

proceeding in any criminal case, in which there has been a conviction since the passing of the said act, but such conviction and all things thereto appertaining, shall in all respects be considered as if this act had not been passed; but in all criminal cases, in which there has been an acquittal since the passing of the said act, the defendant or defendants shall be considered in all respects, and shall have the same privileges, as if they had been acquitted by a court of competent jurisdiction.

Approved March 1, 1806. Recorded in L. B. No. 10, p. 250.

Note (†) Chapter 2646; Supra this volume, p. 61.

CHAPTER MMDCLVII.

AN ACT GRANTING A SUM OF MONEY TO THE TRUSTEES OF JEFFERSON COLLEGE, IN THE COUNTY OF WASHINGTON.

Whereas it hath been represented to the legislature that the college of Jefferson, in the county of Washington, hath been extensively useful in the promotion of religion and literature, thereby securing the best interests of society, but that the institution is likely to suffer, and its usefulness to be much diminished, on account of the smallness of its funds: And whereas it is consistent with a wise and liberal policy, to lend a fostering hand to institutions so well calculated to disseminate useful knowledge, and to promote the cause of virtue: Therefore,

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 for the purpose of aiding the trustees of Jefferson College, there be, and is hereby granted to the said trustees, three thousand dollars, to be paid out of any unappropriated monies in the treasury, on a warrant or warrants drawn by the governor.

Section II. (Section II, P. L.) And be it further enacted by the authority aforesaid, That there shall be admitted into the said college, any number of poor children, who may at any time be offered in order to be taught gratis: Provided, the

number so admitted and taught, shall not at any time be greater than four, and that none of the said students shall continue in the said college longer than two years, if others should apply for admittance.

Approved March 1, 1806. Recorded in L. B. No. 10, p. 252.

CHAPTER MMDCLVIII.

AN ACT DECLARING MAHANTANGO CREEK, FROM THE JUNCTION OF PINE AND DEEP CREEKS IN BERKS COUNTY, TO ITS CONFLUENCE WITH THE RIVER SUSQUEHANNA, A PUBLIC HIGHWAY.

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 Mahantango creek, forming the division line between Dauphin and Northumberland counties, from the mouth thereof up to the junction of Pine and Deep creeks, in Berks county, be, and the same is hereby declared a public highway, for the passage of rafts, boats and other vessels; and it shall be lawful for the inhabitants and others desirous of using the navigation of said creek, to remove all natural and artificial obstructions which may be in the same, excepting dams for mills or other water works; and also to erect such slopes at the mill dams now built in the said creek, as may be necessary for the passage of rafts, boats or other vessels; Provided, such slopes be so constructed as not to injure the works of said dams; and also that any person or persons, owning or possessing lands on said creek, shall have liberty to erect any dam or dams across the same, agreeably and subject to all the restrictions and provisions of an act of the general assembly, passed the twenty-third day of March, one thousand eight hundred and three, entitled, "An act to authorize any person or persons owning lands, adjoining navigable streams of water, declared public highways, to erect dams upon such streams for mills, or other water works."⁽¹⁾

Approved March 1, 1806. Recorded in L. B. No. 10, p. 253.

Note (?) Chapter 2353; 17 Statutes at Large, p. 297.