

CHAP. 100. appoint some person or persons in his or their place, so as to make the number of five commissioners as aforesaid, and that commissioners, so appointed, shall have the same powers as the commissioners appointed by this act.

Clerk appointed.

Proviso.

6. **AND BE IT ENACTED,** That George Saunders be and he is hereby appointed clerk of the said market for one year from the first of March next; *Provided nevertheless,* that in case of the death, resignation, or refusal to act, of the said George Saunders, a suitable person shall be appointed as clerk of the said market, by a majority of the said commissioners, who are hereby likewise vested with power and authority to remove the said George Saunders for misconduct or neglect of duty.

To be appointed annually—his duty

7. **AND BE IT ENACTED,** That from and after the first day of March, one thousand eight hundred and eleven, the clerk of the said market shall be appointed annually by a majority of the said commissioners, and shall be removable by them for misconduct or neglect of duty, and it shall be the duty of said clerk to take the possession, care and charge, of the market and market-house aforesaid, during his continuance in his office, and to inspect all provisions brought thereto for sale, to try the weights and measures used at the said market by standards, if any be provided, and kept there by said commissioners of said market for that purpose, and the same, when false or untrue, to seize, and dispose to the highest bidder, and also to try, by standard, the weight of butter, and such other articles of provision as are generally brought to market made up at a stated weight, and if they shall be found deficient in weight, unsound or unwholesome, to seize and sell the same to the highest bidder, and to pay the money arising from every such sale to the commissioners, who shall dispose of the same as herein directed.

Penalty on clerk for neglecting to attend market.

8. **AND BE IT ENACTED,** That the clerk of the said market, (unless prevented by sickness, or other unavoidable account or necessity,) shall, and he is hereby required, to attend the said market, at such hours as the commissioners may appoint at the different seasons, and if such clerk shall neglect or repair to attend as aforesaid, he shall, for every such offence, forfeit and pay the sum of five shillings current money, to be recovered by the commissioners of said market for the time being, before any justice of the peace for Washington county, to be paid and applied as by this act directed.

Penalty on persons buying provisions except upon stated market-days.

9. **AND BE IT ENACTED,** That no inhabitant of the said town, or other person, shall presume to buy, or cause to be bought, of any person or persons being and within one mile thereof, or having brought any kind of victuals or provisions whatsoever to the said market for sale, (except as before excepted,) either upon the above stated market-days, or any other day of the week, during the time of the stated market-houses, at any other place whatsoever, but at or in the aforesaid market-houses, under the penalty of twenty shillings current money, to be paid to the commissioners aforesaid, to be applied as is by this act directed.

On persons selling &c.

10. **AND BE IT ENACTED,** That no person whatsoever, after the time aforesaid, bringing or sending, or having brought or sent, any provisions or victuals to the said town for sale, shall presume to sell, or cause to be sold, the said victuals or provisions, for