

pointed in said warrant, to choose such Officers as Parishes in this Commonwealth are by Law authorized to choose in the Month of March or April annually.

Approved June 23, 1802.

1802. — Chapter 28.

[May Session, ch. 28.]

AN ACT TO ALTER THE TIMES OF HOLDING THE COURT OF GENERAL SESSIONS OF THE PEACE & THE COURT OF COMMON PLEAS IN THE COUNTY OF KENNEBECK.

Be it enacted by the Senate & House of Representatives, in General Court Assembled, & by the Authority of the same, That the Courts of General Sessions of the Peace & Common Pleas in the County of Kennebeck, which now by Law are to be holden on the third Tuesday of March annually, shall in future be holden on the third Tuesday of May annually, any law to the contrary notwithstanding.

Approved June 23, 1802.

1802. — Chapter 29.

[May Session, ch. 29.]

AN ACT FOR AUTHORIZING THE PROPRIETORS OF MILLS ON PRESUMPCOTT RIVER TO FORM AND KEEP BOOMS ACROSS THE SAME RIVER AT CERTAIN PLACES.

SECT. 1ST. *Be it enacted by the Senate and House of Representatives in General Court assembled and by the authority of the same that the proprietors and owners of the Mills on the River Presumpscott on saccarappa falls and presumpscott falls thereon shall respectively have authority to form and maintain Booms across the same River in the following manner, that is to say, that the proprietors and owners of the said Mills respectively shall and may form and keep Booms across the same River above their respective Mills and as near the same as it can conveniently and usefully be done, and that the said owners shall also have power to form above their respective Booms near their said Mills one other Boom across the same River and at a distance from their said Booms near their Mills suitable for the following purpose that is to say, that their said upper Booms shall be so far from the others, that room may be had for forming side Booms to hold all the logs masts timber and lumber that is to be*

Proprietors of certain mills authorized to maintain booms.

detained there above the several Booms near the Mills let the same be more or less. And the said proprietors and owners and any other persons who shall have logs timber masts, or any kind of lumber in the same River and stopped by the said Booms, shall be obliged to remove the same from such upper Boom to the side Booms or some other place as soon as the same can be done with all the force and labor that can be conveniently employed in effecting the same business, to the intent that those who are about to carry their logs lumber or other property in the same river further down may not be unnecessarily interrupted therein. And that the owners of the same Booms shall be holden and obliged to make a sufficient passage way round or through their several Booms, which they shall open from time to time as often and whenever any rafts, logs or timber, boats or vessells shall want a passage up or down the said River.

Passage-ways for vessels, rafts, &c. to be provided.

SECT. 2D. *Be it further enacted* that the owners and proprietors of the Mills on saccarappa falls on said Presumpscott River and the proprietors and owners of the Mills on Presumpscott falls on the same River shall respectively that is to say, all the proprietors and owners of all the Mills on the falls first mentioned by themselves, and the proprietors of all the Mills on the falls last mentioned by themselves, shall be considered as tenants in common of all the Booms by them respectively formed under this Act and may respectively unite in holding meetings for directing the establishment of such Booms and shall have authority at meetings duly notified according to the laws for calling meetings of tenants in common to chuse agents and to raise taxes for defraying the expences of forming and maintaining such Booms (and all other matters that concern them as tenants in common respectively in the aforesaid Mills). And if any owner or proprietor of such Mills shall neglect or refuse to pay his tax within fifteen days after he is notified of the same the Treasurer chosen by the said owners and prop[er]ietors severally of the Mills on the respective falls above mentioned shall have a right to recover the same by an action of debt.

Mill proprietors to be considered as tenants in common of the booms and may hold meetings, &c. &c.

SECT. 3D. *Be it further enacted* that if any person shall cut, break, or injure such Boom or Booms he shall be punished by fine or imprisonment on conviction thereof in the Supreme Judicial Court and by binding to his good

Persons to be punished for injuring the booms.

behaviour at the discretion of the Court. And that the proprietors and owners of the Mills on each of the falls aforesaid shall be liable to a fine as a Corporation for not complying with this Act at the discretion of the Supreme Judicial Court before which conviction shall be had on presentment by the Grand jury. *Provided nevertheless* that such conviction shall not be construed to prevent any individual from recovering damages which he may have sustained either by a delay to make a passage round or through any of said Booms or by cutting breaking or destroying any of them without legal justification.

Other proprietors of saw-mills authorized to form booms.

SECT. 4TH. *And Be it further enacted* that the proprietors and owners of saw Mills on any of the falls on said Presumpscott River shall have power to form Booms across the said River for the use and benefit of their respective saw-Mills under the same restrictions rules and obligations as are granted and enjoined upon the proprietors and owners of saw-Mills on Saccarappa and presumpscott falls.

Approved June 23, 1802.

1802. — Chapter 30.

[May Session, ch. 30.]

AN ACT TO INCORPORATE SUNDRY PERSONS BY THE NAME OF THE PRESIDENT DIRECTORS & COMPANY OF THE BEVERLY BANK.

Persons incorporated.

SEC. 1. *Be it enacted by the Senate and House of Representatives, in General Court assembled and by the authority of the same,* That Israel Thorndike, Joseph Lee, John Cabot, Moses Brown, Joshua Fisher, Nathan Leach, and Benjamin Lovett junior, their associates, successors and assigns, shall be, and hereby are created and made a Corporation, by the name of the President, Directors & Company of the Beverly Bank, and shall so continue from the first day of October next, untill the expiration of ten years next following; and by that name shall be, and hereby are made capable in law, to sue and be sued, plead and be impleaded, defend and be defended in any Courts of Record or any other place whatever; and also to make, have and use a common seal, and the same again at pleasure to break, alter and renew — & also to ordain, establish and put in execution, such bye laws, ordinances and regulations as to them shall appear necessary and convenient for the government of the said Corporation, and the prudent management of their affairs: *Provided* such bye

Corporate name.

Proviso.