

met, and it is hereby enacted by the authority of the same, That Samuel Graves, guardian of Jonathan, Sarah, William, John and Abigail Brewer, minor children of John Brewer late of the township of Bethel, in the county of Bedford, deceased, be and he is hereby authorized, to sell in such manner as the Orphans' court of said county shall direct, and convey in fee simple for the sole benefit and use of his wards, the undivided tenth part of all that messuage and tract of land situate in the township of Bethel aforesaid, adjoining Christian Waltz, Bethuel Covalt and Jacob Mann, and containing two hundred and fifty acres, which conveyance shall be as valid in law, as if the said John Brewer had executed the same in his life time, and the said guardian shall apply the money arising from the sale aforesaid as may appear to be best calculated to promote the interest of said minors: *Provided*, That previous to selling the land, as aforesaid, the said Samuel Graves shall enter in bonds with sufficient security to be approved of by the orphans' court of Bedford county for the faithful performance of his duty in the premises.

The estate of
John Brewer to
be sold, &c.

Proviso.

JOHN ST. CLAIR, *Speaker*
of the House of Representatives.

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

APPROVED—the twenty-eighth day of March, one thousand eight hundred and fourteen.

SIMON SNYDER.

CHAPTER CLXXVII.

An ACT to authorize the sale of the real estate of the late Henry Brustar, of the Northern Liberties, in the county of Philadelphia, deceased.

WHEREAS Henry Brustar, late of the Northern Liberties in the county of Philadelphia, deceased, by his last will and testament (among other things) devised to his wife, Catharine Brustar, one full, equal third part and share of the rents, interest and income of his real estate, during her natural life: *And whereas*, the said Henry, by his said will did direct, that all his messuages, lots, lands, tenements, yearly rent charges, hereditaments, and real estate whatsoever and wheresoever, should be kept whole and entire, not to be alienated, for and during the term of seventy years from the day of his decease; but that his executors should be authorized to improve, demise, let on ground rent, or otherwise dispose of his lots, lands and tenements: *provided*, such demise should not exceed the term of seventy years, and that the

rents, issues, income and profits of such his real estate should be annually divided to and among his eight children, in equal parts (his said wife's one third part thereof to be paid her during her natural life, being first deducted) to wit, Mary Stoy, Ann Stoy, (wife of Peter Stoy) Sarah Battiss, (wife of Elijah Battiss) Elizabeth Bennett, (wife of Daniel Bennett) James Brustar, Susanna Brustar, Merza Brustar and Phoebe Brustar, and his grandson, Henry Brustar, son of his deceased son, John Brustar, and the lawful issue of such, his said children and grandchild; and that immediately after the expiration of the said seventy years, the said estates should vest in his said children and grandchild, and the lawful issue of such of them as shall be then deceased, as tenants in common: *And whereas*, it appears from the said will that it was the intention of the testator, that his said widow and children, and their heirs, should receive a present benefit from his said devise, and his said widow is now without the means of support, and receiving aid from the guardians of the poor of the said county of Philadelphia, and the minor grandchildren are without the means of education and support: therefore,

SECT. 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 John Clunn of the said county of Philadelphia, administrator de bonis non, of Henry Brustar, his executors and administrators, be and they are hereby authorized to cause to be sold at public sale, giving at least thirty days public notice thereof in two or more newspapers published in the city of Philadelphia, to the best and highest bidder, all the real estates and ground rents by him devised, for the best price and upon the best terms that can be obtained for the same, and to make and execute conveyances and assurances for the same to the purchaser or purchasers as fully and effectually as the said Henry Brustar in his lifetime could have done: *Provided*, That before any part of the said real estate or ground rents shall be sold, the said John Clunn, his executors or administrators shall give such security as the orphans' court for the city and county of Philadelphia shall direct, that he will distribute the proceeds thereof as is hereinafter directed.

SECT. II. *And be it further enacted by the authority aforesaid,* That the said John Clunn after having paid the just debts of the testator and the reasonable expenses incurred by him, his executors or administrators, in acting as administrator de bonis non, as aforesaid, and in making the said sale, and distributing the proceeds thereof, shall proceed to make distribution in manner following, to wit: Two third parts thereof shall be paid to the legal heirs, or their representatives, of the said Henry Brustar in the same manner and in the same proportions as they are entitled to receive the income of the said estates by

The estate of
Henry Brustar to
be sold, &c.

Proviso.

How the monies
arising from the
sale shall be ex-
pended.

the will aforesaid. And the remaining one third part shall be vested in such stock as the orphans' court of the said county shall direct, and the same shall be held by the said **John Clunn** his executors or administrators, for the following uses and trusts, to wit: To pay to the said **Catharine Brustar**, during her natural life, the interest accruing upon the said stock, and at her death to distribute the same among the legal heirs, of the said **Henry**, in the same manner and in the same proportions as the two thirds of the proceeds of the sale aforesaid are herein directed to be distributed.

One third part to be vested in certain stock.

JOHN ST. CLAIR, *Speaker*
of the house of Representatives.

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

APPROVED—the twenty-eighth day of March, one thousand eight hundred and fourteen.

SIMON SNYDER.

CHAPTER CLXXVIII.

An ACT authorizing the appointment of an auctioneer for the borough of Pittsburg.

SECT. 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 the governor be and he is hereby authorized, to appoint and license an auctioneer for the borough of Pittsburg, to continue during his will and pleasure, and the auctioneer so appointed, before he enters upon the duties of his appointment, shall give bond to the governor, with one or more sufficient sureties, in the sum of five thousand dollars, conditioned for the faithful discharge of his duty, and for his well and truly making the payments in and by this act directed and required.

An auctioneer to be appointed for the borough of Pittsburg.

SECT. II. And be it further enacted by the authority aforesaid, That the said auctioneer shall have full powers within the borough of Pittsburg, to set up and expose to sale by public outcry and vendue, all and any houses, lots, lands, goods, wares and merchandize, and property of what nature or amount soever; and if any person or persons, other than the said auctioneer, or his deputy, duly authorized, shall be found selling or disposing of any goods, wares, merchandize or property whatsoever, by way of public vendue, within the borough of Pittsburg, except as is hereinafter excepted, such person or persons so offending, and being legally convicted thereof, before the court of quarter sessions, of the peace of the proper county,

Powers of said auctioneer.