

refusal, to be recovered by action of debt, or on the case, before any Court proper to try the same; and by any person who will prosecute therefor.

SEC. 2. *Be it further enacted*, That the fees for Inspector's fees. inspecting, packing, and branding smoked herrings and alewives, in the manner prescribed in the act passed on the ninth day of February, in the year of our Lord one thousand eight hundred and eight, to which this is in addition, shall be five cents for each box, to be paid by the purchaser, one cent of which shall be allowed to the Inspector General.

SEC. 3. *Be it further enacted*, That no pickled or smoked fish, which shall be brought into this Commonwealth, from any other state or government, shall be sold, or offered for sale, before the same shall have been regularly inspected, according to the provisions of this act, or the acts to which this is in addition. And each and every person, who shall buy or sell, or offer for sale, any pickled or smoked fish, which shall be brought into this Commonwealth, from any other state or government, before the same is regularly inspected as aforesaid, shall severally forfeit and pay five dollars for each and every hundred pounds weight, so bought or sold; to be recovered by any person who shall prosecute for the same, by action of debt, or on the case, before any Court proper to try the same. Forfeiture.

[Approved by the Governor, June 16, 1817.]

CHAP. XXXV.

An Act declaring and confirming the incorporation of the First Congregational Society, in Salem.

SEC. 1. **BE** *it enacted by the Senate and House of Representatives, in General Court assembled, and by the authority of the same*, That the persons who now are, and who may hereafter be the proprietors of the pews, in the meeting-house, in Salem, in the county of Essex, in which the reverend John Prince officiates as Pastor, be, and they hereby are, declared and confirmed to be a body politic and corporate, by the name of Proprietors of pews made a body politic and corporate.

the First Congregational Society in Salem; and the said corporation shall be, and hereby are, deemed in law to be seized of the same meeting-house, with the land under and adjoining the same; and also of all other lands, tenements, and hereditaments belonging to, and possessed and enjoyed by the said proprietors, together with the privileges and appurtenances to the same belonging; and the said corporation shall be, and they hereby are further authorized and empowered to take and hold any other estate, as well real as personal, the annual income whereof shall not exceed the sum of five thousand dollars.

May hold estate.

SEC. 2. *Be it further enacted*, That all gifts, grants, devises, and bequests, which have been, or shall be hereafter made to and for the use of said Congregational society, shall be under the care and management of the Committee hereinafter mentioned, or of such other Committee, or Trustees, as the said corporation shall appoint for that purpose; and all such gifts, grants, devises, and bequests, shall be faithfully appropriated, according to the intention of the donors thereof: And it shall never be in the power of said corporation to alienate or to alter the appropriation of such gifts, grants, devises, and legatees.

Meet annually.

Choose Moderator, Clerk, &c.

Proviso.

SEC. 3. *Be it further enacted*, That the said corporation shall meet annually, as the said proprietors have heretofore been used to do; and shall also hold other meetings, the same being duly warned, in maner hereinafter mentioned; at such other times as shall be necessary: And at such annual meetings, after having chosen a Moderator, shall choose a Clerk, who shall be sworn to the faithful discharge of the duties of his office; and also a Treasurer, and a Committee of five persons, and such other officers as shall be necessary, who shall all continue in office during the year, and until others shall be chosen in their stead: *Provided however*, that, if for any cause such annual meeting should not be holden, then the said officers may be chosen at any meeting, duly warned, for that purpose. And the said Committee, or a major part of them, shall have full power to manage the affairs of said corporation, in like manner as the Committees of said proprietors have heretofore been used to manage the affairs of said soci-

ety; and shall further have the like power and authority, as are by law vested in the Assessors and Committees of precincts or parishes.

SEC. 4. *Be it further enacted*, That all sums of money for the settlement and maintenance of a Pastor, or Pastors, for the repairs and alterations of the meeting-house, for defraying the expenses of public wor-^{Expenses.}ship, and for other uses of said corporation, shall be assessed and collected in the manner heretofore used and accustomed by said proprietors; and in default of payment thereof, the said corporation shall have the like remedies as the said proprietors have heretofore had and exercised: *Provided nevertheless*, that the said corporation may, at any meeting duly warned for that purpose, determine upon any other manner of assessing and collecting such monies, as they may think advisable.

SEC. 5. *Be it further enacted*, That the said corporation shall be entitled to all the privileges heretofore^{Privileges.} in fact enjoyed by said proprietors, and shall be bound by all contracts heretofore in fact made by said proprietors, as well with their present Pastor as with other persons, and shall be subject to all the duties to which the said proprietors have heretofore in fact been subject.

SEC. 6. *Be it further enacted*, That the meetings of^{Meetings.} said corporation shall be warned in such manner as said corporation shall at any annual meeting determine, and the first meeting of said corporation which shall be holden after the passing of this act, shall be holden on the second Monday of November next, and shall be warned in the like manner as the said proprietors have been used to warn their annual meetings.

[Approved by the Governor, June 16, 1817.]

CHAP. XXXVI.

An Act to establish a Ministerial Fund in the town of Bloomfield, and to incorporate the Trustees, for the management thereof.

SEC. 1. **BE** it enacted by the Senate and House of Representatives, in General Court assembled, and by