

considered as members of said society: *Provided however*, that in every such case, every such person shall always be held to pay his or her proportion of all parish or society charges, assessed and not paid previous to leaving the said society, and being received into another.

Justice to issue
warrant.

SECT. 4. *Be it further enacted*, That any Justice of the Peace for the county of York, upon application therefor, is hereby authorized to issue a warrant, directed to some member of the said Congregational Society in Newfield, requiring him to notify and warn the members thereof, to meet at such convenient time and place as shall be appointed in said warrant, for the choice of such officers, as parishes are by law required to choose at their annual parish meetings.

[This act passed June 20, 1807.]

CHAP. XLIII.

An act to incorporate Aaron Newhall and others, by the name of The Lynn Long Wharf Company.

Preamble.

WHEREAS, Aaron Newhall, and others his associates, are owners of a wharf in Lynn, in the county of Essex, and a road leading thereto, at a place called Black Marsh; and said proprietors being desirous of extending their said wharf beyond the present limits thereof, for the purpose of coming into deeper water, and of better accommodating themselves with room to land lumber and other articles:—

Persons incor-
porated.

SECT. 1. *BE it therefore enacted by the Senate and House of Representatives, in General Court assembled, and by the authority of the same*, That Aaron Newhall, Henry Oliver Amos Rhodes, Samuel Chase, Aaron Breed, Theophilus Breed, jun. and James Gardiner, Esq. of Lynn, and Jonathan Buffum, of Salem, and all other persons who may hereafter become partners in said company, be, and they hereby are made and constituted a body politic and corporate by the name of "The Lynn Long Wharf Company," and by that name may sue and be sued, in all actions real, personal or mixed, to final judgment and execution, and may do and suffer all acts, matters and things, which bodies politic may or ought to do and suffer, and may have and use a common seal, and the same may break and alter at pleasure: *Provided however*, that any proprietor, alienating

Proviso.

his share or shares in said company, shall thereupon in respect thereto, cease to be a member of said corporation; and the assignee thereof, and his heirs and assigns shall be in respect thereto, thenceforward a member of said corporation, vested with all the rights, and subject to all the duties, penalties and payments which the assignor thereof was, or might have been vested with or liable to.

SECT. 2. *Be it further enacted,* That the said corporation shall have power and is hereby authorized to extend their said wharf to low water mark, whenever they shall deem it necessary for the purposes aforesaid, *provided* said corporation are or may be the owners of land or flats upon which said wharf may be built, the expense thereof to be defrayed by augmenting the present number of shares, or by a tax on the proprietors, as they shall judge best, to be determined by vote of the proprietors, as hereafter provided in this act.

Proprietors empowered.

SECT. 3. *Be it further enacted,* That the property of said corporation shall be, and hereby is divided into fifty-six shares, and that said corporation shall have power, and is hereby authorized to augment said number of shares to one hundred shares, and to sell said additional number of shares at public auction, to the highest bidder, and that the money arising from the sales of said additional shares, shall be appropriated solely to the making such additions to said wharf as the proprietors shall judge most convenient, and that said shares shall be numbered in progressive order, beginning at number one, and every original member thereof shall have a certificate under the seal of said corporation, and signed by the treasurer, certifying his property in said wharf, as shall be expressed in said certificate.

Property divided into shares.

SECT. 4. *Be it further enacted,* That after such additional shares shall be made, that said corporation shall have power, and they are hereby authorized to make such repairs, alterations and further additions to said wharf, as they from time to time shall deem necessary, and that the expense thereof be defrayed by a tax on the shares in said corporation; *provided* that no grant shall be made exceeding ten dollars on one single share, for additions to said wharf in any one year.

Corporation further empowered.

