

CHAPTER MDCCCXVI.

AN ACT TO AUTHORIZE WILLIAM GARDNER, JUNIOR, TO ERECT A DAM, FROM A CERTAIN ROCKY ISLAND IN THE RIVER YOUGHIOGHENY, IN THE COUNTY OF WESTMORELAND, OPPOSITE TO HIS OWN LAND, TO THE SOUTHWEST BANK OF THE SAID RIVER.

[Section I.] (Section I, P. L.) 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 William Gardner, Junior, his heirs and assigns, be, and they are hereby, authorized and empowered to erect a dam, from a certain rocky island in the river Youghiogheny, opposite to his own land, to the southwest bank of said river. Provided always, That the said William Gardner, Junior, his heirs and assigns, in erecting the said dam, or in keeping the same in repair, or in drawing water as aforesaid, shall not in any degree injure or impede the navigation of the said river, or prevent the fish from passing up the same. And provided also, That the said William Gardner shall not interfere with any private property on the said river.

[Section II.] (Section II, P. L.) And be it further enacted by the authority aforesaid, That on the complaint of any person or persons to the judges of the court of quarter sessions of the said county, it shall and may be lawful for the said judges, to appoint three commissioners to view the said dam, and to compare it with the limitations herein set forth and enacted, and report to them at their next sessions in the said county the state thereof, which report, on oath or affirmation, if it contain an offense against this act, shall be sufficient ground for the court to direct a bill of indictment to be sent to the grand jury; and upon prosecution to conviction of an offense against this act, the party or parties so convicted shall be liable to pay a fine not exceeding two hundred dollars, at the discretion of the court,

and the court shall adjudge so much of the said dam to be abated and altered, as shall bring the same within the limitations and provisions of this act.

Passed March 27, 1795. Recorded L. B. No. 5, p. 409, etc.

CHAPTER MDCCCXVII.

AN ACT FOR THE RELIEF OF ANN RUSSEL.

Whereas Ann Russel has represented to the legislature, that in the beginning of the year one thousand seven hundred and ninety-two, she lost a new loan certificate, number thirteen thousand seven hundred and sixty-nine, bearing date the first day of January, one thousand seven hundred and eighty-seven, issued in the name of John Chew Thomas, for the sum of one hundred and twenty-nine pounds two shillings and nine pence, which she has reason to believe has been destroyed, as she soon after left notice of her loss at the office of the comptroller general, and also advertised it in Dunlap's American Advertiser, without success:

And whereas it appears to the legislature, by a certification from the comptroller general, that the said certificate has never been offered for redemption or exchange, and the said Ann Russel is ready to indemnify the commonwealth against the same:

[Section I.] (Section I, P. L.) Be it therefore 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 upon sufficient security being given to the governor by Ann Russel, to indemnify this commonwealth against a certain new loan certificate, number thirteen thousand seven hundred and sixty-nine, bearing date the first day of January, one thousand seven hundred and eighty-seven, issued in the name of John Chew Thomas, for the sum of one hundred and twenty-nine pounds two shillings and nine pence, and which the said Ann has since lost, and has reason