

met, and it is hereby enacted by the authority of the same, That the title of James French, of the township of New London, in the county of Chester, (an alien, a man of colour,) to a certain tract of land containing nineteen acres, three quarters and thirty perches, situate in the township aforesaid, is hereby confirmed as far as the same may be deficient on account of the said James French being an alien, and any conveyance or assurance which he may make of the premises shall be, to all intents and purposes as good and sufficient as if the said James French had been a citizen of the United States, at the time he acquired the tract or piece of land aforesaid.

JOHN WEBER, *Speaker*
of the House of Representatives.

P. C. LANE, *Speaker of the Senate.*

APPROVED—the thirteenth day of February, one thousand eight hundred and eleven.

SIMON SNYDER.

CHAPTER XLV.

An ACT to authorize John Umstead to erect a mill-dam in the river Schuylkill, in the county of Montgomery.

WHEREAS John Umstead of the county of Montgomery, proprietor of an island in the river Schuylkill known by the name of "Pennebecker's island," and also of a tract of land including the eastern bank of said river, opposite to the island aforesaid, has requested from the legislature permission to make a dam from said island to the eastern bank aforesaid, for the purpose of erecting a mill or other water works; *And whereas* a dam has been heretofore erected by the commissioners for improving the navigation of said river from the eastern shore above the said island extending to the head of the same, in order to turn the water into and deepen the channel on the west side of the island. And as it therefore appears that a compliance with the wishes of the said Umstead will not injure the navigation of the river or obstruct the passage of fish, but will be an advantage to the public as well as to the individual; Therefore,

SECT. 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 Umstead of the county of Montgomery, his heirs and assigns, be, and they hereby are authorized and empowered to erect and forever maintain a dam in the river Schuylkill, extending from the eastern shore thereof opposite his own land, to an island known by the name of "Pennebecker's island," of sufficient

Title of James French to a certain tract of land confirmed.

John Umstead &c. authorized to build and maintain a dam in the river Schuylkill.

height to enable him to draw off the water for the use of a mill or other water works; *Provided*, That the said John Umstead, ^{Provided} his heirs and assigns, in erecting the said dam and keeping it in repair, or in drawing off the water from the said river, shall not thereby or in any wise injure or impede the navigation thereof, nor infringe the rights and privileges of any individual, nor shall they erect any wier, rack or basket, nor make use of any such device for the purpose of taking fish out of the waters drawn off said river by means of said dam; *Provided*, the said John Umstead, his heirs and assigns, shall not take any more water from the aforesaid dam, than will supply two water wheels ^{Not to take more water than will supply two water wheels.} for said mill or water works.

SECT. XI. *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 peace of the county of Montgomery, it shall be the duty of the said judges to appoint three reputable and disinterested persons to view the said dam and compare it with the limitations and provisions of this act, and report the state thereof to the said court at their next session, whereupon if it shall appear thereby that any offence has been committed against this act it shall be the duty of the said court to direct a bill of indictment to be sent to the grand jury, and upon prosecution to conviction, the said John Umstead, his heirs and assigns, or any of them, shall be liable to pay a fine not exceeding two hundred dollars, at the discretion of the court one half for the use of the person prosecuting to conviction; and the court shall moreover 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 or persons so convicted; *Provided nevertheless*, That nothing herein contained shall be taken to prevent any person prosecuting under this act, from being received as a competent witness at the trial of any indictment under the same.

JOHN WEBER, *Speaker*
of the House of Representatives.

P. C. LANE, *Speaker of the Senate.*

APPROVED—the thirteenth day of February, one thousand eight hundred and eleven.

SIMON SNYDER.

CHAPTER XLVI.

An ACT authorizing the sale of a certain tract of land in Newbury township, York county.

WHEREAS Samuel Garretson and James Wickersham, trustees of the religious society of Friends and others of the said