

Proviso.

said executors, or the survivor or survivors of them, are hereby authorized to execute a conveyance to the purchaser or purchasers of all the right and title to the estate sold, which the said John Ottinger had therein, at the time of his decease. *Provided*, That the quantity of land sold, shall not exceed twenty five acres ; and that the said Esther Ottinger, Jacob Holgate and Aaron Keyser, before they receive any part of the purchase money, shall enter into a recognizance in the Orphan's court for the county of Montgomery, with sufficient sureties to the satisfaction of the said court, conditioned, that the duties mentioned in this act, shall be faithfully performed, and the proceeds of the sale hereby authorized, be applied to the payment of the debts of the testator in due course of law, and the balance, if any, disposed of as far as practicable in conformity with the intentions of the said testator, as expressed in his last will and testament.

REES HILL, *Speaker of the
House of Representatives.*

ISAAC WEAVER,
Speaker of Senate.

APPROVED—the twenty fourth day of December, one thousand eight hundred and sixteen.

SIMON SNYDER.

CHAPTER IV.

AN ACT

To authorise William Speer and John Lobingier, guardians of the persons and estates of the minor heirs of Richard Hope, deceased, to convey certain lands therein mentioned.

WHEREAS it hath been represented to the legislature, that Richard Hope, of the township of Mountpleasant, in the county of Westmoreland, died in the year one thousand, eight hundred and thirteen, siezed of a tract of land in the said township, containing one hundred and sixty five acres, or there abouts, and leaving two brothers and five sisters, the only legal heirs of said Richard Hope, one of whom intermarried with the said William Speer, and died leaving five minor children, that the administrators of the said Richard Hope, being duly authorized by agreement, under the hands and seals of the surviving heirs, have contracted to sell the

said tract of land, and the said William Speer, one of the guardians of his said minor children, has prayed for authority to join in the sale and conveyance of the said land on behalf of his said children; for remedy whereof, an act entitled "An act authorizing William Speer and Clements Burleigh, to convey certain lands therein mentioned," was passed the thirteenth day of March, one thousand eight hundred and fifteen. but by mistake the name of Adam Hope is used in place of Richard Hope, and the said Clements Burleigh having since declined the guardianship of said children, and John Lobingier having been appointed in his room.

Therefore,

SECT. 1. *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 William Speer of the county of Fayette, and John Lobingier of the county of Westmoreland, guardians of the persons and estates of Mary Speer, Jane Speer, Nancy Speer, Joseph Speer, and John Speer, heirs of Richard Hope, deceased, be and they are hereby authorised and empowered to make a good and sufficient deed of conveyance of all the right, title, interest and estate of the said minor children in and to a certain tract of land, situate in the township of Mountpleasant, in the county of Westmoreland, containing one hundred and sixty five acres, or thereabouts; which said deed when made and delivered, shall have the same effect as if made, executed and delivered by the said children when of full age. *Provided,* That previously to the execution of such conveyance, the said William Speer and John Lobingier, shall enter into recognizance with sufficient sureties before the judges of the orphan's court in the county of Westmoreland, to be approved of by the said court, conditioned for the faithful application of the monies arising from such sale of said minors' title and interest in the said tract of land, for the sole and exclusive use of the said minor children, in such manner as may best promote their interests.

Guardians of the minor children of Richard Hope authorized to sell real estate.

Proviso.

REES HILL, *Speaker of the House of Representatives.*

ISAAC WEAVER,
Speaker of Senate.

APPROVED—the twenty fourth day of December, one thousand eight hundred and sixteen.

SIMON SNYDER.