

William Woods, at Millar's town, in the township of Greenwood aforesaid; any law to the contrary notwithstanding.

ISAAC WEAVER, *junior, Speaker*  
of the House of Representatives.

SAMUEL MACLAY, *Speaker*  
of the Senate.

APPROVED—March the eighth, 1802 :

THOMAS M'KEAN, *Governor,*  
of the Commonwealth of Pennsylvania.

## CHAPTER XXXVII.

*An ACT to authorise John Sherer, to erect a wing-dam on Monongahela river, in the county of Allegheny.*

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 John Sherer, his heirs and assigns, be, and they are hereby authorized to erect a wing-dam two feet high at low water mark, on Monongahela river, adjoining his own land in the county of Allegheny, about one mile below M'Kee's port, on the north-east side of said river, at a place known by the name of "Braddock's upper fording," and to extend the dam so far into the said river as may be necessary, not exceeding one-third of the width of

J. Sherer authorized to erect a wing-dam on the Monongahela river, so as not to impede the navigation thereof.

of said river, for his mill or mills: *Provided*, That the said John Sherer, his heirs and assigns, in erecting the said dam or keeping the same in repair, or in drawing off the water, shall not thereby, 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 John Sherer, his heirs and assigns, shall not thereby interfere with any private property on the said river.

Sec. 2. *And be it further enacted by the authority aforesaid*, That on complaint of any person or persons to the judges of the court of quarter sessions of the said county, it shall be the duty of the said judges to appoint three commissioners to view the said dam, and compare it with the limitations and provisions herein set forth and enacted, and report to them at their next sessions in the said county the state thereof; which report, if it contain an offence against this act, it shall be the duty of the court to direct a bill of indictment to be sent to the grand jury, and upon prosecution to conviction, the said John Sherer, 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 the said dam to be abated as shall bring the same within the limitations and provisions of this act, at the cost of the person so convicted.

Commissioners  
to be appointed  
on complaint  
of any person  
to view the  
dam, &c.

ISAAC WEAVER, *junior*, *Speaker*  
*of the House of Representatives.*

SAMUEL MACLAY, *Speaker*  
*of the Senate.*

APPROVED—March the twelfth, 1802:

THOMAS M'KEAN, *Governor*,  
*of the Commonwealth of Pennsylvania.*

CHAP.