

No. 130.

AN ACT

To prevent the destruction of fences in the county of York.

SECT. 1. *Be it enacted by the Senate and House of Representatives of the commonwealth of Pennsylvania in general assembly met, and it is hereby enacted by the authority of the same,* That from and after the passage of this act, if any person or persons shall, without the consent of the owner, wilfully take and carry away any part of the inclosure standing or being around any lots or lands within the borough of York, or within one mile thereof, every such person so offending, on being thereof legally convicted before any justice of the peace of the county of York, shall forfeit and pay for every such offence a sum not exceeding five dollars, for the use of the said borough, with costs; and in case such offender neglect or refuse to pay the same, or sufficient goods cannot be found whereof to levy the same, the said offender shall be committed to the jail of the said county, for a period not exceeding twenty days, and the several justices of the peace of the said county are hereby authorised to hear and determine every such case in a summary way, and to issue all necessary process for carrying this act into effect.

Penalty of
\$5 on de-
stroying
fences in or
within one
mile of York.

How collect-
ed, &c.

Authority to
justices.

FRED'K SMITH, *Speaker*
of the House of Representatives.

WM. G. HAWKINS,
Speaker of the Senate.

APPROVED—the fifth day of April, Anno Domini one thousand eight hundred and thirty.

GEO. WOLF.

No. 131.

AN ACT

Declaring the east branch of Standing Stone creek, in Huntingdon county, a public highway.

SECT. 1. *Be it enacted by the Senate and House of Representatives of the commonwealth of Pennsylvania in general assembly met, and it is hereby enacted by the authority of the same,*

From the
mouth to
Barr's spring

All obstruc-
tions may be
removed ex-
cept dams.

Slopes.

Proviso.
Not to injure
water works.

This act not
to interfere
with right to
erect dams.

Proviso.

Slopes to be
erected of
certain di-
mensions,
&c.

That from and after the passing of this act, the east branch of Standing-Stone creek, in Huntingdon county from the mouth thereof to the intersection of a spring on John Barr's farm, be and the same is hereby declared a navigable stream and public highway, and it shall and may be lawful for any person or persons desirous of improving or using the navigation of said east branch of Standing-Stone creek, to remove thereout all obstructions except mill or other dams already built, for the purpose of working any kind of water works, on which dams any such person or persons as aforesaid shall have full power to make slopes, such as are hereinafter described, and to keep the same in repair, for the passage of boats, rafts and arks: *Provided*, That in making such slopes, they shall in no wise injure the said dams or the water works thereto attached.

SECT. 2. *And be it further enacted by the authority aforesaid*, That nothing in this act contained shall be deemed, taken or understood to prevent any person or persons owning or possessing lands adjoining said east branch of Stone creek, who, independent of the passage of this act, would have a right under the general laws of this commonwealth, to erect a dam or dams across the said stream, from erecting such dam or dams: *Provided*, *nevertheless*, That every such dam or dams be so constructed, with a proper slope or slopes, erected in the most convenient parts thereof, so that rafts may not be obstructed in passing down the said creek, which slope shall be at least twenty feet wide, and be one foot lower than the other parts of the dam, the surface of which slope or slopes shall be made of wood or other materials well compacted together, so that none of the water may be lost in passing down the same, and for every foot said slope or slopes shall be in height, it shall extend fifteen feet down the stream.

FRED'K SMITH, *Speaker*
of the House of Representatives.

WM. G. HAWKINS,
Speaker of the Senate.

APPROVED—the fifth day of April, A. D. one thousand eight hundred and thirty.

GEO. WOLF.