

Allowance to arbitrators, provided, &c.

That the arbitrators respectively shall receive the sum of one dollar, for each and every day necessarily spent by them in the investigation of any cause to them submitted under the provisions of this act, but they shall receive no daily pay or other compensation, unless they make their report, and transmit the same to the prothonotary within fourteen days, excepting in the city and county of Philadelphia, which shall not exceed seven days after they shall have agreed upon the same.

Penalty upon arbitrators refusing to attend, and how recoverable.

SECT. XVIII. *And be it further enacted by the authority aforesaid,* That in case any one or more arbitrator or arbitrators chosen and notified as aforesaid, shall neglect or refuse to attend and take upon him or themselves, the duties of their appointment, each of them so offending shall, for every such offence, forfeit and pay the sum of two dollars, to be recovered by either party before a justice of the peace, in the same manner as debts of equal amount are by law recoverable, unless he or they can satisfy such justice, that his or their absence was occasioned by sickness or some other unavoidable cause.

SECT. XIX. *And be it further enacted by the authority aforesaid,* That the act to which this is a supplement, and an act supplementary thereto, passed on the twenty-eighth day of March, one thousand eight hundred and eight, be, and they hereby are rendered perpetual, any thing contained in the said acts to the contrary notwithstanding.

Repeal of parts of former laws.

SECT. XX. *And be it further enacted by the authority aforesaid,* That after this act shall come into operation, so much of any law or laws as is or are hereby altered or supplied, be, and the same is hereby repealed.

JAMES ENGLE, *Speaker of the House of Representatives.*

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

APPROVED—the twenty-ninth day of March, one thousand eight hundred and nine.

SIMON SNYDER.

CHAPTER LXVI.

An ACT making perpetual an act entitled “An act to regulate the payment of Costs on Indictments,” and the second section of an act, entitled “An act explanatory of the act entitled “An act to regulate the payment of Costs on Indictments.”

Former acts on the subject of indictments, &c. made perpetual.

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 the act entitled “An act to regulate the payment of costs on indictments,” and the second section of an act, entitled “An act explanatory of the act entitled “An act to regulate the payment of costs on indictments,” are hereby continued and

made perpetual. *And provided*, That any prosecutor notwithstanding his being liable for the payment of or exemption from costs, shall be a competent witness before the grand or petit jury.

JAMES ENGLE, *Speaker*
of the House of Representatives.

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

APPROVED—the twenty-ninth day of March, one thousand eight hundred and nine.

SIMON SNYDER.

CHAPTER LXVII.

An ACT enabling certain trustees to sell and convey the real estate of Henry Strater, a lunatic.

WHEREAS it appears by the proceedings had in the court of common pleas, for the county of Lycoming, that a certain Henry Strater, of the said county, has been adjudged a lunatic, and that Moses Willson and Israel Merrick were by said court, appointed trustees to take care of the person and estate of the said Henry Strater. And whereas the said trustees have represented to this legislature, that the personal estate of the said lunatic is of very little consequence, and that the said lunatic is indebted about two hundred and fifty dollars, upon various accounts. That the said Henry Strater ostensibly claims and hath a warrant of survey, and survey made founded upon an improvement right for a tract of about two hundred acres of land, situate on Crooked Creek, in Delmar township, in the provisional county of Tioga, yet belonging to Lycoming county, adjoining lands of Israel Buckley, and that it is necessary that the land aforesaid should be sold for the purpose of paying the debts of the said lunatic, and providing for the comfort of his wife and children: 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 Moses Willson and Israel Merrick, of Delmar township, in the provisional county of Tioga, yet belonging to Lycoming county be, and they are hereby authorized and empowered to sell and convey all the real estate of Henry Strater, a lunatic, to such person or persons, for such price or prices, and on such terms and conditions as they may deem most advantageous to the said lunatic and his heirs, and that the deeds or other assurances to be made by them to the purchaser or purchasers, shall be as good and effectual in law to all intents and purposes, as if the said Henry Strater was of sound mind and a party to the same: *Provided*, That the said Moses Willson and Israel Merrick shall, before they proceed to sell the estate of the said Henry Strater, enter into recog-

Moses Willson and Israel Merrick authorized to sell a tract of land in Tioga county for the benefit of Henry Strater, a lunatic.