

An ACT for the Protection of the Shell Fishery in the towns of Essex and Hull.

Chap. 9.

*BE it enacted by the Senate and House of Representatives, in General Court assembled, and by the authority of the same, as follows :*

The provisions of the fifty-fifth chapter of the Revised Statutes, so far as the same relate to certain towns enumerated in the thirteenth section of said chapter, are hereby made to extend and apply to the towns of Essex and Hull, as fully and effectually as if the names of said towns were inserted in said section. [*Approved by the Governor, Feb. 27, 1840.*]

Sec. 13, chap. 55, R. S.

An ACT authorizing Leroy M. Yale to build a Wharf in the harbor of Holmes Hole.

Chap. 10.

*BE it enacted by the Senate and House of Representatives, in General Court assembled, and by the authority of the same, as follows :*

Leroy M. Yale is hereby authorized to build a wharf from his land, at the head of Holmes Hole harbor, and to extend said wharf, so that the end thereof may be in eighteen feet of water : *provided*, that the whole length of such wharf shall not exceed three hundred feet, and that this grant shall in no wise interfere with the legal rights of any person whatever. [*Approved by the Governor, Feb. 27, 1840.*]

Wharf may be extended 300 feet.

An ACT in addition to an Act to encourage the production of Wheat.

Chap. 11.

*BE it enacted by the Senate and House of Representatives, in General Court assembled, and by the authority of the same, as follows :*

The time mentioned in the act to which this is in addition, within which claims shall be presented to the Secretary of the Commonwealth, to reimburse towns for the amount paid by said towns for the production of wheat, is hereby extended from the last day of January to the last day of March, in each year. [*Approved by the Governor, Feb. 27, 1840.*]

Time of presenting claims for bounty extended.

An ACT relating to Turnpike Corporations.

Chap. 12.

*BE it enacted by the Senate and House of Representatives, in General Court assembled, and by the authority of the same, as follows :*

No complaint under the fortieth section of the thirty-ninth chapter of the Revised Statutes shall be proceeded upon, by the county commissioners, until the person complaining shall cause a sufficient recognizance to be given to the county, with sureties to the satisfaction of the commissioners, for the payment of all costs and expenses which shall arise by reason of such complaint and the proceedings thereon, in case the complainant shall not finally prevail ; and in case the commissioners shall order the gates of the turnpike road complained of to be set open, they may order all the costs and expenses aforesaid to be paid by such turnpike corporation ; and the commissioners may issue a warrant for the collection of all costs and expenses against the party liable therefor. [*Approved by the Governor, Feb. 27, 1840.*]

Complaint not to be proceeded upon without sufficient recognizance, &c.