

CHAP. 100.

Part of an act repealed.
* Ch. 63.

4. AND BE IT ENACTED, That such parts of an act passed at November session, seventeen hundred and ninety-five,* entitled, An act for making an addition to the town of Havre-de-Grace, and to improve the navigation of the river Susquehanna, and for other purposes, as relate to the granting of a lottery, be and the same are hereby repealed.

5. AND, whereas it is highly important to the state of Pennsylvania that the obstructions in the river Susquehanna as aforesaid be removed, and it may be presumed that the legislature of the said state of Pennsylvania will, in their wisdom, adopt a policy conducive to the removal of such obstructions, to which contingency this legislature wishes to provide a co-operation; therefore, BE IT ENACTED, That if the said state of Pennsylvania, within the present year, by lottery or lotteries, appropriation or otherwise, raise a sum of money not less than fifty thousand dollars, or in five annual proportions of not less than ten thousand dollars each year, to be applied to the clearing of a channel between the town of Columbia and the Maryland line as aforesaid, and to the making of a canal or canals for boats where the river shall be found too rapid to pass in safety, or too difficult to ascend with ease, the said General Samuel Smith, Gabriel Christie, Robert Gilmore, John Adlum, Samuel Hughes, Mark Pringle and John Stump, (of Harford,) or any three of them, are hereby authorised and empowered to act, co-operate and unite with, such person or persons as the state of Pennsylvania shall appoint, to make an easy and safe channel, and such canal or canals as shall be found necessary and practicable, and to adopt such mode and means for effecting the same as shall be found most likely to attain the end in view; *Provided nevertheless*, that before the said General Samuel Smith, Gabriel Christie, Robert Gilmore, John Adlum, Samuel Hughes, Mark Pringle and John Stump, (of Harford,) or any three of them, shall make any pledge or disbursement of money towards any canal or canals, the state of Pennsylvania shall, by law, secure the said canal or canals as a property in common to the said state of Pennsylvania and the state of Maryland, to be for ever held and kept as a common highway, and for no other use; and that there shall be charged a toll for passing the said canal or canals, equal to a cent per bushel for wheat, and a proportionate sum on every other article, having relation to the value, bulk and weight, of such articles, to be hereafter regulated by law, as shall be agreed upon by the said states of Pennsylvania and Maryland; *And provided also*, that the said state of Pennsylvania shall direct that the said tolls collected at the said canal or canals as aforesaid shall, after defraying the necessary expenses for repairs of the said canal or canals, for collecting the said tolls, and other contingencies, be for ever appropriated towards further improvements on the said channel, between the town of Columbia and tide water, and for the improvement of such other parts of the river, above the town of Columbia, as shall be deemed advisable.

Persons appointed to co-operate with those which may be appointed by legislature of Pennsylvania.

Revisors.