SECT. 5. *Be it further enacted,* That said corporation shall have power, from time to time, at any legal meeting, to choose a clerk, who shall be sworn, or affirmed by a justice of the peace of said county, to the faithful performance of his duty; they shall also choose a treasurer, wharfinger, and

—to choose officers.

and such other officers as to said corporation shall appear necessary for the management and government thereof; and each member of said corporation, shall have one vote for each share not exceeding ten, and no member shall be allowed more than ten votes, and any member may appear, at any meeting, or vote by proxy; and the said corporation, at any legal meeting, may establish a mode for calling meetings, also the rates of wharfage and dockage, and may make reasonable rules and by-laws, for the governing the affairs of said corporation, and the same may repeal at pleasure: *Provided* that the same rules and by-laws shall not be repugnant to the constitution and laws of this commonwealth, and provided that the proprietors of forty shares of the present number fifty-six, or of seventy shares, when said number shall be augmented to one hundred shares, shall assent thereto. But it shall be lawful to choose a clerk and other officers when necessary, by the majority present at any legal meeting for that purpose, any thing herein to the contrary notwithstanding.

SECT. 6. *Be it further enacted*, That any share may be alienated by the proprietor thereof, by a deed under his hand and seal, and acknowledged before some justice of the peace, and recorded by the clerk of said corporation, in a book to be kept for that purpose, and any purchaser, shewing to the treasurer such deed so recorded, and delivering up to him the former certificate, shall be entitled to a new certificate, executed in the form aforesaid, certifying the property in such share to be in such purchaser.

SECT. 7. *Be it further enacted*, That whenever any proprietor shall neglect or refuse to pay any tax, duly voted and agreed upon by the corporation, to their treasurer, within forty days after the time set for the payment thereof, the treasurer of said corporation is hereby authorized to sell at public vendue, the share or shares of such delinquent proprietor, one or more, as shall be sufficient to defray said taxes and necessary incidental charges, after duly notifying in some newspaper printed in Boston or Salem, the sum due on any such shares, and the time and place of sale, at least fourteen days previous to the time of sale, and such sale shall be a sufficient transfer of the share or shares so sold to the person purchasing, and on producing a certificate of such sale, from the treasurer, to the clerk of said corporation, the name of such purchaser, with the number of shares so sold, shall be by the clerk entered on the books of the said corporation, and such person shall be considered to all intents

to call meetings

Proviso.

Shares may be alienated.

Delinquents.

tents and purposes the proprietor thereof; and the overplus, if any there be, shall be paid on demand by the treasurer to the person whose shares were thus sold.

SECT. 8. *And be it further enacted,* That the first meeting of said corporation shall be called by a warrant issued by a justice of the peace, and that any justice of the peace in said county, to whom application shall be made by any three of the present proprietors for the purpose, shall be authorized to issue his warrant, directed to some one of the said proprietors, to call their said first meeting. Justice to issue a warrant.

SECT. 9. *And be it further enacted,* That the Legislature of this commonwealth may, at any time after the expiration of ten years from the passing of this act, alter, amend or repeal the same, as they shall judge to be necessary. Subject to a motion.

[This act passed June 20, 1807.]

CHAP. XLIV.

An act for erecting a Bridge across the stream, called Kenduskeag, in the town of Bangor.

SECT. 1. *BE it enacted by the Senate and House of Representatives, in General Court assembled, and by the authority of the same,* That Moses Patten, Amos Patten, Nathaniel Harlow, Samuel E. Dutton, Joseph Treat, John Perkins, jun. Robert Parker, John Balch, William Hammond, jun. Jacob McGaw, Horatio G. Balch, Ebenezer Weston, jun. and Joseph Whipple, together with such others as already have or may hereafter associate with them, their successors and assigns, be, and they are hereby made a corporation and body politic, by the name of the Bangor Bridge Company, and by that name may sue and prosecute, and be sued and prosecuted, to final judgment and execution, and do and suffer all other acts and things which bodies politic may or ought to do and suffer; and that said corporation shall and may have full power and authority to make, have and use a common seal, and the same to alter and renew, at pleasure; and shall also have power to choose seven directors, a president, clerk, treasurer, and such other officers as may be necessary, at such time and place, and in such manner as said corporation, at any legal meeting thereof, may think proper to direct; and said corporation shall also have power to make all necessary and proper rules, regulations and by-laws, not repugnant to the constitution and laws of this Persons incorporated. Autho choose