

Common pleas for the same County, together with all the papers on his files relating to any Action brought before him under that Act.

Be it Enacted by the Senate & House of Representatives in General Court assembled and by the authority of the same, that from & after the passing of this act, it shall be the duty of the Clerks of the several Courts of Common pleas in their respective Counties on the death of any Justice of the peace, where there shall be any Executor or Administrator appointed on his Estate, to call on such Executor or Administrator, and receive from him all the records of such Justice, with all the papers relating to any action brought before him under that act; and where there shall have been no Executor or Administrator appointed on the Estate of such Justice, within three months after his decease, and also in case of the removal of any Justice of the Peace from this Commonwealth, or ceasing to execute his said office, the said Clerks of said Courts, in their respective Counties, shall call on any person or persons, who may have said Records & papers in his or their possession, and receive them into their custody; and the said Clerks shall be the proper persons to keep, and under the direction of the Court, to certify the same.

Duty of Clerks
of Courts of
Common Pleas.

Approved February 27, 1796.

1795. — Chapter 79.

[January Session, ch. 54]

AN ACT IN ADDITION TO AN ACT, ENTITLED, "AN ACT FOR INCORPORATING CERTAIN PERSONS FOR THE PURPOSE OF BUILDING A BRIDGE OVER MERRIMACK RIVER IN THE COUNTY OF ESSEX, AT BODWELL'S FALLS, BETWEEN ANDOVER AND METHUEN, AND FOR SUPPORTING THE SAME," PASSED IN THE YEAR OF OUR LORD, ONE THOUSAND SEVEN HUNDRED AND NINETY THREE.

Whereas the Proprietors of Andover Bridge, have represented to this Court, the inadequate compensation they derive from the present Toll, and pray for an enlargement of the rates of Toll for passing said Bridge; also to hold the right of said Bridge and the Toll thereof forever.

Preamble.

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of the same, That the clause in the Act to which this is in addition, establishing the rates of Toll, be and hereby is repealed: And that the following rates of Toll be, and

Clause repealed.

Rates established.

hereby are established for the benefit of the said Proprietors, viz. For each Foot passenger, one Cent; for each Horse & one rider, four cents, 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 and not exceeding four beasts, twelve cents & five milles; and for each additional beast, above four, three cents; for each riding Sleigh, drawn by two beasts, fifteen cents, and three cents more for each additional beast; for each Coach, Chariot, Phaeton or other four wheel Carriage for passengers, twenty five cents; for each Curricule, 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 Wheel-barrow 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 the expiration of Fifty years from the passing the act to which this is in addition, the rates of Toll shall be subject to the regulations of the Legislature of this Commonwealth; any thing in any former Act to the contrary, notwithstanding.

Proviso.

Toll vested in the proprietors.

And be it further Enacted, that the said Bridge & the lawful Toll thereof, be and hereby are vested in said Proprietors for the term of seventy Years from the building said Bridge, any Law to the contrary notwithstanding.

Approved February 27, 1796.

1795. — Chapter 80.

[January Session, ch. 53.]

AN ACT TO REPEAL ALL THE EXISTING EXCISE ACTS, & TO PROVIDE FOR THE EXPENCES OF JUSTICE IN THE SEVERAL COUNTIES.

Preamble.

Whereas several acts heretofore made still require the following excise duties to be collected & paid into the Treasury of the Commonwealth, or to the Secretary thereof to wit. For every licence granted to an Innholder, four Dollars; for every deed recorded one shilling; for the Commission of a Sheriff forty dollars in certain cases, & twenty dollars