

title as aforesaid, give a bond to the commonwealth with one or more sufficient securities, in such penalty as the court may direct, conditioned for the proper and legal appropriation of the money or other equivalent; which bond shall be filed with the clerk of the court aforesaid for the use of the persons interested.

SECT. 2. *And be it further enacted by the authority aforesaid,* That where any person or persons shall apply to the supreme court, or court of common pleas of the county wherein any lands or tenements contracted for shall lie, in order to have the contract of any deceased person or persons proved, in pursuance of the provisions of the first section of the act to which this is a supplement, and it shall appear that the witness or witnesses necessary to prove such contract, reside out of the county wherein the lands lie, it shall be lawful for such court to issue a commission to any judge, justice of the peace or other competent person of the county, in which the witness or witnesses reside, to take the testimony of such witness or witnesses at a time and place therein mentioned, which testimony when so taken, shall be returned to the court issuing the commission; and the same being adjudged sufficient, such further proceedings shall be had thereon as are authorised by the act to which this is a supplement.

Court authorised to issue a commission to take testimony in certain cases.

JOHN GILMORE, *Speaker*
of the House of Representatives.

WILLIAM MARKS, Junior,
Speaker of the Senate.

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

JOSEPH HIESTER.

CHAPTER XXII.

AN ACT

Authorising the Governor to issue process for the sale of certain real estate late the property of John Nicholson, deceased.

WHEREAS it has been represented to the legislature that Samuel Meredith and George Olymer, did on the thirteenth day of May, one thousand eight hundred and seven, purchase of Cadwallader Evans, junior, and Joseph Hiestler, Esquires,

(two of the commissioners of Pennsylvania appointed to settle and collect the debts due from the estate of the late John Nicholson to the state of Pennsylvania,) four thousand dollars of the lien of this commonwealth upon the estate of the said John Nicholson. And whereas the said Samuel Meredith and George Clymer are since deceased, and doubts have arisen whether the Governor has power under the act of the twenty-ninth of March, one thousand eight hundred and eight, to issue process for the sale of those lands to the representatives of the original purchaser or purchasers of the lien :

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 the Governor be authorised and directed to issue process to Henry Clymer, George Clymer, John Read and James Gibson, or the survivor or survivors of them (who survived Dr. Casper Wistar,) devisees in trust of all the real estate of George Clymer, late of the city of Philadelphia; and Samuel Dickinson, John Read, Thomas Cadwallader and James Gibson, administrators of Samuel Meredith, deceased, or the survivor or survivors of them, to carry into complete effect a sale or sales of such warrants, lands, tenements and hereditaments, estate and interest whatsoever, which John Nicholson, Esquire, late, deceased, had any claim or interest in, and which may be the subject of the compromise made by the said commissioners with George Clymer and Samuel Meredith by agreement, dated the thirteenth May, one thousand eight hundred and seven.*

The Govern-
or to issue
process for
the sale of
lands late of
John Nichol-
son, dec'd.

JOHN GILMORE, *Speaker*
of the House of Representatives.

WILLIAM MARKS, Junior,
Speaker of the Senate.

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

JOSEPH HIESTER.