

Act to Authorize a Mill & Dam on Brazos River

Hill County, Citizens of

19 Jan 1856

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Petition of Sundery Citizens of Hill Co. For relief

Dec. 7. 55 Ref'd to the Com. on Pub. Lands

Jan'y 19. '56 Rejected

To the Honorable Senate & House of Representatives of the State of Texas now in session

The undersigned your Petitioners would respectfully represent to your Honorable Body that S. C. & J. H. Dyer has commenced building a Flowering Mill on M. B. Shacelford's [Shackelford's] headright on the Brazos River six of seven miles below Fort Graham in Hill Co. & that they ask your Honorable body to pass an Act authorizing the Said Proprietiers to raise a Mill dam across the Brazos River at the place before mentioned of soficient highth to propell any Machinery that the said proprietiers may wish to run.

Your Petitioners would further show to your Honorable Body that Said Mill would be of great utility to the Countyr & that it is the General wish of the people in this Country that said Mill be built & that by raising a dam across said River at said place of soficient highth to propell any Machinery will not throw the water out of the channel of Said River nor create Sickness thereby.

Your Petitioners further show to your honorable body that Said River is not navigable as hight up as the place where S. C. & J. H. Dyer is building a Flowering Mill nor never can be.

You petitioners further pray your honorable body to Grant to them the rights & privaledges of said River at said place to its hight water mark necessary to secure to them their improvement and they will every prey the,

S. C. & J. H. Dyer [Simpson Cash & James Harrison]
Newton J. King [Newton James]
W. K. King [William Kinsey]
S. I. Lucy [Samuel Isham]
Isaac Basye
N. S. Tanner [sp?]

James T. Ratcliff
J. M. Rass [sp?]
John W. Cauble
Wm. J. Tarrant
Wm. W. Truett
L. John Carothers
A. R. Fancher [Alexander Richard]
J. M. Yoe
James Day
Wm. Guest
R. T. Frazier
John Flower
F. Melton
John Morriss
T. J. Griffin
F. Daniel
Wm. Bell
Thos. Hill
Wm. L. Booth

John Day
E. A. McCutchen
H. Young
Robert Brown
W. B. Stembriage [William B.]
John Ford
James P. Nelms
Thomas Johns
James M. McIlhenney
Thos. B. Smith
Wm. Renfro
James Maiden
Isham Tipton
A. Kuttner
W. C. Wiserman
E. M. Wilder
[first name?] McDonald

The State of Texas, County of Hill

We, S. I. Lucy & W. H. & N. K. King, do Certify that we own the Lands on both sides of the Brazos River where S. C. & J. H. Dyer has commenced building a Flowering Mill in Hill County.

And we pray the Honorable Legislators of the State of Texas to Grant to them the rights & priveledges necessary of Said River at Said place to its high water mark so as to secure to them their improvement.

We do further Certify that the Brazos River is not Navigable this high nor never can be.

Newton J. King

W. K. King

S. I. Lucy

Report of the Comm. On Public Lands upon the Memorial of Sundry Citizens of Hill County

Dec 13 Read

Jan 19. 56 Read and adopted

Committe Room Dec'r. 13th 1855

Hon. D. C. Dickam, President of the Senate

The Committee on Public Lands to whom was referred the petition of Sundry Citizens of Hill County asking that Legislative permission be granted to S. C. & J. H. Dyer to construct and build a flouring mill upon the Brazos river in Said County and to be permitted to erect a dam across Said river for the purpose of facilitating the operating Said Machinery; Your Committee have considered the matter presented, and have come to the conclusion that if the construction of Said machinery and dam is not a public nuisance, or would not become so by producing stagnant water, and thereby causing disease among the people of the neighbourhood, nor disturb navigation on Said river by the erection of said dam that there is no need of Legislation interposition and therefore report Said Memorial back to the Senate and ask to be discharged from further consideration of the subject, believing it to be inexpediaent to grant the prayer of the Memorialist.

W. T. Scott, Chairman