

CHAPTER XXXI.

AN ACT

To authorise the Orphans' Court of Chester county to appoint trustees under the will of Caleb Peirce, deceased.

WHEREAS Caleb Peirce, late of East Marlborough township, in the county of Chester, deceased, by a codicil to his last will and testament duly executed, bearing date the fifteenth day of the eighth month, in the year of our Lord one thousand eight hundred and nine, did nominate and appoint John Marshall, Amos Harvey, Isaac Bennet, James Pyle and Caleb Pennock, trustees to do and perform several matters and things in the said codicil directed to be done, for the purpose of equalising his estate among his children, in the manner therein particularly specified. And whereas, the said trustees have not hitherto executed and performed the trusts to them given by the said codicil, and still decline to carry the same into effect, so that the same remain unexecuted, to the manifest injury of part of the children of the said Caleb Peirce, who have solicited relief in the premises:

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 it shall be the duty of the Orphans' Court of the county of Chester, on the application of any one or more of the parties interested, to appoint five persons in the room and stead of John Marshall, Amos Harvey, Isaac Bennet, James Pyle and Caleb Pennock, who, or a majority of them, shall have full power and authority to do, perform and execute, all the trusts, powers and authorities given and directed to be done and performed by the said John Marshall, Amos Harvey, Isaac Bennet, James Pyle and Caleb Pennock, in and by the codicil annexed to the last will and testament of Caleb Peirce, late of East Marlborough township, in the county of Chester. And in case of the refusal, neglect or death of any or all of the persons so appointed from time to time, to fill the vacancy occasioned thereby, until the said trusts shall be fully and duly executed and performed; and the execution of said trusts under the hands and seals of the said persons so appointed, or a majority of them, entered of record among the proceedings of the said Orphans' Court, shall be final and conclusive to the parties without any appeal therefrom, and shall vest

and establish the rights of the parties as is intended in and by the said codicil.

WILLIAM DAVIDSON, *Speaker*
of the House of Representatives.

ISAAC WEAVER,
Speaker of the Senate.

APPROVED—the twenty-ninth day of January, one thousand eight hundred and eighteen.

WILLIAM FINDLAY.

CHAPTER XXXII.

AN ACT

To suspend the collection of the debt due to the Commonwealth, by the late John Cadwallader, of Huntingdon county, deceased.

WHEREAS John Cadwallader, late of Huntingdon county, deceased, was indebted on mortgage to the Commonwealth, in the sum of four hundred dollars or thereabouts with interest, which yet remains unpaid; and it is represented to the legislature, that if payment was at present enforced by a sale of the premises mortgaged, his widow and children, who are in indigent circumstances, would be thereby greatly distressed. 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 all proceedings to enforce the payment of the debt due the Commonwealth on mortgage, by the late John Cadwallader, of Huntingdon county, be and they are hereby suspended for five years, from and after the passing of this act: Provided, That nothing herein contained shall be construed to affect or impair the security which the Commonwealth now has for the payment of said debt.*

WILLIAM DAVIDSON, *Speaker*
of the House of Representatives.

ISAAC WEAVER,
Speaker of the Senate.

APPROVED—the twenty-ninth day of January, one thousand eight hundred and eighteen.

WILLIAM FINDLAY.