

CHAPTER LXXII.

A FURTHER SUPPLEMENT to an Act, entitled, "An Act directing the Descents of Intestates Real Estates and Distribution of their Personal Estates, and for other Purposes therein mentioned."

Section 1. **B**E 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 when any person or persons have heretofore died, or shall hereafter die intestate, seized of real estate, situate, lying and being in one tract, or in one or more tracts adjoining each other, on the line or lines of any county or counties in this Commonwealth, whereby part or parts of the said tract, or adjoining tracts, is, are or may be in two or more of the said counties adjoining, it shall and may be lawful, in case of an application to the orphan's court of the county in which the principal mansion is situate, for an inquest to make partition or appraise the real estate of such intestate, to issue their writ to the sheriff of the county within the jurisdiction of said court, specifying the lands in the said county, and the county or counties adjoining, of which a partition or valuation is intended to be made, and thereupon it shall and may be lawful for the said sheriff to summon an inquest, according to law, to divide or value the said lands, in the same manner as if the whole were within his proper bailiwick, and upon the return thereof to the orphan's court, out of which such writ issued, the said court may further proceed thereon as if all the said lands were in the county, and within the jurisdiction of said court,

and

Proceedings, where the lands of intestates, consisting of one entire tract or several adjoining tracts, fall in different counties.

and to decree partition thereof, or allot the whole to any one of the heirs, according as the inquisition may be returned to them, as fully and amply as they now may or can do, where real estate is wholly in any one county, and any recognizance or recognizances taken by them, in pursuance of such proceeding, shall be valid and effectual to all intents and purposes, and the final decree of such court thereon shall have the same operation, to vest the title of such estate in the heir or heirs who may accept of the same, as any decree of any orphan's court in any county within their jurisdiction heretofore has had: *Provided*, That an exemplification of the proceedings, which may at any time hereafter be had, shall, within twenty days after the final decree therein, be delivered to the clerk or clerks of the orphan's court or courts in such adjoining county or counties in which the application shall not have been made, and in which any parts of the said lands are or may be situated, which clerk or clerks shall enter the same of record on the orphan's court docket of his proper county, at the joint expense of all parties concerned therein.

SIMON SNYDER, *Speaker*
of the House of Representatives.

ROBERT WHITEHILL, *Speaker*
of the Senate.

APPROVED—the first day of April, in the year of our Lord one thousand eight hundred and five.

THOMAS M'KEAN, *Governor*
of the Commonwealth of Pennsylvania.