

SECT. 2. *And be it further enacted by the authority aforesaid, That nothing in this act contained shall be deemed, Of the rights of landholders to erect dams.* ing or possessing lands on or adjoining said stream, 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 be so constructed with a proper slope, erected in the most convenient and proper part thereof, so that crafts may not be obstructed in passing down the said stream, which slope shall be sufficiently wide to admit the crafts usually run upon said stream, and be one foot at least lower than the other parts of the dam, the surface of which slope shall be composed of wood or other suitable materials, well compacted together, and for every foot in height shall extend fifteen feet down stream.

Proviso.
Dams to have slopes of certain dimensions.

SAM'L. ANDERSON,

Speaker of the House of Representatives.

THO'S. RINGLAND,

Speaker of the Senate.

APPROVED—The eighth day of April, Anno Domini, eighteen hundred and thirty-three.

GEO. WOLF.

No. 153.

AN ACT

To authorize John Everhart to erect a wing dam in Juniata river.

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 John Everhart, of Juniata township, Perry county, his heirs or assigns, be and he is hereby authorized to erect a wing dam in the Juniata river, on the east side thereof, at or near the Juniata falls, for the purpose of creating and using water power: *Provided,* That in so doing, he shall not in any degree interrupt or impede the navigation thereof, or injure private property.

Near the Juniata falls.

Proviso.

SECT. 2. *And be it further enacted by the authority aforesaid,* That in case any individual shall sustain any injury to his private property, by reason of the erection of said dam,

by reason of any interruption or impediment of any kind, in J. Everhart the free navigation of said river, or by damming the water liable for in- on his lands, or in any other manner or way whatever, he jury to pri- shall recover from the said John Everhart, his heirs or as- vate property signs, double the amount of any damages sustained in man- or navigation. ner aforesaid, with full costs.

SECT. 3. *And be it further enacted by the authority afore- said,* That it shall be the duty of the canal commissioners, Upon com- upon any complaint being made to them that the said dam plaint of an obstructs or impedes the navigation of said river or Pennsyl- comm'rs to vania canal, to examine the same personally, and if they, or direct removal. a majority of them, shall be of opinion that it does so obstruct or impede the navigation, they shall order the said John Everhart, his heirs or assigns forthwith to remove the same, and if he or they neglect to do so after being so notified for the space of three days, he or they, as the case may be, shall Penalty for delay. be liable to pay a fine of twenty dollars for each and every day it is permitted to remain after the expiration of the said three days, to be recovered in the name of the Common-wealth, as debts of like amount are, or may be recoverable by law, one half for the use of the person who may cause suit to be brought therefor, and the other half for the use of Recovery and appropriation. the Commonwealth, and the Legislature reserves the right to repeal this act at any time they shall deem the privileges hereby granted injurious to the public.

SAM'L. ANDERSON,

Speaker of the House of Representatives.

THO'S. RINGLAND,

Speaker of the Senate.

APPROVED—The eighth day of April, Anno Domini, eight-
teen hundred and thirty-three.

GEO. WOLF.

No. 154.

AN ACT

Supplementary to an act, entitled "An act to incorporate the Columbia, Chicquies and Marietta road and bridge company, passed March thirty-first, one thousand eight hundred and twenty-three.

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 the president and managers of the Columbia,