

and which said dam or dams shall obstruct the free navigation of the said stream, shall be guilty of a public nuisance; and that in addition to the remedies provided by the act of the twenty-third of March, A. D. one thousand eight hundred and three, entitled "An Act to authorize any person or persons owning lands adjoining navigable streams of water declared highways, to erect dams upon such streams for mills and other water works," any person aggrieved thereby shall have the common law remedies for the abatement of the said nuisances; neither shall said act be so construed as to affect the remedies provided by the common law: *Provided*, That this act shall not in any way affect any suit or prosecution heretofore commenced.

SECTION 2. That the stream called Raccoon creek, in the county of Clarion, be and it is hereby declared to be a public highway, from its mouth to the mouth of little Raccoon creek, to all intents and purposes, as are other streams that have been declared navigable. *Raccoon creek in Clarion county, declared a public highway.*

SECTION 3. That Spring creek, in the county of Elk, be and the same is declared a public highway, from the Big Forks of said Spring creek to its mouth, to all intents and purposes of the aforementioned streams. *Spring creek in Elk county, declared a public highway.*

FINDLEY PATTERSON,
Speaker of the House of Representatives.
DANIEL L. SHERWOOD,
Speaker of the Senate.

APPROVED—The thirtieth day of March, one thousand eight hundred and forty-six.

FRS. R. SHUNK

No. 171.

AN ACT

To authorize the street and road commissioners of the borough of Gettysburg, to lay out and open an alley in said borough.

SECTION 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 street and road commissioners of the borough of Gettysburg, in the county of Adams, be and are hereby required and authorized, on or before the first day of June next, to lay out and open a public alley in said borough, beginning at a point in West Middle street, immediately west of the stable of John Barret, and running thence, due south, to a point on West High street, in said borough, which said alley shall not exceed fifteen feet in width.

FINDLEY PATTERSON,
Speaker of the House of Representatives.
DANIEL L. SHERWOOD,
Speaker of the Senate.

APPROVED—The thirtieth day of March, one thousand eight hundred and forty-six.

FRS. R. SHUNK.