

ble of said borough, in the same manner, with like power and authority, and subject to like regulations and penalties as are provided in the laws now existing, or which may hereafter be passed, concerning constables within this Commonwealth, whose term of service shall continue until the period established by law for the election of borough officers for said borough, and that thereafter it shall be lawful to elect four suitable persons, and make return of their names as aforesaid, two of whom shall be appointed to serve as constables for said borough.

High constable in Gettysburg.

SECTION 5. The burgess and town council of the borough of Gettysburg, are hereby authorized to appoint a high constable, to act as a police officer for said borough, and to hold his office for the term of one year; the appointment to be made at such time as may be determined on by said town council.

Time of election in Frankstown.

SECTION 6. It shall be lawful for the inhabitants qualified to vote in the borough of Frankstown, county of Huntingdon, to hold their election for borough officers on the Friday preceding the third Saturday in March in each year, instead of the third Friday of May, as provided for by their act of incorporation.

WM. PATTERSON,

Speaker of the House of Representatives.

THO'S. RINGLAND,

Speaker of the Senate.

APPROVED—The eighteenth day of March, one thousand eight hundred and thirty-four.

GEO: WOLF.

No. 78.

AN ACT

To authorize the corporation of Saint Martin's church, Marcus Hook, to sell certain real estate, and for other purposes.

To sell cert'n house and lot in Marcus Hook.

SECTION 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 corporation of Saint Martin's church, of Marcus Hook, in the county of Delaware, consisting of the rector, wardens and vestrymen of said church, be, and they are hereby authorized to sell and convey a certain dwelling house and lot, situate in the said town of Marcus Hook, devised to said church by a certain Lydia Ebrite, and that the said corporation shall invest the proceeds of sale in such manner as to produce an annual rent or interest, which rent or interest the said rector, wardens and vestrymen, shall apply in the same manner as by the

will of the said Lydia Ebrite they were authorized to apply the said rents, issues, or profits of the house and lot thereby authorized to be sold.

SECTION 2. The Auditor General is hereby authorized and required to settle and adjust the bill of costs accrued in an inquisition of escheat, taken by William Darlington, esquire, of the county of Chester, in the case of John Doyle, deceased, and that he draw an order on the State Treasurer for the amount so settled, in favor of the said William Darlington, for the use of all others entitled to costs, arising out of the said inquest, which the State Treasurer is hereby authorized and directed to pay, as in other cases.

Costs to be paid in a case of escheat in Chester co.

SECTION 3. John Eckman, who has been duly appointed guardian of Elizabeth Eckman, John Adam Eckman and Baltzer Eckman, three minor children of the said John Eckman, is hereby authorized and empowered, at any time during the minority of the said Catharine Eckman, John Adam Eckman and Baltzer Eckman, that he may think proper, to sell for the best price he can obtain, on such terms and conditions as he shall think most advantageous, either for cash or credit, all the undivided interest of the said minors, of, in and to a certain real estate, situate in the county of Lancaster, being part of the estate of Baltzer Bergman, of said county, deceased; he, the said John Eckman, giving at least three weeks previous public notice in at least two newspapers printed in the county of Lancaster; and that all contracts and agreements, deeds and conveyances, of, or concerning the same, to be made by the said John Eckman, shall be as good and effectual in law, to all intents and purposes, as if the same were to be made by the said minors, after they attain the age of twenty-one years; and the portion of the proceeds of such sale belonging to the said minors, shall be by the said John Eckman, with the approbation of the Orphans' Court of Lancaster county, vested in some safe and productive fund for the benefit of the said minors.

Jno. Eckman guardian of certain minors, authorized to sell real estate.

SECTION 4. It shall be the duty of the said John Eckman, before he shall proceed to sell the aforesaid undivided interests of the said minors, to enter into recognizance, with sufficient security, before the Orphans' Court for the county of Lancaster, for the faithful execution of the powers hereby granted: *Provided*, That the legal rights of all other persons shall remain as fully and effectually as if this act had never been passed.

To give security in O. Ct.

SECTION 5. James Kelton, surviving administrator to the estate of Samuel Cochrane, deceased, late of the township of West Fallowfield, in the county of Chester, is hereby authorized to sell at public or private sale, as to him shall seem expedient, the real estate of said deceased, situate in the counties of Clearfield, Crawford, Erie, Tioga and Mercer, in the Commonwealth of Pennsylvania, or such part thereof as he shall think advisable, and to convey the same, either in whole or in part, to the purchaser or purchasers thereof: *Provided however*, That be-

Kelton, adm. of Cochrane, to sell certain real estate.

