

Samuel Jackson to give bond that he will vest the proceeds of the sale in productive stock, &c.

For the use of the minor.

to all intents and purposes vest the same interest in the purchaser or purchasers thereof, as if the said deed had been duly executed and acknowledged by the said Samuel and Susanna in the life-time of the said Susanna: *Provided nevertheless*, That before the said Samuel Jackson shall proceed to sell the same, he shall enter into and execute a sufficient bond with surety, to be approved by the orphans' court of Allegheny county, to the president of the said court, conditioned that he will well and truly vest the proceeds thereof in some productive stock or fund and apply the interest thereof in such manner as is directed by law as to the said land, and that the principal sum after the expiration of any intermediate interest shall be and inure to the use of his minor son or his legal representatives.

SIMON SNYDER, *Speaker*
of the House of Representatives.

P. C. LANE, *Speaker of the Senate*.

APPROVED—the fourth day of April, in the year one thousand eight hundred and seven.

THOMAS M. KEAN.

CHAPTER LXXXII.

An ACT imposing certain penalties upon persons defrauding incorporated Turnpike companies of their legal tolls, and also upon gate-keepers, for demanding or receiving in advance greater tolls than in proportion to the distance travelled.

Penalty on gate keepers of turnpike roads receiving a greater advance toll than is authorized by law.

Appropriation of a recovered penalty.

Penalty on persons defrauding turnpike companies of their toll.

SECTION I. *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 June next, no gate keeper, or toll gatherer, of any incorporated turnpike company within this commonwealth, shall at any gate fixed or to be fixed on any such road, knowingly and wilfully take or receive from any person or persons passing through the same, a greater toll in advance than shall be in proportion to the distance such person or persons shall travel or pass on said road between such gate and the gate next thereto, under the penalty of ten dollars for every such offence, to be recovered to, and for the use of the party aggrieved, and if any person or persons shall defraud any such company by travelling or using such road for a greater distance than in proportion to the toll he, she or they shall have so paid at any such gate, such person or persons so offending, shall forfeit and pay for the use of the proper company for every such offence, the sum of ten dollars, to be recovered in

like manner as other penalties in the proper act of incorporation, upon due proof thereof are recoverable.

SIMON SNYDER, *Speaker*
of the House of Representatives.

P. C. LANE, *Speaker of the Senate.*

APPROVED—the fourth day of April, in the year one thousand eight hundred and seven.

THOMAS M'KEAN.

CHAPTER LXXXIII.

An ACT to enable Edward Tilghman, junior, in behalf of his wife Rebecca Tilghman, and the Guardians of Ann Waln, Rebecca Wharton and Susan Wharton, minors, to make partition of certain lands belonging to them and others, as tenants in common.

WHEREAS by an Act of Assembly of this Commonwealth, passed on the twenty-first day of March, one thousand eight hundred and six, entitled, "An act to enable John Philip De Gruchy and John Boyd, guardians of Jane Humphrys a minor, to make partition on her behalf of lands belonging to her and others, as tenants in common," the said John Philip De Gruchy and John Boyd guardians duly appointed, of the said Jane Humphrys, were authorized to act for, and on her behalf, in making partition of certain lands situated in the county of Lycoming, and in one or more of the counties adjoining thereto, whereof Isaac Wharton, David Lewis, Jesse Waln, Robert Waln, William Waln and Alexander Fullerton, Thomas Fitzsimons, John Miller, junior, and Robert Bird, and the said John Humphrys, then stood seized as tenants in common: And whereas it is represented to the legislature, that before the proper deeds were prepared for the purpose of completing the said partition, Jesse Waln, one of the said tenants in common, departed this life intestate, leaving issue, Sarah, married to Thomas Bulkeley, Jesse Waln, Rebecca, married to Edward Tilghman junior, Ann Waln, Rebecca Wharton and Susan Wharton, daughters of Mary, the former wife of Moore Wharton, and daughter of the said Jesse Waln, deceased, which Mary Wharton died in the lifetime of her said father, and which Rebecca Tilghman, Ann Waln, Rebecca Wharton, and Susan Wharton are minors, under the age of twenty-one years; by reason whereof the intentions of the legislature in passing the said act are frustrated, and the said partition although it hath, since the death of the said Jesse Waln, been executed by those of the said tenants in common, who are of full age and by the guardians of the said Jane Humphrys remain incomplete.