

and thirty, think proper to take possession of the said road, or to declare the same to be free of toll, five persons shall be appointed by the legislature, and five by the president and managers of the said company, who, or any six or more of them, shall proceed to examine and estimate the value of the property which the said company hath therein, and certify the amount thereof to the governor of this commonwealth, who shall cause the same to be laid before the legislature at their next session; and whenever the amount so certified shall be by law paid to the said company, their right to take toll on the said road, together with all their right, title, claim and interest therein, shall cease and determine.

Approved March 5, 1804. Recorded in L. B. No. 9, p. 395.

CHAPTER MMCDXLVI.

AN ACT DECLARING PART OF CONEDOGWINIT CREEK, IN THE COUNTY OF CUMBERLAND, A PUBLIC HIGHWAY.

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 from and after the passing of this act, Conedogwinit creek, from the Cove fording to the Franklin county line, shall be, and the same is hereby declared to be a public highway, for the passage of boats and rafts along the same, and it shall and may be lawful for the inhabitants desirous of improving or using the navigation of the said creek, to remove all natural and artificial obstructions from below the Cove ford, on said creek, to the Franklin county line aforesaid: Provided in doing the same, they shall not thereby do any damage to private property.

Section II. (Section II, P. L.) And be it further enacted by the authority aforesaid, That nothing in this act contained shall be deemed, taken or understood, to prevent any person or persons possessing land on said creek, who, before the passing of this act had authority under the law of this commonwealth to erect a dam or dams, from erecting the same, as

he, she or they may think proper: Provided, that such dam or dams be so constructed and kept in repair by the owners thereof, with complete slopes and locks on convenient parts of such dams, as that the navigation of said creek for boats and rafts will not be injured, nor the passing of fish prevented.

Approved March 5, 1804. Recorded in L. B. No. 9, p. 409.

CHAPTER MMCDXLVII.

AN ACT TO ALTER AN ACT, ENTITLED "AN ACT TO ERECT THE TOWN OF PITTSBURGH, IN THE COUNTY OF ALLEGHENY, INTO A BOROUGH, AND FOR OTHER PURPOSES THEREIN CONTAINED." (*).

Whereas the inhabitants of the borough of Pittsburgh, in the county of Allegheny, have petitioned for an alteration in the law for incorporating said borough; stating, that on a fair experiment they have found the existing law insufficient to promote conveniency, good order and public utility: 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 the said town of Pittsburgh shall still continue and forever remain a borough, under the name and title of "The borough of Pittsburgh;" the extent and bounds of which shall be the same as in the original law, to wit: Beginning at the point or confluence of the rivers Allegheny and Monongahela, and running up the north-east branch of the said river Monongahela, south fifty-seven degrees, east thirty-nine perches, to Short street; thence south sixty-four degrees, east two hundred and seven perches, to Grant street; thence south seventy-four degrees, east forty-nine perches, to the mouth of Sooke's run; thence north thirty degrees, east one hundred and fifty perches, to a post in Andrew Watson's field; thence north nineteen degrees, west one hundred and fifty perches, to the river Allegheny; thence down the said river Allegheny, south seventy-one degrees, west three hundred and fifteen perches, to the place of beginning.