

CHAPTER MMCCCXXIX.

AN ACT AUTHORIZING WILLIAM WRIGHT TO LEAD OFF AND USE PART OF THE WATERS OF THE SUSQUEHANNA, ON HIS OWN LAND, IN YORK COUNTY.

Whereas it hath been represented to the legislature by William Wright, that he is proprietor of the land adjoining Chiquis falls, on the west side of Susquehanna river, in Hellam township, York county, and requesting permission of the legislature to lead off on his own land, part of the waters out of said river, for the supply of such waterworks as he may erect thereon.

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 Wright, proprietor of the land adjoining Chiquis falls, on the west side of the river Susquehanna, in York county, and his heirs and assigns, shall have liberty, and are hereby authorized and empowered, to lead off on the said land, a part of the water out of the said river, for the supply of such waterworks as he the said William Wright, his heirs and assigns, may see fit to erect thereon, and to build such dam in the said river, adjoining his said land, as shall be necessary for effecting the purpose intended: Provided always, that the said William Wright, his heirs or assigns, in building such dam and leading the water out of said river, do not infringe on, or injure the rights and privileges of any individual, nor in any wise impede or obstruct the navigation in the same: And provided also, that nothing herein contained shall be construed to impair any contract existing between this state and the Chesapeake and Delaware canal company, incorporated or to be incorporated by virtue of the act, entitled "An act to incorporate a company for the purpose of cutting and making a canal, between the river Delaware and the Chesapeake bay, and to authorize the clearing of obstructions in the river Susque-

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