

Authority of the same, That the said Instrument be, and hereby is established and confirmed as the Last Will and Testament of the said *Nicholas Gardner*, and made valid and binding upon all Persons concerned therein; and the Judge of Probate of Wills, for the County of *Suffolk*, is hereby directed to proceed thereon in the same Manner as though the same had been executed according to Law; the Execution thereof being attested by only two Witnesses notwithstanding.

Will of Nicholas Gardner confirmed.

March 19, 1783.

1782. — Chapter 60.

[January Session, ch. 28.]

AN ACT FOR PREVENTING THE UNNECESSARY DESTRUCTION OF SHAD, ALEWIVES, AND OTHER FISH, IN *CATHANCE* AND *ABAGADESSET* RIVERS, IN THE TOWN OF *BOWDOINHAM*.

Chap. 60

Be it enacted by the Senate and House of Representatives in General Court assembled, and by the Authority of the same, That from and after the first Day of *April*, one Thousand seven Hundred and Eighty-three, no Person or Persons whatsoever, shall, on any Pretence, stretch, set or draw any Seine, or Drag-Net, or set up any Wares, or other Fishing Engines in any Part of *Cathance* or *Abagadesset* Rivers, within or adjoining to the Town of *Bowdoinham*, or use any Instrument for catching Fish other than by Dip-Nets, Scoop-Nets, or Hooks and Lines, on Penalty of *ten Pounds* for each Offence, to be paid by each Person convicted of taking Fish in either of the Methods forbidden by this Act.

Persons prohibited catching Fish.

Penalty.

Provided nevertheless, and be it further enacted by the Authority aforesaid, That it shall be lawful for the Town of *Bowdoinham*, at any Meeting legally assembled, to grant Licence for catching Fish within the said Town, and in such Part of the said Rivers on which it bounds, and under such Restrictions, respecting Time, Place, and other Circumstances, as at the said Meeting, shall be judged necessary for the Public Good in the due Preservation of the Fish aforesaid; and the Persons thus licenced, previous to the Catching of the said Fish by Seines or Drag-Nets, shall not be subjected to the Penalties aforesaid.

Proviso.

And be it further enacted by the Authority aforesaid, That all Prosecutions for Breach of this Act shall be by

Prosecutions to be by Indictment.

Penalties to whom paid. Indictment, in the Court of General Sessions of the Peace, in the County of *Lincoln*; and the Penalties accruing thereby, shall be one Half to the said Town of *Bowdoinham*, and the other Half to him or them that shall give Information to the Grand Jury of the same.

Persons under Age convicted. *And be it further enacted by the Authority aforesaid,* That if any Person under the Age of Twenty-one Years, shall be duly convicted of any Offence against this Act, the Parent or Master of such Person, shall be liable and obliged to pay the Penalty aforesaid; the said Parent or Master having due Notice of the Complaint before the Trial thereon.

Parents or Masters liable to pay the Penalty. Limitation. This Act to be in Force for five Years from the first Day of *April* next aforesaid, and no longer.

March 20, 1783.

1782. — Chapter 61.

[January Session, ch. 29.]

Chap. 61 AN ACT MORE EFFECTUALLY TO ENABLE CONSTABLES AND COLLECTORS OF TAXES TO COLLECT ASSESSMENTS IN CERTAIN CASES.

Preamble. *Whereas Towns, Districts and Plantations, in certain Instances are by Law authorized to assess the Inhabitants adjacent to such Towns, Districts and Plantations, their Proportion of the public Taxes. And whereas Doubts have arisen and may hereafter arise, whether Constables and Collectors are by Law authorized to command Assistance when out of the Limits of their respective Towns? Therefore,*

Constables & Collectors having any List of Assessments. *Be it enacted by the Senate and House of Representatives in General Court assembled, and by the Authority of the same,* That when and so often as any Constable or Collector of public Taxes shall have any List of Assessment to him committed, in which List shall be named and legally assessed, in any Sum or Sums, any Person or Persons not Inhabitants of the Town, District or Plantation to which such Constable or Collector belongs, in every such Case it shall and may be lawful for any such Constable or Collector to require and command any Person or Persons within the Limits of their respective Towns, Districts or Plantations, to assist such Constable or Collector, in the Collection of the Taxes assessed as

In such Cases.