

[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 lands on the said creek, who, before the passing of this act, had authority, under the laws of this commonwealth, to erect a dam or dams, from erecting any such dam or dams.

Provided, That such dam or dams be duly constructed and kept in repair, with a proper slope or slopes, at least twenty-five feet wide, and extending one perch down the stream for every foot the said dam or dams may be in height, and a lock or locks, at least twelve feet wide and sixty feet long, through which boats and canoes may at all times conveniently pass.

Passed February 26, 1796. Recorded L. B. No. 6, p. 61, etc.

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## CHAPTER MDCCCLXXV.

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AN ACT AUTHORIZING BRINTNEL ROBBINS TO ERECT A MILL DAM OVER PART OF YOUGHIOGHENY RIVER, IN THE COUNTY OF WEST-MORELAND.

[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 Brintnel Robbins, his heirs and assigns be, and they are hereby, authorized to erect a dam over a part of the river Youghiogheny, opposite his own land, as will be necessary to draw a sufficient quantity of water to his mill, already erected on the north bank of said river.

Provided always, That the said Brintnel Robbins, his heirs and assigns, in erecting said dam, or in keeping the same in repair, or in drawing water as aforesaid, shall in no degree injure or impede the navigation of the said river, or prevent fish from passing up the same.

And provided also, That the said Brintuel Robbins shall not interfere with any private property on the said river.

[Section II.] (Section II, P. L.) And be it further enacted by the authority aforesaid, That on the complaint of any person or persons to the judges of the court of quarter sessions of the said county, it shall and may be lawful for the said judges to appoint three commissioners, to view the said dam, and to compare it with the limitations and provisions herein set forth and enacted, and report to them at their next sessions in the said county, the state thereof, which report, on oath or affirmation, if it contain a statement of facts constituting an offense against this act, shall be sufficient grounds for the court to direct a bill of indictment to be sent to the grand jury, and, upon prosecution to conviction, shall be liable to pay a fine not exceeding two hundred dollars, at the discretion of the court; and the court shall adjudge so much of the said dam to be abated and altered, as shall bring the same within the limitations and provisions of this act.

Passed February 26, 1796. Recorded L. B. No. 6, p. 60.

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## CHAPTER MDCCCLXXVI.

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### AN ACT FOR THE RELIEF OF VALENTINE ECKHART.

Whereas, it appears to the legislature, that the agents for confiscated estates in the county of Northumberland sold unto Valentine Eckhart a tract of land, situated on Fishing creek, in the said county, containing six hundred acres, as part of the confiscated estate of Alexander Bartram, for the sum of eight hundred and twenty-six pounds, which sum hath been paid to this commonwealth by the said Valentine Eckhart in unfunded depreciation certificates. And whereas the said Valentine Eckhart has been and is unable to obtain from this commonwealth any sufficient title to the said lands, by reason of the said Alexander Bartram having never had a fee in three hundred acres