

hanna, down to the Maryland line, and for other purposes therein mentioned."⁽¹⁾

Section II. (Section II, P. L.) And be it further enacted by the authority aforesaid, That on complaint made to the judges of the court of quarter sessions of the county aforesaid, they shall appoint three commissioners, to view the said dam, and compare it with the provisions of this act, and to report to them at their next session, the state thereof; which report if it contains an offence against this act, the court shall direct a bill of indictment, to be sent to the grand jury; and upon prosecution to conviction, the said William Wright, his heirs or assigns, shall be liable to pay a fine not exceeding two hundred dollars, at the discretion of the court; who shall order so much of said dam, to be thrown down as will bring the same within the limitations and provisions of this act, at the expense of the person convicted.

Approved February 11th, 1803. Recorded in L. B. No. 8, p. 228.
Note (1). Chapter 2186; 16 Statutes at Large. p. 549.

CHAPTER MMCCCXXX.

AN ACT TO AUTHORIZE SAMUEL BELL AND NICHOLAS GERST, THEIR HEIRS AND ASSIGNS RESPECTIVELY, TO ERECT MILLDAMS ON SWATARA CREEK, IN THE COUNTY OF DAUPHIN.

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 it shall and may be lawful for Samuel Bell, his heirs and assigns, to erect, support and for ever maintain a mill dam across Swatara creek, adjoining his own land, and with the consent and approbation of the owners of the land on the opposite side of the said creek, of such convenient height as he or they may think necessary, for the purpose of drawing off thereby so much of the water out of the said creek, as may be necessary for his mill and other waterworks: Provided, that he or they shall erect a good and sufficient lock, and keep the same in good order

and repair for the free passage of boats, and such slope as may admit the passage of fish without interruption over the said dam, and also, that the rights of individuals shall be preserved.

Section II. (Section II, P. L.) And be it further enacted by the authority aforesaid, That it shall and may be lawful for Nicholas Gerst, his heirs and assigns, to erect, support and for ever maintain, a mill-dam across Swatara creek, opposite to his or their own land, with the consent and approbation of the owner of the land on the opposite side of the said creek, of such convenient height as may be necessary for the purpose of drawing off thereby so much of the water out of the said creek, as may be necessary for his mill and other water-works: Provided, he or they shall make a good and sufficient lock, for the free passage of boats, and keep the same in good order and repair, and such slope as may admit the passage of fish without interruption over the said dam, and also that the rights of all and every individual shall not be injured or infringed by any of the privileges granted by this act.

Approved February 11th, 1803. Recorded in L. B. No. 8, p. 229.

CHAPTER MMCCCXXXI.

AN ACT FOR SETTLING THE ACCOUNTS OF THE TRUSTEES OF WAYNE COUNTY, AND VESTING THE POWERS OF SAID TRUSTEES IN THE COUNTY COMMISSIONERS.

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 the commissioners of Wayne county, shall on or before the first day of June next, settle and adjust the accounts of the trustees of said county, and pay out of the county stock, such sum or sums of money, as they may find due to the said trustees, or either of them. Provided, that such settlement be first approved of by the auditors of the said county.