

in the said lottery, shall lay such scheme thereof before the Governor as shall meet his approbation, and shall enter into bonds with him for the due performance of their duty in selling the tickets, drawing the lottery and paying the prizes; and each of them, before entering on the duties of his appointment, shall take and subscribe an oath or affirmation diligently and faithfully to perform the duties hereby entrusted to him; and three or more of said commissioners shall attend at the drawing of each day, and when the whole is completed, shall cause an accurate list of the fortunate numbers to be published in at least three public newspapers; and shall pay and discharge the prizes that shall be demanded by persons legally entitled thereto, within sixty days after the drawing of the lottery shall be completed.

the scheme before the Governor for his approbation, and further duties of the commissioners.

SECT. III. *And be it further enacted by the authority aforesaid,* That the said commissioners be, and they are hereby authorized to settle and adjust all the accounts which may be exhibited by any person or persons legally employed in carrying this act into effect, and that all expences attending the same shall be paid by the said commissioners, out of the proceeds of said lottery: *Provided,* That nothing herein contained, shall be taken to allow said lottery commissioners any compensation for their services enjoined on them by this act, nor shall any other person for the performance of said services.

Authorized to adjust accounts. &c.

SECT. IV. *And be it further enacted by the authority aforesaid,* That all prizes, not demanded within twelve months next after the publication of the list of prizes, as aforesaid, shall be considered and deemed as relinquished for the benefit of the objects of the lottery.

Limitation of time for demanding prizes.

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

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

APPROVED—the fifteenth day of February, in the year one thousand eight hundred and eight.

THOMAS M'KEAN.

CHAPTER XXX.

An ACT to enable Joseph Marshall and William Marshall, to sell and convey the Real Estate of Andrew Marshall, late of Hamilton Township, Franklin County, deceased.

WHEREAS it hath been represented that Andrew Marshall of the township of Hamilton, and county of Franklin, died seized of certain lands and tenements, and by his last will and

testament, did bequeath all his lands and tenements subject to the payment of certain legacies therein mentioned, unto his five sons, *to wit*: Joseph, William, Samuel, John and Andrew, them, their heirs and assigns forever. And whereas it appears that it was the intention of the testator, that if a majority of his sons should agree to sell his lands after his decease, that they should have power to sell and convey the same; but it appears that the intention of the testator is not fully expressed in said will, so that doubts have arisen whether a majority of his sons as aforesaid have sufficient power delegated to them by said will to sell and convey the same. And it further appears that Samuel, one of said sons, has since died intestate and without issue, and likewise that John, another of said sons, has likewise died intestate, leaving lawful issue, *to wit*: Three sons and one daughter, all of whom are minors. And whereas it appears that it would be to the advantage of all the parties concerned, that said land should be disposed of by sale. And whereas Joseph Marshall, William Marshall and Andrew Marshall, the three surviving sons of said Andrew Marshall have prayed the Legislature to authorize the sale of the said lands, agreeable to what appears to have been the intention of the testator: Therefore,

SECTION I. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met,*

Two of the executors of Andrew Marshall, dec'd, authorized to sell and convey the real estate of the testator, within this commonwealth. How the proceeds are to be disposed of. Said executors first to give security for the faithful execution of the trust reposed in them.

and it is hereby enacted by the authority of the same, That it shall and may be lawful for Joseph Marshall and William Marshall, two of the executors and surviving sons of said Andrew Marshall deceased, either by public or private sale, to sell and convey all the right, title and estate, which the said Andrew Marshall, the testator had at the time of his decease to any lands and tenements, lying and being within this commonwealth, and the sale and conveyances made by the said Joseph Marshall and William Marshall to any purchaser or purchasers shall be as good and available in law, as if the same had been made by said Andrew Marshall, the testator in his lifetime, the proceeds of which sale shall go in the same manner and proportion and to the same persons or their legal representatives, as is directed by the last will and testament of the aforesaid Andrew Marshall: *Provided*, that before the said Joseph Marshall and William Marshall shall proceed to sell the said lands, they shall enter into bonds with sufficient surety to be approved of by the orphans court, of the county of Franklin, to the register of wills, for the said county for the due execution of the trust hereby reposed in them, and for the faithful appropriation of the proceeds of the said sale, agreeably to the intention

and direction of the testament and last will of the said Andrew Marshall, deceased.

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

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

APPROVED—the fifteenth day of February, in the year one thousand eight hundred and eight.

THOMAS M'KEAN

CHAPTER XXXI.

An ACT to declare Masquerades and Masqued Balls to be Common Nuisances, and to punish those who promote or encourage them.

SECT. 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 Masquerade and masqued balls, be, and they are hereby declared to be common nuisances; and every housekeeper within this commonwealth, who shall knowingly permit or suffer a masquerade or masqued ball to be held or given in his or her house, and every person who shall set on foot, promote or encourage, any masquerade or masqued ball, and every person who shall knowingly attend or be present at any masquerade or masqued ball, in mask or otherwise, being thereof legally convicted, in the mayor's court of the city of Philadelphia, or in any court of quarter-sessions of the peace, or oyer and terminer and general gaol delivery, shall, for each and every such offence, be sentenced to an imprisonment not exceeding three months, and to pay a fine not exceeding one thousand nor less than fifty dollars, and to give security in such sum as the court may direct, to keep the peace and be of good behaviour for one year.

SECT. II. *And be it further enacted by the authority aforesaid,* That the offences declared in and by the first section of this act, shall be prosecuted by indictment, in the following form: *to wit,* "The grand inquest of the Commonwealth of Pennsylvania, inquiring for the _____ of _____ upon their oaths and affirmations respectively, do present, That _____ late of the said _____ on the _____ day of _____ in the year of our Lord, one thousand eight hundred and _____ at the _____ aforesaid, and within the jurisdiction of this court, did set on foot, promote and encourage a masquerade, within the _____ aforesaid, to the great danger of _____