

private roads."⁽¹⁾ And if the court approve and confirm the report of the jury aforesaid, it shall be and remain a county road, subject to the same regulations as other county roads within this commonwealth.

Approved April 7, 1807. Recorded in L. B. No. 11, p. 29.
Note (1) Chapter 2298, 17 Statutes at Large p. 151.

CHAPTER MMDCCCXL.

AN ACT VESTING A TITLE TO SIXTY ACRES OF LAND IN MAHANoy TOWNSHIP, NORTHUMBERLAND COUNTY, IN CERTAIN TRUSTEES AND THEIR SUCCESSORS, FOR THE BENEFIT OF A CONGREGATION COMPOSED OF PRESBYTERIANS AND LUTHERANS.

Whereas it has by petition been represented to the legislature by the members of a congregation composed of Presbyterians and Lutherans, that the said congregation have erected a house for public worship and a school house, on a tract of land containing about sixty acres, situate in Mahanoy township, in Northumberland county, which tract is the property of the commonwealth; that the land is of inferior quality and but little improved, and the congregation but few in number, and not wealthy; they therefore have prayed the legislature to vest a title in certain trustees and their successors, for the benefit of the said congregation, in enabling them to promote piety and diffuse useful learning: And whereas, it is just and consistent with a generous policy which ought to be pursued in a republican government to aid their less wealthy citizens in establishing useful institutions: 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 officers of the land office are hereby authorized and required to issue a warrant, and complete a title on receiving the usual office fees, for sixty acres of land situate in Mahanoy township, in Northumber-

land county, and adjoining lands of Adam Campbell, Nicholas Bob, Anthony Dockey and Jacob Yeagley, unto Adam Lenker, esquire, and John Bingman, and their successors, in trust and for the sole use and benefit of the congregation of Mahanoy township composed of Presbyterians and Lutherans.

Approved April 7, 1807. Recorded in L. B. No. 11, p. 30.

CHAPTER MMDCCCXLI.

AN ACT TO ENABLE DAVID MAHON, JOHN SIMPSON AND OTHERS TO RESTORE A STREAM OF WATER, IN THE NEIGHBORHOOD OF SHIPPENSBURG IN THE COUNTY OF CUMBERLAND TO ITS ANCIENT COURSE, AND FOR OTHER PURPOSES THEREIN MENTIONED.

Whereas it has been represented by David Mahon, John Simpson and others, inhabitants of Shippensburg and its vicinity of Cumberland county, that they labor under great inconvenience from the want of water in their wells, and through their farms, occasioned as they conceive from a sudden termination of an ancient stream, by the waters wholly sinking into the ground, on the plantation of a certain Adam Myer, in the same neighborhood, and passing off through a subterraneous channel without making its appearance again: And whereas, it is manifest, that unless the said stream can be restored to its former course, the real property in the village of Shippensburg and the farms adjacent, will daily diminish in their value, and thereby occasion a loss to the public as well as to the said inhabitants: And whereas, no contract can be entered into with the said Adam Myer to restore said stream of water to its ancient course, that will effectually secure the right thereof to said inhabitants, by reason of the said Adam Myer having long since mortgaged his said plantation: And whereas, there are certain cases, in which the property of an individual with just compensation therefor, must yield to the public good, and the present in the opinion of the legislature being one: Therefore,