Proviso.

fore any such sale or sales be valid, they shall be approved by the Orphans' Court of Chester county, and that nothing in this act shall be so construed as to release the said administrator, or his securities, from the obligations of a bond filed in the Orphans' Court of said county, September ninth, Anno Domini, one thousand eight hundred and thirty three.

Interest of
the State in
the escheated
estate of
Robert Scott
vested in cer-
tain persons.

SECTION 6. All the right, title and interest, which the Commonwealth of Pennsylvania may have acquired by reason of an escheat to the Commonwealth, for the want of heirs or known kindred of Robert Scott, late of the borough of Shippensburg, in the county of Cumberland, in the said Commonwealth, deceased, of, in, and to the real and personal estate whereof he the said Robert died seized and possessed, be, and the same is hereby granted to and vested in Margaret McElreevey and Frederick Scott, natural mother and brother of the said Robert Scott, and the heirs of Andrew Scott, deceased, natural half brother of the said Robert Scott, deceased, in three equal shares, the heirs of the said Andrew Scott, deceased, taking and holding one share to their heirs and assigns forever, and the said Margaret and Frederick one share each to their heirs and assigns forever; the interest of the said heirs of the said Andrew, deceased, to be disposed of as in case of minor heirs are by the laws of this Commonwealth disposable: *Provided*, That no other right or interest of the said Commonwealth, except that vested by virtue of the said escheat, shall pass by this act, nor shall the right or interest of any individual or individuals be in any wise affected or impaired thereby: *And provided also*, That nothing in this act contained shall affect the right of the Commonwealth under an act entitled "An act relative to collateral inheritances."

Ad. Reigart,
guardian of
cert. minors,
to sell real
estate.

Proviso

SECTION 7. Adam Reigart, of the city of Lancaster, guardian of Adam Reigart Hopkins, Emily W. Hopkins, and Horace Hopkins, minor children of George R. Hopkins and Anne his wife, late of the county of Lancaster, deceased, is hereby authorized and empowered to sell and convey the one undivided sixth part of two lots of ground in the city of Philadelphia, which the said minors are entitled to in right of their mother, Anne Hopkins, under the will of their great grandfather, Philip Wager, deceased, and that he shall have full power and authority to execute a deed or deeds in fee simple, to the purchaser or purchasers for the same: *Provided*, That the said Adam Reigart, guardian as aforesaid, before he proceeds to sell the said property, shall enter into recognizance, with sufficient security, before the Orphans' Court of the city and county of Lancaster, conditioned for the faithful application of the proceeds of the sale of said real estate, according to the terms of said will, and the decree of the said Orphans' Court in the premises.

SECTION 8. Henry Y. Slaymaker, of York county, guar-

dian of Mary R., Anne C. and Henrietta E. R. Slaymaker, H. Y. Slaymaker to sell certain real estate of his children.
 minor children of the said Henry Y. Slaymaker, and of Margaret Slaymaker his wife, now deceased, is hereby authorized and empowered to sell and convey the one undivided sixth part of two lots of ground in the city of Philadelphia, which they the said minors are entitled to in right of their mother, Margaret Slaymaker aforesaid, deceased, devisee of her grandfather, Philip Wager, deceased, and that he shall have full power and authority to execute a deed or deeds in fee simple, to the purchaser or purchasers for the same: *Provided*, That the said Henry Y. Slaymaker, guardian as aforesaid, before proceeding to sell the said property, shall enter into recognizance, with sufficient security, in the Orphans' Court of the county of York, to be approved by the judges of the said court, conditioned for the faithful application of the proceeds of the sale of said estate, according to the decrees of the said Orphans' Court in relation to the same, in accordance with the provisions of said decree.

SECTION 9. The executors of the estate of John Brooks, late of the county of Crawford, deceased, and the administrators of the estate of William McArthur, late of the same county, deceased, are hereby authorized and empowered to make partition of a certain tract of land, viz. of tract number seventy-six, in the eighth district of donation lands, in the said county, which said tract of land was held in common by the said John Brooks and William McArthur, in their lives, and to execute all instruments necessary and proper to evidence the same: *Provided*, That nothing herein contained shall be construed to affect or impair the right of any other person to the said land, or any part thereof, not claiming under the said John Brooks or the said William McArthur.

SECTION 10. The provisions of the act to enable Catharine Augusta Newbold and others, administrators of Thomas Newbold, deceased, to sell certain real estate of the intestate, passed the twenty-third day of January, Anno Domini, one thousand eight hundred and twenty-one, be, and the same are extended, so as to authorize and empower the said Catharine Augusta Newbold, administratrix, Herman Le Roy, Caleb Newbold, junior, and Herman Le Roy, junior, or their survivor or survivors, administrators of the said Thomas Newbold, deceased, to sell and convey in fee simple two tracts of land, and every part thereof, with the appurtenances, situate in the counties of Bradford and Tioga, numbers nine hundred and sixty-eight and nine hundred and sixty-nine, each containing one thousand and ninety-four acres and one quarter of an acre, be the same more or less, and to execute a deed or deeds for the same to the purchaser or purchasers thereof.

