

port of Philadelphia, from the introduction of pestilential and contagious diseases;"<sup>(1)</sup> and the act, entitled "A supplement to the act, entitled "An act for establishing a health office, and to secure the city and port of Philadelphia, from the introduction of pestilential and contagious diseases,"<sup>(2)</sup> be, and the same are hereby repealed: Provided nevertheless, that all actions, prosecutions or other proceedings begun, all rights accruing, and all penalties incurred under the said acts, shall be carried on, prosecuted, vested in, sued for and recovered by the board of health established by this act, in all respects, as if the said acts had not been repealed, and appropriated as is directed by this act.

Section XXXII. (Section XXXII, P. L.) And be it further enacted by the authority aforesaid, That this act shall continue in force for five years, and from thence to the end of the next session of the general assembly and no longer.

Approved March 17, 1806. Recorded in L. B. No. 10, p. 307.

Note (1) Chapter 2386; 17 Statutes at Large, p. 447.

Note (2) Chapter 2508; 17 Statutes at Large, p. 848.

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## CHAPTER MMDCLXXXIII.

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### AN ACT REGULATING THE POWERS OF THE JUSTICES OF THE PEACE, IN CASES OF ASSAULT AND BATTERY.

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 from and after the first day of July next, any justice of the peace, before whom a complaint or charge may be made for an assault and battery, or for an assault only, either before or after recognizance has been entered for the appearance of the defendant or defendants before the next court of quarter sessions, the said justice shall have power, and he is hereby authorized and enjoined at the mutual request of the complainant or complainants and the defendant or defendants in any complaint or

charge as aforesaid, to dismiss the same; making a record thereof in his docket, together with the agreement aforesaid; which agreement shall be signed by the complainant or complainants, as well as the defendant or defendants in such complaint or charge; and for entering of such record, said justice shall receive from the parties, twenty-five cents; and no fee shall be demanded of said justice, by any officer of this commonwealth on account of settling any such dispute or complaint as aforesaid: Provided, the said justice shall be fully satisfied that the settlement of such complaint or charge will not injure the safety of the citizens, or the peace of society.

Approved March 17, 1806. Recorded in L. B. No. 10, p. 324.

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#### CHAPTER MMDCLXXXIV.

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##### AN ACT FOR THE RELIEF OF DANIEL WELKER.

Whereas Daniel Welker, now an inhabitant of Franklin county, enlisted in colonel John Patton's regiment, in the year one thousand seven hundred and seventy-seven, was wounded at Ash Swamp, in New Jersey, and discharged in one thousand seven hundred and eighty-one, in consequence of said wound, which has since become so troublesome as to render him incapable of earning his subsistence by labor, and the justice and honor of the commonwealth, requiring legislative attention to cases of this kind: 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 the proper officers shall place Daniel Welker on the list of soldiers entitled to donation lands, and on his application by himself or his attorney duly constituted, shall draw and patent to him such donation lands, as he would have been entitled to, if he had served to the conclusion of the war.

Approved March 17, 1806. Recorded in L. B. No. 10, p. 325.