

sluices or passages, at their own cost and charge, in the same manner as is heretofore in this act provided with regard to the passages thro' Warner's and Farley's milldam[s], and under the same penalty for every neglect, to be recovered and disposed of in the same manner.

And be it further enacted,

Penalty for taking fish after a certain time.

[SECT. 4.] That every person who shall, after the fifteenth day of April which will be in the year of our Lord one thousand seven hundred and seventy, presume to take fish of any kind in said river or its branches, or any of the ponds emptying themselves into it, with scans or drag-n[i][e]ts of any kind, shall forfeit for every such offence the sum of five pounds, to be recovered in any of his majesty's courts of record in the county of Essex; one moiety to him who shall sue for the same, the other moiety to the poor of the town where the offence shall be committed.

And whereas it has been found by experience that sawdust floating in streams where fish pass does much obstruct their passage, —

Be it further enacted,

Saw-mills not to work during such time as the passages are open for the fish, on penalty.

[SECT. 5.] That, during the time in which passages for the fish are by this act ordered to be kept open, none of the saw-mills on the said river, or any of the streams running from natural ponds into the same, shall be suffered to go for the cutting [of] any wood or timber in the same, upon pain that every person who shall saw any wood or timber in any of the said saw-mills during the time aforesaid, shall for every such offence forfeit and pay the sum of ten pounds, to be recovered to his own proper use by any person who shall sue for the same in any of his majesty's courts of record proper to try the same.

Continuation.

[SECT. 6.] This act to continue and be in force until the fifteenth day of April, one thousand seven hundred and seventy-three, and no longer. [*Passed and published July 15.*]

CHAPTER 7.

AN ACT TO IMPOWER THE EAST PRECINCT IN SALEM, WHERE THE REV.^d MR. JAMES DIMAN NOW OFFICIATES, TO RAISE MONEY FOR DEFREYING MINISTERIAL AND OTHER NECESSARY CHARGES OF SAID PRECINCT.

Preamble.

WHEREAS it is found inconvenient to raise money for defreying ministerial and other charges in the east precinct in Salem, by an assessment or tax on polls and estates in said precinct, —

Be it therefore enacted by the Governor, Council and House of Representatives,

Freeholders of Salem East Precinct empowered to levy a tax on pews, &c.

[SECT. 1.] That the freeholders and other inhabitants [in] [of] the said east precinct in Salem, legally qualified to vote in precinct affairs, be, and they are hereby, authorized and empowered, at any meeting of said precinct duly called and warned for that purpose, annually, in March, during the continuance of this act, to grant a tax or assessment not exceeding fifty pounds, on such of the pews and other seats in said meeting-house as they shall judge reasonable; and such inhabitants are hereby empowered, from time to time, to determine in what proportion the owners or occupants of such pews or seats shall pay towards the sum that may be granted as aforesaid, and the time and manner of payment; and the said parish, at any such meeting as aforesaid, may appoint a collector or collectors to collect the sum so agreed to be raised, who shall be sworn to the faithful discharge of their trust, and shall pay and deliver the money which he or they shall

collect, to the treasurer of said precinct, to be applied from time to time, as said precinct shall order, for defraying the ministerial and other charges of said precinct; and in case any proprietor or occupant of any such pew or seat shall neglect to pay the sum assessed thereon, for two years, having due notice thereof from the collector for the time being, then and in that case it shall and may be lawful, and the committee of said precinct for the time being are hereby impowered, to sell the said pew or seat of such delinquent for the most it will fetch, at public sale, to be adverti[z][s]ed at least fifteen days before said sale, and, after paying the tax then due on said pew or seat, with the charge of said sale, the remainder, if any, shall be returned to the owner.

[SECT. 2.] This act to be in force for three years from the first day of August next. [Continuance. *Passed and published July 15.*]