

No. 12.

An Act

To authorize the Appraisers of Damages on the Pennsylvania Canal, to settle and adjust the claim of damages of Jacob Hill and Company.

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 it shall be the duty of the Appraisers of damages on the Pennsylvania canal, to ascertain if any damage was done to and sustained by Jacob Hill, ~~Ed Hill,~~ and Levi Hill, co-partners in trade, under the firm of Jacob Hill and Company, in the carrying away and destruction of their salt on the river Kiskiminetas, below the Leechburg dam, by the freshet in the month of February, one thousand eight hundred and thirty-two, and if upon full investigation and inquiry, they shall be of opinion any damage was sustained, and that said loss was caused by the construction or the breaking of the dams in the said river, without default or negligence on the part of the owners, and that the commonwealth ought to be responsible for the same, then to report the amount of damages they shall find the said Jacob Hill and Company shall be entitled to, taking into consideration the advantage of the canal and public improvements on said river to the property of the said Jacob Hill and Company, which sum so reported, shall be paid out of the damage fund, as in other cases of damages sustained by reason of the construction of the Pennsylvania canal, and that the said Appraisers shall in this case have power to issue subpoenas to witnesses, and if necessary, to award attachments to compel their attendance.

LEWIS DEWART,

Speaker of the House of Representatives.

THOMAS S. CUNNINGHAM,

Speaker of the Senate.

APPROVED—The third day of February, Anno Domini, one thousand eight hundred and thirty-seven.

JOS : RITNER.