

commonly set in the Tides of the Rivers anywhere in the River Susquehannah where the Tide Ebbs and flows nor in any Part of the River Patuxent below the place commonly called Mount Pleasant

Liber H. S. No. 1

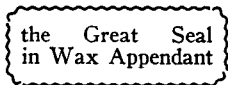
This Act to continue for and during the Term of three Years and to the End of the next Session of Assembly which shall happen after the End of the said three Years

[Continuance]

By the Lower House of Assembly 15th June 1768
Read and Assented to
Sign'd by Order
T. Wright Cl. Lo: Ho:

On Behalf of the right Honble the Lord Proprietary of this Province
I Will this be a Law
Hor.^o Sharpe

By the Upper House of Assembly 15th June 1768
Read and Assented to
Signed by Order
UScott Cl: Up: Ho:



N:º 5. An Act to Prevent any Obstruction of the Navigation in the River Potowmack

Whereas it is represented to this General Assembly that the Water Carriage is greatly obstructed by erecting Fish Dams above the Falls in the River Potowmack and also in Monococy River

[Preamble]

Be it therefore Enacted by the Right Honourable the Lord Proprietary by and with the Advice and Consent of his Lordships Governor and the Upper and Lower Houses of Assembly and the Authority of the same That all fish Dams or other Devices for catching of Fish already made or hereafter to be made and all other Erections hereafter to be made in the River Potowmack between the Great Falls and Wills's Creek or in the River Monococy below the Dividing thereof into the two Pipe Creeks shall be and are hereby deemed and declared Nusances and may by any Person or Persons be pulled down prostrated and abated as such And that no Person or Persons whatsoever shall hereafter put place or erect any such Fish Dam or place or make any Heap of Stones or other Erection whatsoever within the said Parts of either of the said Rivers under the Penalty of fifteen Pounds Current Money for every such Offence to be Recovered in any Court of Record within this Province with Costs by Action of Debt Bill of Indictment or Information wherein but one Impar lance shall be allowed one half to the Informer or him or them that will Sue or Prosecute to Effect for the same and the other half thereof to be paid to the Sheriff of Frederick County to be by him accounted for and paid to the Justices of said County and by them applied towards clearing or improving the Navigation of the said Rivers

[Fish-dams, &c. erected between the Great-Falls and Will's Creek, &c. deem'd nuisances]

p. 678

[No more to be erected under a Penalty]

And be it further Enacted That if any Person or Persons shall obstruct or hinder any other Person or Persons from pulling down prostrating or abating any such Nuisance as aforesaid or shall assault or wound any Person for pulling down prostrating or abating any

[Persons obstructing the pulling down such Nuisance, to forfeit 20 l. &c.]