

act obtained a title to any of the aforesaid lands, any person or persons making such settlement and improvement as aforesaid, and shall pay into the State Treasury fifty cents per acre with interest from three years after their settlement of the same, with the usual fees of office, the Secretary of the land office shall issue a patent to such actual settler, he producing all such evidence of settlement and improvement as is required by the act to which this is a supplement.

Repeal.

SECT. 2. *And be it further enacted by the authority aforesaid,* That so much of the act to which this is a supplement, as is hereby altered or supplied, be, and the same is hereby repealed.

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

ISAAC WEAVER,
Speaker of the Senate.

APPROVED—the twenty-fifth day of February, one thousand eight hundred and nineteen.

WILLIAM FINDLAY.

CHAPTER XLIX.

AN ACT

Relative to habitual drunkards.

Court on petition to appoint commissioners.

And guardians or trustees may be appointed.

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 upon application by petition of any relation by blood or marriage, of any citizen of this commonwealth, setting forth that such person by reason of habitual drunkenness, has become incapable of managing his or her estate, and is wasting and destroying the same, it shall be lawful for the court of common pleas, of the county in which such person may reside, to appoint commissioners and issue their precept, to the same, who shall thereupon proceed in the same manner as has been heretofore used in cases of persons non compos mentis. And if upon return of the commission, and inquisition thereon to the said court, it shall be found by said inquisition that such person, by reason of habitual intoxication or drunkenness, has become incapable of managing his or her estate, it shall be lawful for the said court of common pleas to appoint at least two persons, who shall not be heirs

or next of kin to said person, to be guardians and trustees of said person.

SECT. 2. *And be it further enacted by the authority aforesaid,* That the guardians and trustees, so as above appointed, shall have the care and management of the real and personal estate of the said habitual drunkard, and shall from time to time apply so much thereof, as shall be necessary, to his or her support and maintenance, and to the support of his or her family, and to the payment of his or her just and lawful debts; taking care to reserve the principal, unless the income thereof shall not be sufficient, giving security to the said court for the faithful performance of said trust, and duly to account at least once in every year for such estate, property or funds, as may come into their hands. And said court are hereby authorised and required to settle and adjust the same; with out fees to the court, the officers thereof, or the commissioners to be appointed under this act. And it shall be also lawful for the said court, in like manner as in cases of persons non compotes mentis, upon such examination from time to time as they may see proper, and upon petition and full proof being made, that such habitual drunkard has become reformed and habitually sober, to discharge the said inquisition and restore him or her to all his or her estate, rights and privileges: *Provided,* That the real and personal estate of such habitual drunkard, shall not at any time be liable for any contract made by the said drunkard, between the time of finding the inquisition aforesaid and the discharge of the same by the court, in the manner aforesaid: *Provided also,* That no petition shall be received or acted upon, from a wife against her husband, or by a child against his or her parent.

Duty of said guardians and trustees.

Security to be given.

Court to settle their accounts.

When the inquisition may be discharged.

Provido.

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

ISAAC WEAVER, *Speaker of the Senate.*

APPROVED—the twenty-fifth day of February, one thousand eight hundred and nineteen.

WILLIAM FINDLAY.

CHAPTER L.

AN ACT

To enable the executors of Elizabeth Boyes, to sell and convey certain real estate.

WHEREAS it is represented to the legislature, that Elizabeth Boyes, of the village of Maytown, in Donegal township,