

Choice of officers.

to choose such officers as parishes are by law required and empowered to choose, in the months of March and April, annually, and transact such other business as may be found necessary to be done at said first meeting.

Acts repealed.

SECT. 7. *And be it further enacted*, That an act, entitled an act, for setting off a number of inhabitants of the town of Methuen, in the county of Essex, into a separate parish, passed in the year of our Lord, seventeen hundred and seventy-nine together with three subsequent acts relating to the same, be, and the same are hereby repealed.

[This act passed *February 28, 1807.*]

CHAP. CXIV.

An act in addition to an act, entitled, "An act to secure to owners their property in logs, masts, spars, and other timber, in certain cases."

Preamble.

WHEREAS, the act aforesaid, passed the twenty-second day of February, seventeen hundred and ninety-four, and the act in addition thereto, passed on the sixteenth day of June, eighteen hundred and one, are found in their operation to be insufficient to answer the purposes intended thereby, as far as they respect Saco River, in the county of York :—

Penalties increased.

SECT. 1. *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 passing of this act, the forfeitures of *forty shillings*, mentioned in the first and second sections of the act first above mentioned, shall be, and hereby is increased to the sum of *twenty-five dollars*, and instead of the treble value, mentioned in the first and third section of the same act, the sum of *fifty dollars* shall be, and hereby is substituted, as far as the same respects Saco River ; said forfeitures of *twenty-five dollars*, and *fifty dollars*, to be recovered by an action of debt, in any court proper to try the same, with legal cost, by the persons and for the use mentioned in said act.

Logs, &c. not to be detained.

SECT. 2. *Be it further enacted*, That if any proprietors or owners of any Boom or Booms, in or across Saco River, aforesaid, shall unnecessarily detain, or suffer to remain therein, any logs, masts, spars, or other timber, which ought to be turned through the same, they shall forfeit and pay to the owner or owners of such logs, masts, spars, or other

other pieces of timber, unnecessarily detained, or suffered to remain therein, the sum of *two dollars* for each log, mast, spar, or other piece of timber, so detained, to be recovered in the way and manner heretofore provided in this act: *Provided however*, such detention aforesaid, shall not exceed six days.

SECT. 3. *Be it further enacted*, That the owner or owners of any logs or other timber, their agents or servants, shall have liberty, at all times, in a peaceable manner, to enter any mill, or any mill-brow, boom, or raft of logs, or other timber, in search of any logs or other timber which they may suspect to be there; and any person or persons who shall prevent such search, shall forfeit and pay for each and every such offence, a fine, not less than *twenty-five*, nor more than *one hundred dollars*, to be recovered by indictment, in the Supreme Judicial Court, or Court of Common Pleas, where the offence shall be committed, for the use of the county of York.

Penalty for preventing search after timber.

SECT. 4. *Be it further enacted*, That all logs, masts, spars, and other timber, the marks on which have been so defaced as not to be known, (commonly called prize logs,) shall be turned from and through the several booms in Saco River, until they arrive at the Saco Boom; the proprietors of which boom shall carefully raft the same by themselves, and on the first Monday of August in each year, shall sell the same at Public Auction, to the highest bidder, first giving notice of such sale, by posting up advertisements thereof in some public place in the towns of Saco, Biddeford, Buxton, and Phillipburgh, twenty days at least before the day of sale; and the proceeds of such sale, after deducting the expense of securing and selling the same, shall be appropriated to the clearing and removing obstructions to the passage of logs and other timber, as aforesaid, down Saco River, and be immediately paid to such committee or committees, agent or agents, as shall by said Saco Boom proprietors be legally appointed for that purpose; otherwise to the Selectmen of the town of Saco, Biddeford, Buxton, and Phillipburgh, in proportion to their population, for the use of the poor of said towns; and any person or persons, not the owners thereof, who shall take, carry away, sell, or mark anew, any such prize logs, mast, spar, or any piece of timber, contrary to the foregoing provision, shall forfeit and pay for each and every such offence, the sum of *twenty-five dollars*, to be recovered by an action of debt, in any court proper to try the same, with legal cost, by the proprietors

Prize logs to be rafted and advertised.

Penalty

of

of Saco Boom, to be appropriated in the way and manner, and for the purpose before mentioned in this section.

SECT. 5. *And be it further enacted,* That if the proprietors aforesaid, or any of them, who by this act are authorized and directed to take care of, and secure such prize logs and other timber, aforesaid, as shall from time to time be taken up and secured, at Saco Boom, aforesaid, for the purpose aforesaid, their agents or servants, shall knowingly suffer the same to be taken away, or disposed of, contrary to the intent of this act, for each and every such offence, shall pay a fine, not less than *twenty five dollars*, nor more than *fifty dollars*, for each log, mast, spar, or other piece of timber, so taken away, to be recovered in an action of debt, in any court proper to try the same, with legal cost, by any person who shall prosecute and sue the same.

SECT. 6. *And be it further enacted,* That such parts of the acts aforesaid, as are inconsistent with the provisions of this act, shall be, as far as they respect Saco River, and hereby are repealed; except that all fines and forfeitures incurred, and all rights of action which accrued under said act, may be prosecuted for, and proceeded in, in the way and manner as though this act had never been passed.

SECT. 7. *Be it further enacted,* That each and every of the duties, liberties, exceptions, fines, forfeitures, and penalties, and every other part and provision in the foregoing act, and in the acts to which this is an addition, as applying to Saco River, be and hereby are extended and applied; and in any court of law shall be taken and construed to include, extend, and be applied to the river called the Great Androscoggin, and to Kennebeck River, below the Bay, called Merry-Meeting Bay, any thing in this act, or in the other acts before mentioned, to the contrary, notwithstanding.

[This act passed February 28, 1807.]

CHAP. CXV.

An act in addition to an act, entitled, "An act to incorporate a number of the inhabitants of the town of Pittston, in the county of Lincoln, into a parish, by the name of The Episcopalian Society in Pittston.

WHEREAS, it appears that the late Dr. Sylvester Gardner, for the encouragement and support of a regular administration

Fine for neglect of duty.

Repeal.

Provisions extended.

Preamble.