

award sentence against the said defendants or either of them, provided they shall respectively make oath of their determination to sue out a writ of error, and that the same is not intended for delay and on such judgment, either of said defendants shall be entitled to sue out a writ of error as matter of right, and remove said records respectively into the Supreme Court of the middle district of Pennsylvania, which is hereby required to take cognizance thereof, and give such judgment thereon as to said court shall seem lawful.

Sec. 4. If upon such hearing the Supreme Court shall give judgment in favor of the Commonwealth on the case or cases so removed on the defendant or defendants making oath of an intention to sue out a writ of error from the Supreme Court of the United States and that the same is not intended for delay, it shall be lawful for said court to retain said record for the space of            months and to certify said record or records to the Supreme Court of the United States, or any writ or writs of error directed to it from said court, according to the acts of Congress in such cases made and provided, and if no such writ or writs of error are issued to said court within the time aforesaid said record or records shall be remitted to the Court of Quarter Sessions of York County for final sentence according to the laws of this Commonwealth.

But if the decision of the Supreme Court of Pennsylvania upon the record or records aforesaid shall be in favor of the defendant or defendants, such court shall enter judgment or judgments of acquittal on said verdict or verdicts and that the person or persons so acquitted shall go without day.

Sec. 5. If the judgment of the Supreme Court of Pennsylvania, in said case or cases shall be reversed by the Supreme Court of the United States, all further proceedings on said indictments against the said Bemis, Forwood, Prigg and Lewis shall be discontinued and a judgment of acquittal shall be entered thereon, but if said judgment or judgments shall be affirmed, then and in such case, the said Court of Quarter sessions of the peace for the County of York, shall and may on being certified of such affirmance, proceed to award sentence against the defendants or such of them as shall have surrendered themselves, and been tried as aforesaid according to the acts of Assembly of this Commonwealth, in such cases made and provided.

Sec. 6. The Attorney General of this Commonwealth shall and he is hereby authorized and required to procure a hearing of the aforesaid case or cases upon the record or records so certified