

## An Act

Declaring the Wapascening creek, in the county of Bradford, a public highway, from the New York state line up to Joseph Elbree's mill, and for other purposes.

**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 from and after the passing of this act, Wapascening creek in Bradford county, from the New-York state line up to Joseph Elbree's mill, be and the same is hereby declared a public highway, for the passage of rafts, boats or other craft; and it shall and may be lawful for the inhabitants desirous of using the navigation of said creek, to remove all natural and artificial obstructions from the bed or channel of said creek, except dams for mills and other water works, and also to erect such slopes at the mills or other dams in said creek as may be necessary for the passage of rafts, boats or other vessels: *Provided,* Such slopes be so constructed as not to injure the works of such dams: *And provided also,* That any person or persons owning or possessing lands on said creek, shall have liberty to construct any dam or dams across the same, agreeably and subject to all the restrictions and provisions of an act of the General Assembly of this Commonwealth, passed the twenty-third day of March, one thousand eight hundred and three, entitled An act to authorize any person or persons owning land adjoining navigable streams of water declared public highways, to erect dams upon such streams for mills and other water works.

Part of  
Wapascening  
creek declar'd  
a public  
highway.

Proviso.

2d Proviso.

Part of Big  
Mahoning  
creek declar.  
a public  
highway.

Proviso.

2d Proviso.

**SECTION 2.** From and after the passage of this act, that part of Big Mahoning creek, in Jefferson county, from the mouth of Canoe creek to the forks of Stump creek in said county, is hereby declared a public highway, for the passage of rafts, boats and other craft; and it shall and may be lawful for persons desirous of using the navigation of said creek between the points aforesaid, to remove all natural and artificial obstructions from the bed or channel of said creek, except dams for mills and other water works, and also to erect such slopes at the mill or other dams on said creek as may be necessary for the passage of rafts, boats or other vessels: *Provided,* Such slopes be so constructed as not to injure the works of such dams: *And provided also,* That any person or persons owning or possessing lands on said creek, shall have liberty to construct any dam or dams across the same, agreeably and subject to all the restrictions and provisions of an act of the General Assembly of this Commonwealth, passed the twenty-third day of March, one thousand eight hundred and three, entitled An act to authorize

any person or persons owning lands adjoining navigable streams of water declared public highways, to erect dams on such streams for mills and other water works.

SECTION 3. Hereafter the time for electing managers of the Hanover and Carlisle turnpike road company, by the commissioners of the counties of Cumberland and Adams, shall be the second Tuesday of December, annually, and the present managers to continue in office until a new election.

Annual elections of managers of Hanover and Carlisle t'np.

SECTION 4. So much of any law as is altered by the preceding section of this act is hereby repealed, and no more.

Repeal.

SECTION 5. So much of the act of the ninth of April, one thousand eight hundred and thirty-three, entitled an Act to incorporate the Susquehanna rail-road company and the Millinburg bridge company, and for other purposes, as relates to the appropriation of certain road taxes in Luzerne county, being the fortieth and forty-first sections of said act, and so much of the act of the third of May, one thousand eight hundred and thirty-two, entitled An act relative to certain State roads, and declaring certain creeks highways, and for other purposes, as relates to the appropriation of road taxes in the townships of Union and Lehman, in said county, be and the same are hereby repealed, and the money referred to in said sections shall be paid to the supervisors of the respective townships for the time being, upon the orders of the commissioners of said county, to be appropriated under the provisions of the general law in such cases provided.

Appropriation of road taxes, so much as relates to Union and Lehman tow. Luzerne co. repealed.

JAMES THOMPSON,  
Speaker of the House of Representatives.

THOMAS S. CUNNINGHAM,  
Speaker of the Senate.

APPROVED—The thirteenth day of April, one thousand eight hundred and thirty-five.

GEO: WOLF.



No. 130.

**An Act**

To extend the laws relating to mechanics' liens to the counties of Washington, Huntingdon, Mercer, Beaver and 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 from and after the passage of this act, the act entitled An act securing to mechanics and others payment for their labor and materials in erecting any house or building within