 155.

AN ACT to regulate the Alewive Fishery in Franklin.

Approved March 17, 1831.

SECT. 1. *Be it enacted by the Senate and House of Representatives, in Legislature assembled,* That the town of Franklin, in the County of Hancock, 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.

Town shall at their annual meeting choose a Committee.

Their duty.

Committee shall be sworn

Sluiceways shall be kept open—how long.

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 that the sluiceways, should be kept open the whole time, in which case it shall be lawful for said committee, to allow the same to be closed at their discretion.

Town may dispose of the privilege of taking fish.

SECT. 3. *Be it further enacted,* That the said town of Franklin, may at their annual meeting for the choice of town officers, dispose of or cause to be sold or disposed of, in any such manner as they may deem most for their interest,

the privilege of taking fish in the 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 four in each week, and within what portions in said days, such fish may be taken, and impose such restrictions as may most effectually conduce to their preservation.

May determine upon 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 Franklin, or the committee aforesaid, under the penalty, of not less than two dollars, nor more than twelve dollars. And if any person or persons hereafter shall erect any dam on any of the streams aforesaid, without leaving a sufficient sluiceway for the passage of Alewives, as provided in the first section of this Act, he shall forfeit and pay for the use of the town the sum of fifty dollars to be recovered in any Court of competent jurisdiction.

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

Penalty for erecting any dam, without leaving sufficient sluiceways.

SECT. 5. *Be it further enacted,* That it shall be the duty of said committee to prosecute for all offences against the provisions of this Act, and shall dispose of all forfeitures recovered against trespassers in the way that the town may direct. And 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 Franklin, or one of said committee shall be disqualified from being a witness in any prosecution for offences under this Act.

Further duty of Committee.

Committee not to be considered trespassers.

Penalty for opposing them in the performance of their duty.

SECT. 6. *Be it further enacted,* That the

Powers, &c.
may be chang-
ed.

powers granted by this Act, may be enlarged, restrained or annulled at the pleasure of the Legislature.

CHAPTER 156.

AN ACT authorizing the Selectmen of the town of Bangor to appoint a corps of Fire Engineers.

Approved March 17, 1831.

BE it enacted by the Senate and House of Representatives, in Legislature assembled, That the Selectmen of the town of Bangor for the time being, be, and hereby are authorized and empowered, hereafter to nominate and appoint such a number of Fire Engineers, not exceeding two hundred, as the inhabitants of said town, at any legal town meeting, in the month of March or April, in any year, shall decide by a majority of votes thereof, to be expedient. And said Engineers shall be subject to the same duties, and vested with the same powers, and entitled to the same rights, privileges and exemptions, that Engine men, now by law, are.

Number not to
exceed two
hundred.

Powers and
duties.

CHAPTER 157.

AN ACT to incorporate the town of Blanchard.

Approved March 17, 1831.

SECT. 1. *BE it enacted by the Senate and House of Representatives, in Legislature assembled,* That township number three in the third range, of the Bingham purchase, in the County of Somerset, bounded North by number three in the fourth range of the said Bingham Purchase,

Boundaries
described.