

of the same as far up as the mouth of Logans creek, shall be, and the same is hereby, declared a public highway, for the passage of boats and rafts, under the limitations and restrictions as herein specified; and it shall and may be lawful for the inhabitants, desirous of using the navigation of the said creek, to remove all the natural and artificial obstructions from the mouth thereof, as far up as Logan's creek aforesaid, and to erect such slopes and locks at the mill dams now built, as may be necessary for the passage of boats and rafts, provided such slopes and locks shall be so constructed as not to injure the works of said dams.

[Section II.] (Section II, P. L.) And be it further enacted by the authority aforesaid, That nothing in this act contained shall be deemed, taken or construed to prevent any person or persons possessing land on the said creek, in the county of Mifflin aforesaid, who, before the passing of this act, had authority, under the laws of this commonwealth, to erect a dam or dams that he, she or they may think proper, provided the same be so constructed, and kept in repair by the owners thereof, with complete slopes and locks in convenient parts of such dams, as that the navigation for boats and rafts will not be injured thereby.

Passed February 26, 1796. Recorded L. B. No. 6, p. 58, etc.

CHAPTER MDCCCLXXIV.

AN ACT DECLARING THE TUSCARORA CREEK A PUBLIC HIGHWAY.

[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 from and after the passing of this act, the Tuscarora creek, in Milford township, in the county of Mifflin, from the mouth thereof to Thomas Beale's milldam, shall be, and is hereby, declared to be a public highway.

[Section II.] (Section II, P. L.) 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 possessing lands on the said creek, who, before the passing of this act, had authority, under the laws of this commonwealth, to erect a dam or dams, from erecting any such dam or dams.

Provided, That such dam or dams be duly constructed and kept in repair, with a proper slope or slopes, at least twenty-five feet wide, and extending one perch down the stream for every foot the said dam or dams may be in height, and a lock or locks, at least twelve feet wide and sixty feet long, through which boats and canoes may at all times conveniently pass.

Passed February 26, 1796. Recorded L. B. No. 6, p. 61, etc.

CHAPTER MDCCCLXXV.

AN ACT AUTHORIZING BRINTNEL ROBBINS TO ERECT A MILL DAM OVER PART OF YOUGHIOGHENY RIVER, IN THE COUNTY OF WEST-MORELAND.

[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 Brintnel Robbins, his heirs and assigns be, and they are hereby, authorized to erect a dam over a part of the river Youghiogheny, opposite his own land, as will be necessary to draw a sufficient quantity of water to his mill, already erected on the north bank of said river.

Provided always, That the said Brintnel Robbins, his heirs and assigns, in erecting said dam, or in keeping the same in repair, or in drawing water as aforesaid, shall in no degree injure or impede the navigation of the said river, or prevent fish from passing up the same.