

. Provided, That all precepts or warrants issued by any of the justices of the peace, within the said townships or district, for any offence or cause of action arising therein, shall be directed to the high constable of the township or district in which the person, against whom any such warrant or precept may or shall be issued, shall reside, and shall be executed by the said high constable, or his deputies, unless the said precept or warrant shall be against him or them, or some one of them, in which case, it may be executed by any constable of the county.

[Section III.] (Section III, P. L.) And be it further enacted by the authority aforesaid, That so much of the act, to which this is a supplement, as authorizes and directs the electors of the townships of the Northern Liberties, and Germantown, and district, of Southwark, to elect constables of the said townships and district, or that requires that the constables for the said townships and district should be freeholders, be, and the same is hereby, repealed.

[Section IV.] (Section IV, P. L.) And be it further enacted by the authority aforesaid, That this act shall continue and be in force for and during the term of three years, and from thence to the end of the next sessions of the general assembly.

Passed January 13, 1796. Recorded L. B. No. 6, p. 54, etc.

See Act of February 27, 1798, Chapter 1968, repealing clause as to appointment of high constable for Northern Liberties, as to Southwark, see the Act of March 7, 1797, Chapter 2024.

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## CHAPTER MDCCCLXXIII.

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### AN ACT DECLARING A CERTAIN PART OF SPRING CREEK 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, Spring creek, in the county of Mifflin, from the mouth

of the same as far up as the mouth of Logans creek, shall be, and the same is hereby, declared a public highway, for the passage of boats and rafts, under the limitations and restrictions as herein specified; and it shall and may be lawful for the inhabitants, desirous of using the navigation of the said creek, to remove all the natural and artificial obstructions from the mouth thereof, as far up as Logan's creek aforesaid, and to erect such slopes and locks at the mill dams now built, as may be necessary for the passage of boats and rafts, provided such slopes and locks shall be so constructed as not to injure the works of said dams.

[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 construed to prevent any person or persons possessing land on the said creek, in the county of Mifflin aforesaid, who, before the passing of this act, had authority, under the laws of this commonwealth, to erect a dam or dams that he, she or they may think proper, provided the same be so constructed, and kept in repair by the owners thereof, with complete slopes and locks in convenient parts of such dams, as that the navigation for boats and rafts will not be injured thereby.

Passed February 26, 1796. Recorded L. B. No. 6, p. 58, etc.

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#### CHAPTER MDCCCLXXIV.

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#### AN ACT DECLARING THE TUSCARORA CREEK 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, the Tuscarora creek, in Milford township, in the county of Mifflin, from the mouth thereof to Thomas Beale's milldam, shall be, and is hereby, declared to be a public highway.