

CHAPTER MDCXCII.

A FURTHER SUPPLEMENT TO THE ACT, ENTITLED "AN ACT TO REGULATE THE FISHERIES IN THE RIVER SCHUYLKILL."¹

Whereas, in order to improve the navigation of the river Schuylkill, dams have been erected therein, by reason whereof the channel in many places has become very narrow and contracted. Therefore:

[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 if any person or persons from and after the passing of this act shall set up, fix or fasten any kind of hoop-net, or other net or nets, or other device or obstruction whatsoever, across any navigable channel of the river Schuylkill, whereby the fish may be obstructed from going up the said river, or shall, during his or their fishing in the said river, employ any person or persons to obstruct the fish passing up through the said narrow channels, by riding in the same or beating the water with poles, every such person or persons so offending or who shall be aiding or assisting therein, and being thereof convicted before any justice of the peace, where he or they shall be apprehended, which justice is hereby authorized to hear, try and determine the same, shall forfeit the sum of sixty dollars for every such offence, to be paid to the informer or prosecutor, or suffer two months' imprisonment, saving to the parties, respectively, the right of appeal from the judgment of said justice to the next court of quarter sessions of the peace, of the proper county, upon condition that he or they give security to prosecute the same to effect.

[Section II.] (Section II, P. L.) And be it further enacted by the authority aforesaid, That the owner or owners of fishing

¹ Passed March 23, 1785; Chapter 1146.

places, or parts used as fisheries, within the said river, shall give a particular description of the same, together with their names, to the nearest magistrate on that side of the river where he, she or they shall dwell, who shall enter the same in a book to be kept for that purpose, for which he shall receive the sum of twenty cents, to be paid by such owner or owners thereof, and the said owner or owners shall moreover, during the fishing seasons, have and keep their names written in legible characters on a board, which shall be affixed at the place of drawing out the seine and exhibited to full view, and any person or persons neglecting or refusing to give a particular description of his, her or their fishing place, and enter his, her or their names, as aforesaid, with the nearest justice, as aforesaid, or who shall not exhibit his, her or their names on a board, as is before directed, shall, in either case, forfeit the sum of fourteen dollars, to be paid to the informer or prosecutor of such offence, shall be committed, saving the liberty of appeal to such parties, respectively, as is mentioned in the first section of this act.

(Section III, P. L.) Whereas disputes have arisen between the owners or superintendents of the several bridges on the river Schuylkill and the owners or persons having the charge of boats or rafts, which have occasion to ascend or descend the said river, with respect to opening the said bridges for the accommodation of the said boats or rafts. And whereas it is necessary that the causes from which those disputes have proceeded should be removed, as far as may be consistent with the interests of the parties and the public at large: Therefore:

[Section III.] Be it enacted by the authority aforesaid, That from and after the passing of this act, the owners or superintendents of the several bridges on the river Schuylkill, shall, within one hour after an application shall be made to such owners or superintendents by an owner or person having the care or direction of a boat or boats or rafts, open the same for the passage of such boat or boats or rafts, without fee or reward.

Passed April 11, 1793. Recorded L. B. No. —, p. —. (not given).