

1793.

C H A P. LXVI. may appeal within three days to the commissioners of said town for redress, or any one of them, and he or they shall have power and authority to make such order therein as they may deem just and proper.

Market-house vested in the commissioners, &c.

XX. **And be it enacted,** That the said market-house, and the stalls, shambles, issues, and appurtenances thereof, shall be and the same are hereby vested in the said commissioners, and their successors, for the use and in trust for the benefit and advantage of the inhabitants of the said town; and the clerk of the said market shall have full power, under the direction of the said commissioners, to rent and hire out the stalls and shambles of the said market-house upon the best terms, and to keep a fair and just account, as well of the persons renting as of the profits arising from such rents, and to render duplicates of such accounts to the said commissioners annually on the first Monday of April, or oftener if he shall be required; and the said rents and profits shall be paid to the order of the said commissioners, and be applied to the uses directed by this act; and in default of payment the same shall be recovered, in the name of the said commissioners, of any tenant or person refusing or delaying to pay the same, by the warrant of a justice of the peace, as in the case of recovering small debts before a magistrate; and the clerk of the said market shall be allowed a reasonable compensation for his services, not exceeding the sum of fifteen pounds current money by the year, to be ascertained by the said commissioners, and to be proportionably assessed and levied upon the inhabitants and owners of property in the said town, according to the respective valuations herein before directed to be made.

No person to raise geese, &c.

XXI. **And be it enacted,** That it shall not be lawful for any person or persons to keep or raise any geese or swine within the limits of said town, except in pens or other enclosures; and if any geese or swine shall be found going at large within the limits of said town, it shall be the duty of the bailiff of said town, upon the information of any of the inhabitants thereof, or upon his own view, to distrain and seize all and every such geese or swine, and to secure the same in some common pound, to be provided by the said commissioners for that purpose; and all and every such geese or swine, so seized and secured, shall, if the property of any person or persons residing within the limits of said town or within one mile thereof, be forfeited for the benefit of said town, and sold at public sale by the bailiff, to the highest bidder, and the money arising from the sale thereof, (except the sum of six-pence for every goose and the sum of one shilling and six-pence for every hog, to be retained by the said bailiff for his trouble,) shall be accounted for and paid by the said bailiff to the commissioners of the town; and if the said geese or swine be the property of any person or persons residing without the limits aforesaid, such owner or owners shall forfeit and pay to the bailiff the sum of one shilling per day for every goose, and the sum of five shillings per day for every hog, so seized and secured as aforesaid; and in case of refusal, the said geese or swine shall be forfeited, and sold in the same manner, and under the same exceptions, as if they were the property of any person or persons residing within the limits of the said town; and the money arising from such sales or forfeitures, except as before excepted, shall be paid to the commissioners as aforesaid, and applied by them for the use and advantage of the said town.

When money is to be assessed, a list to be made, &c.

XXII. **And be it enacted,** That whenever it shall be judged necessary by the said commissioners to assess and levy any sum or sums of money on the inhabitants and owners of property in the said town, for any of the purposes, and subject to the provisions, herein before mentioned, the said commissioners shall make out a fair and alphabetical list of every person chargeable with such assessment, and shall annex the respective sums to be collected from each person; and the said commissioners shall thereupon endorse a warrant, in the nature of a *feri facias*, directed to the bailiff of the said town, commanding him to make and levy the several sums of money annexed to the said list with all convenient speed, and to enforce the collection thereof, if necessary, by the seizure and sale of the goods and chattels of any person who shall refuse or delay to make payment of such assessment; and the said bailiff, within the space of ten days after receiving any such list of assessment, shall furnish every person, so chargeable, with the amount of his