SECTION 11. The mayor, aldermen and citizens of Philadelphia, are hereby authorized to grant, bargain, sell and convey by deed or otherwise, all and every part of the lauds in Centre
 The city of Philadelphia to sell certain real estate in Centre co.

county, devised to them by the late Elias Boudinot, free from all liability of the trust contained in said devise, and the proceeds of such sale shall be appropriated, under the authority of the said mayor, aldermen and citizens, in the manner and for the uses intended by the devisor.

WHEREAS, George Aston, late of the county of Philadelphia, died in the year one thousand eight hundred and fourteen, having first made his last will and testament in writing, bearing date the eighth day of July, one thousand eight hundred and thirteen, whereby (*inter alia*) he bequeathed the free use, occupation, rents, profits and income, of a certain plantation or tract of land, situated in Blockley township, in said county, called Woodside, together with the capital, messuage, and other buildings and improvements thereon, to his niece, Ann Warder, junior, wife of Jeremiah Warder, and her assigns, for her sole and separate use during her natural life, and from and after the decease of the said Ann Warder, junior, he bequeathed the said plantation, with the buildings and improvements, to all and every of the children of the said Ann Warder, junior, who should be living at her death, their heirs and assigns forever, with a proviso, that if all and every the children of the said Ann Warder, junior, should die under age, and without issue, then, after the death of the said Ann Warder, junior, he bequeathed the said plantation to his nephew, George Aston, junior, and the children of his sister, Mary Madeira, their heirs and assigns forever: AND WHEREAS, It has been represented to the legislature, that the interest of the present holders of the said property, and of those in remainder, will be promoted by an authority to sell the same or portions thereof, and to reinvest the proceeds of such sales on the same trusts: Therefore,

George Vaux
and B. H.
Warder to
sell certain
real estate
formerly of
Geo. Aston.
deceased.
Proviso.

SECTION 12. George Vaux and Benjamin Head Warder, of the city of Philadelphia, and the survivor of them, are hereby authorized to sell and dispose of, at public or private sale, all or any part or portion of said plantation or tract of land, called Woodside, with the buildings and improvements thereon, and to make good and sufficient conveyance for the said plantation, or so much thereof as may be sold, to the purchaser or purchasers thereof, in fee simple or for less estate: *Provided*, That the whole proceeds arising from such sale or sales, shall be invested by the said George Vaux and Benjamin Head Warder, or the survivor of them, in the purchase of other real estate, or in sufficient landed security, or in the public stocks, in the names of the said George Vaux and Benjamin Head Warder, or the survivor of them, and the heirs and assigns of such survivor, in trust, for the purposes mentioned and intended in the will of the said George Aston, and to descend and pass according to the direction of the said will; but it is hereby declared, that this proviso shall not be taken or construed to require, that the purchaser or purchasers of any part or portion of said plan-

tation shall be bound to look to the application of the purchase money arising therefrom or to the re-investment hereby directed.

WM. PATTERSON,

Speaker of the House of Representatives.

THO'S. RINGLAND,

Speaker of the Senate.

APPROVED—The eighteenth day of March, one thousand eight hundred and thirty-four.

GEO: WOLF.



No. 79.

AN ACT

For the relief of Frederick Bodine, John Cosner, Thomas Abbott, Conrad Fry, Martin Short, and Gideon Shaw, soldiers of the revolutionary war,

SECTION 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 State Treasurer be and he is hereby authorized and required to pay to John Cosner, of Bucks county, Conrad Fry, of Berks county, and Martin Short, of Allegheny county, soldiers of the revolutionary war, or to their respective orders, forty dollars each immediately, and an annuity of forty dollars each payable half yearly, to commence on the first day of March, one thousand eight hundred and thirty-four.

SECTION 2. The State Treasurer is hereby authorized and required to pay Thomas Abbott, of Adams county, Gideon Shaw, of Bucks county, and Frederick Bodine, of Lycoming county, or to their respective orders, forty dollars as a gratuity and in full for their revolutionary services.

WM. PATTERSON,

Speaker of the House of Representatives.

THO'S. RINGLAND,

Speaker of the Senate.

APPROVED—The eighteenth day of March, one thousand eight hundred and thirty-four.

GEO: WOLF.