

That where any person or persons shall hereafter die, having made and executed any testament and last will, and shall not therein have disposed of the residue of his or her personal estate, the executor or executors therein named, shall distribute such undisposed of residue to and among the next of kin, agreeably to the intestate laws of this Commonwealth; but nothing in this section contained shall be construed to affirm or deny the right of any executor or executors to such undisposed of residue prior to the passing of this act.

How the undisposed residues of personal estates are to be distributed by executors. Proviso.

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

P. C. LANE, *Speaker of the Senate.*

APPROVED—the seventh day of April, in the year one thousand eight hundred and seven.

THOMAS MCKEAN.

CHAPTER XCIV.

An ACT authorizing certain persons to sell and convey a tract of Land, the property of West-Calm Township, in the County of Chester.

WHEREAS it hath been represented to the legislature, that a certain Abraham Dawson, did by his last will and testament, bequeath to the inhabitants of West-Calm township, Chester county, a certain tract of land containing thirty-two acres and an half, for the use of the poor of the said township, on condition of their paying to his executors the price of patenting the same: And Whereas it appears that this condition has been complied with, and that in consequence of the establishment of a county poor house, the poor are supported at the general expence of the county; it is therefore just and reasonable that the profits arising from the said tract of land, should now be applied to relieve the burthens of the said inhabitants in repairing their roads and highways, and as it appears that the land in its present state is unproductive, and that it would be more for the benefit of the said township, that it should be sold and the price invested in some productive fund for the use aforesaid: Therefore,

SECTION I. 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 James McClellan and Hugh Thompson, esquires, are hereby authorized and empowered to sell and dispose of the aforesaid tract of land, with its several rights, privileges and appurtenances, as soon as the same can conveniently be done, either by public or

A tract of land bequeathed by Abraham Dawson of Chester

county for the use of the poor appropriated for the repairs of roads and highways.

private sale for the best and highest price which can be gotten for the same, and to give assurances and conveyances valid in law to the purchaser or purchasers, and his, her or their heirs and assigns for ever, and they are hereby required to pay over the monies arising from such sale to the supervisors of the highways of the said township for the time being; and the said supervisors are hereby directed and required to place the same at interest on mortgage or other sufficient security; and the interest arising therefrom shall be applied by the said supervisors and their successors to the repair of the roads and highways of the said township.

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

P. C. LANE, *Speaker of the Senate.*

APPROVED—the seventh day of April, in the year one thousand eight hundred and seven.

THOMAS M'KEAN.

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CHAPTER XCV.

An ACT to alter and amend an act entitled "an Act for the better support of the Public Credit, &c." (passed the tenth day of April, one thousand seven hundred and eighty one.)

WHEREAS authority has been granted by law to the inspectors of the prison in Philadelphia, to sell or otherwise appropriate all the interest of the Commonwealth, in the vacant lots, the property of this Commonwealth in the city of Philadelphia, unimproved by the state: *And whereas* it is represented that several of the said lots are possessed by persons who have no just or legal title to the same; and that doubts have arisen as to the right of using the summary remedy, provided by the act of which this is amendatory for certain cases therein mentioned, to obtain possession of the said lots, granted to the said inspectors: Therefore,

Powers formerly exercised by the wardens of Philadelphia now vested in the mayor, or recorder and any two Aldermen of Philadelphia. Proviso in favour of the party in possession pleading title under an office right.

SECTION I. *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 all and singular the powers and authorities vested in the wardens of the city of Philadelphia, by the act of which this is amendatory shall be, and the same hereby are vested in the mayor or recorder, and any two aldermen of the said city, with full right to use and exercise the same, in as full a manner, as the same might or could be exercised by the said wardens of the city of Philadelphia; Provided, That if the party in possession shall plead title to the premises under any office-right from this Commonwealth, and produce the same, the justice of the supreme court shall proceed no further therein.*