

porate under the name of the Episcopal Church in Dedham as to Sue for and to recover all Debts now due or which may hereafter become due to said Church, and also to Sue and defend in all other Actions in which said Church may be concerned.

— impowered.

And be it further enacted that the Rector, Wardens and Vestry of said Church and their Successors in Office be and they are hereby impowered to lease for term of life or number of years conformable to the Vote of the Proprietors, any lands, tenements and hereditaments belonging to said Church, to any persons that shall apply for the same; — and also to make and execute a good and sufficient Deed in law of a piece of land given to said Church by Samuel Colburne deceased, sufficient for the situation of a Court house and other Public Buildings for the use of the County of Norfolk if wanted therefor.

Approved February 27, 1794.

1793. — Chapter 69.

[January Session, ch. 43.]

AN ACT FOR INCORPORATING CERTAIN PERSONS FOR BUILDING A BRIDGE OVER BACK COVE RIVER, BETWEEN PORTLAND & FALMOUTH AND FOR SUPPORTING THE SAME.

Whereas the erecting a Bridge over the river between Portland and Falmouth, will be of great public utility, and Thomas Smith & others have petitioned this Court for an incorporation.

Be it therefore Enacted by the Senate, and House of Representatives in General Court assembled & by the authority of the same, that Thomas Smith, Peter Thatcher Smith, Moses Plummer, William Cobb, Enoch Ilsley, Daniel Ilsley, James Lunt, Enoch Moody, Nathaniel Coffin, and Ebenezer Mayo be, and they are hereby constituted a Corporation and body politic, for the purpose of building a bridge over Back Cove river, between Portland and Falmouth, so long as they shall continue to be proprietors in the fund to be raised for that purpose, together with all those who are or shall hereafter become proprietors of the said fund, under the name of the Proprietors of Back Cove Bridge; and by that name may sue and prosecute, be sued or prosecuted to final judgment & execution; & do & suffer all other matters and things, which bodies politic may, & ought to do and suffer; and

Proprietors
incorporated.

Name.

that said Corporation shall & may have full power and authority to make, have and use a common seal, and the same to break and alter at pleasure.

And be it further enacted by the authority aforesaid, that William Cobb, Lemuel Weeks and James Lunt, or any two of them, may by advertisement in either of the news papers published in Portland, call a meeting of the said proprietors to be holden at any proper place after fifteen days from the publication of said advertisement, and the proprietors by a vote of the majority of those present, or represented at the said meeting, accounting and allowing one vote to each single share; (*provided* that no one proprietor shall have more than six votes in any case) shall have power to transact any business for the benefit of said Corporation; *Provided* it be not repugnant to the Constitution or laws of this Commonwealth. And this Act, and all rules regulations and votes of said Corporation, shall be fairly and truly recorded by the Clerk in a book or Books for that purpose.

Persons authorized to call a meeting.

Provisos.

And be it further Enacted by the authority aforesaid, that for the purpose of reimbursing said proprietors the monies by them expended, or that may hereafter be expended in building and supporting said Bridge, a toll be, and is hereby granted and established for the sole benefit of said proprietors, according to the rules following, that is to say, For each foot passenger two cents; — for each person & horse six cents; for each chaise or Sulkey, drawn by one horse, ten cents; for each sley drawn by one horse six cents; for each sley drawn by two horses seven cents; for each coach, Phaeton or Curricule twenty cents; for each Cart, Waggon, Sled or other Carriage of burthen drawn by one or two beasts, seven cents; and for each additional yoke of Cattle in the same team, one cent; and for each Wheelbarrow, Hand Cart, or other Vehicle capable of carrying a like weight, with one person, three cents; for neat Cattle or Horses other than those rode on or in carriages or teams, two cents each; for Sheep and Swine at the rate of six cents the dozen; and to each team one person, & no more, shall be allowed as a driver, to pass free of toll; And at all times when the toll gatherer shall not attend his duty the gate or gates shall be left open, and the said toll shall commence on the day of the opening said bridge for passengers, and shall continue for, and during the term of thirty years,

Toll established.

Rates of —

after which term, it shall be subject to the regulation of Government.

Dimensions of
Bridge and
materials.

And be it further Enacted by the authority aforesaid, that said Bridge shall be well built, at least thirty feet wide, of good and suitable materials, and be well covered with plank or timber suitable for such a Bridge, with sufficient rails on each side for the safety of passengers; and the same shall be kept in good, safe and passable repair; and the Proprietors at the place or places where the toll shall be received shall erect and keep constantly exposed to view, a sign or board, with the rates of toll of all the tollable articles fairly and legibly written thereon in large or capital letters.

Sign.

Place for
building.

And be it further Enacted by the authority aforesaid, that the place where the Bridge shall be built, shall be from Sandy point in Portland to Secomb's point in Fal-mouth, and so constructed, as not to prevent the water flowing the flats westward of said Bridge.

Time allowed.

And be it further enacted by the authority aforesaid, that if the said proprietors shall neglect for the space of six years from the passing this act, to build and erect said Bridge, then this act shall be void and of no effect.

Approved February 27, 1794.

1793. — Chapter 70.

[January Session, ch. 44.]

AN ACT FOR DIVIDING AND SEPARATING THE INTEREST OR PROPRIETY IN THE LOCKS AND CANALS OPENING AND PROPOSED TO BE OPENED ON CONNECTICUT RIVER IN THE COUNTY OF HAMPSHIRE CALLED THE UPPER AND LOWER CANALS.

Preamble.

Whereas the Proprietors of the Locks and Canals on Connecticut River in the County of Hampshire have by their Petition represented to this Court that it is expedient for the better effecting the purposes of their Incorporation that there shou[1]d be a Division of the Proprietary Interest of the Northern Canal from that of the Southern Canal on said River — and prayed for a separate Incorporation.

Separation of
Proprieties.

Be it enacted by the Senate & House of Representatives in General Court assembled and by the Authority of the same that the Propriety in the Locks & Canals between the head of the Falls at South Hadley & the mouth of Chicobee River, called the Lower Canals, be separated from the Propriety of those between the mouth of Deer-