

who claims only the right of using the two path as a public road. The right is not necessarily obstructed by the making of ponds or reservoirs. From the testimony of witnesses examined before the committee, the minority entertains no doubt that bridges can easily be constructed, affording every facility for passing with horses and wagons. The counter memorialist admits that at the time of the sale to Wilson a plat was exhibited which indicated several mill sites, and that he bought with the understanding that it was at the option of the proprietors either to erect water works for themselves, or sell their several sites which could be supplied with water only from the canal by aqueducts communicating with these sites, and over these incisions in the banks of the canal a bridge must be placed.

The counter memorialist states, that the profit of his mill establishment will be impaired by granting the prayer of the petitioners; a cursory view of the bill herewith presented must remove this objection, even if it were not embraced in the class of *damna absque injuria*. From the consideration of other matter presented in the memorials the minority of the committee would, in the most respectful manner, ask to be excused, and beg leave to present the following bill.

A bill entitled, an act supplementary to an act entitled, an act for making the river Susquehanna navigable from the line of this state to tide water; which was read the first time.

Mr. Page submitted the following report, which was read the first time:

The subscriber, one of the minority of the committee to which were referred the several memorials in relation to the prayer of the proprietors of the Susquehanna canal, concurs in the report of the minority, and respectfully asks leave to make the following by way of an additional report:

From a careful examination of the act incorporating the aforesaid canal company, it is believed that the proprietors are invested with the right of purchasing land to any extent which shall be necessary or convenient for carrying into effect the purposes contemplated by the charter. They are endowed with the faculty not only of cutting a canal, but also of "erecting grist mills and other water works." These are the objects proposed to be accomplished by the act which gave existence to the company.