

if need be, pursued by his Successor in that office in the Court of Common pleas of the same County; and no Inhabitant of the said plantation, officer or person concerned in the Government thereof, shall be disqualified to be a Witness in such actions on account of his or her interest, share, estate or office in the said plantation or forfeitures aforesaid.

Permits to be in writing, &c.

SECT. 4. — *And be it further Enacted*, that all permits which, after the said first day of May next shall be given to Any person not an Inhabitant of the said plantation, to cut & take any wood and timber on the same, or to any inhabitant of the said plantation to cut and take any wood and timber on said common lands, shall be in writing; signed by the Guardians, and approved by two at least of the overseers of the said plantation, and express the quantities of wood or timber to be cut and taken, at what times and for what purposes; and be shewn to the said Treasurer & recorded by him, before any wood or timber shall be cut, or taken by virtue thereof, otherwise the said permit shall be void.

Approved February 22, 1796.

1795. — Chapter 49.

[January Session, ch. 24.]

AN ACT IN FURTHER ADDITION TO AN ACT, INTITLED “AN ACT FOR INCORPORATING CERTAIN PERSONS FOR THE PURPOSE OF BUILDING A BRIDGE OVER MERRIMACK-RIVER IN THE COUNTY OF ESSEX, & FOR SUPPORTING THE SAME,” PASSED FEBRUARY ONE THOUSAND SEVEN HUNDRED & NINETY TWO.

Preamble.

Whereas the proprietors of Essex Merrimack Bridge have represented to this Court the great cost of building said Bridge & the inadequate compensation they derive from the present toll, & praying for further provision to be made for them.

Former clause repealed.

Rates of toll.

Be it Enacted by the Senate and House of Representatives in General Court assembled, and by the authority of the same, that the clause in the Act to which this is in addition, establishing the rates of toll, be and hereby is repealed; and that the following rates of toll be, & hereby are established for the benefit of the said proprietors Viz. For each foot passenger one Cent, — for each horse and rider four Cents and five Mills, and for each additional rider one Cent, for each horse & chaise, chair or sulkey twelve Cents & five Milles — for each cart, sled or other carriage

of burthen, or riding sleigh drawn by one beast, ten Cents — for each waggon, cart, sled or other carriage of burthen drawn by two beasts, & not exceeding four, twelve Cents and five Milles, & for each additional beast above four three Cents, — for each riding sleigh drawn by two beasts fifteen Cents, & three Cents more for each additional beast, for each coach, chariot, phaeton or other four wheel carriage for passengers, twenty five Cents, — for each curri- cle seventeen Cents, — for each horse or neat cattle, exclusive of those rode or in carriages three Cents, — for sheep or swine one Cent each, and to each team one person and no more shall be allowed as a driver to pass free of toll, — for each wheelbarrow or hand cart with one person three Cents, and at all times when the toll gatherer shall not attend his duty, the gate or gates shall be left open.

Provided nevertheless that after fifty years from the pass- Proviso.
ing the act to which this is in addition, the rates of toll shall be subject to the regulation of the Legislature of this Commonwealth; any thing in any former act to the contrary notwithstanding. *Approved February 23, 1796.*

1795. — Chapter 50.

[January Session, ch. 25.]

AN ACT FOR REPEALING PART OF AN ACT, PASSED THE TWENTY EIGHTH DAY OF FEBRUARY, ANNO DOMINI ONE THOUSAND SEVEN HUNDRED AND NINETY FIVE, ENTITLED, “AN ACT TO SET OFF A PART OF THE TOWN OF WINDSOR IN THE COUNTY OF BERKSHIRE AND TO ANNEX THE SAME TO THE TOWN OF DALTON.”

Whereas in the last enacting paragraph of the said Act Preamble.
the following words are inserted, vizt. “And that the said Inhabitants shall be entitled to receive their proportion of all monies, lands and other estates real and personal, now the property of the said Town of Windsor, agreeable and in proportion to the last valuation;” And whereas it appears to this Court, that the above recited words were inserted thro’ mistake or misapprehension;

Be it Enacted by the Senate and House of Representatives in General Court Assembled and by the authority of the same, That so much of the said last Enacting paragraph of the said Act as is comprized in the above-recited words of the same, be and hereby is repealed.

Approved February 23, 1796.