

commonwealth as is hereby altered or supplied, be, and the same is hereby repealed, so far as respects the city and county of Philadelphia. <sup>Repeal.</sup>

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

PHILIP S. MARKLEY.  
*Speaker of the Senate.*

APPROVED—April the second, one thousand eight hundred and twenty-one.

JOSEPH HIESTER.

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CHAPTER CXXII.

*AN ACT*

To authorise certain trustees therein named, to convey a lot of land in Birmingham township, in Chester county.

WHEREAS Charles Turner, on the twentieth of May, one thousand seven hundred and fifty-six, did demise and convey to James Dilworth and others, a certain lot of land, in Birmingham township, in Chester county, beginning at the north east corner of the said Charles Turner's land, and running thence by land of James Dilworth, south sixty-six degrees, west nine perches, to a post, thence west sixty-six degrees, north, by land of the said Charles Turner, nine perches, to a post, thence north sixty-six degrees east by land of the said Charles Turner and William Jones, and from thence along the road to the place of beginning, containing one half acre, be the same more or less, with the appurtenances in trust for the use of a school. And whereas the said lot of land, has been, by indenture of the first of the Fourth month, eighteen hundred and twenty, duly conveyed and transferred to Edward Darlington and Isaac Sharpless, in trust for the purpose aforesaid. And it being represented to the legislature, that a lot adjacent to the above has been purchased and a school-house erected thereon, for the use of the neighborhood in a more convenient situation :

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 Edward Darlington and Isaac Sharpless, the trus-*

Trustees to sell and convey a certain lot of land, &c.

The proceeds of sale how applied.

An account to be rendered.

tees aforesaid, be and they are hereby authorised to sell and convey the first above mentioned and described lot of land; with the appurtenances, either at public or private sale, and make to the purchaser or purchasers thereof, a good and sufficient title for the same. And the said Edward Darlington and Isaac Sharpless, are hereby required, after making such sale, to apply the proceeds thereof, (first deducting the necessary costs of sale) towards defraying the expenses incurred in the erection of the aforesaid school house, and in the purchase of the lot on which it stands. And the said Edward Darlington and Isaac Sharples are further directed, after the full receipt and expenditure of the proceeds of the aforesaid sale, to submit an account of the same to the subscribers to the said school.

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

PHILIP S. MARKLEY,  
*Speaker of the Senate.*

APPROVED—April the second, one thousand eight hundred and twenty-one.

JOSEPH HIESTER.

CHAPTER CXXIII.

*AN ACT*

Regulating fences in the counties of Cumberland and Perry.

How certain damages shall be determined and recovered.

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 from and after the first day of July next, all damages occasioned by horses, cattle or swine, trespassing through or within any enclosure within the counties of Cumberland and Perry, shall be determined by referees upon actual view, to be appointed, and such damages recovered agreeably to an act, entitled, "A supplement to an act, entitled an act to extend the powers of the justices of the peace of this state," passed the first day of March, one thousand seven hundred and ninety nine, with the several supplements thereto.

What shall be deemed a lawful fence.

SECT. 2. *And be it further enacted by the authority aforesaid,* That all fences shall be deemed lawful which are four and an half feet high, if in the judgment of such referees, the fence or fences viewed by them shall be such in other re-