

## CHAPTER XXXII.

*An ACT authorizing Lewis Overdeer, acting executor of the estate of Philip Bottenfeld, deceased, to sell a certain tract of land therein described.*

WHEREAS by the settlement of the administration account of Lewis Overdeer, acting executor of the last will and testament of Philip Bottenfeld, late of York county it appeared that a balance of one hundred and twenty-one dollars and forty-eight and an half cents was found due from the estate of said Philip Bottenfeld to the said Lewis Overdeer, for monies laid out and expended by him in execution of the provisions of the said will, beyond the amount of the personal assets that had come to the hands of the said executor; *And whereas*, There is no provision in the said will enabling the executors thereof or either of them to sell any part of the real estate of the testator for payment of debts or legacies, or to enable the said executors to carry into effect the bequests and provisions of the same until after the death of the widow of the testator; *And whereas*, it is just and reasonable that some fund should be provided out of which the said executor might be reimbursed for the above mentioned expenditures; Therefore,

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 it shall be lawful for the said Lewis Overdeer to sell by public vendue, giving at least three weeks previous notice in two of the public newspapers printed in the borough of York, a tract of land containing ten acres and fifty-five perches, adjoining lands of Daniel Barnitz and George Ross, situate in Manheim township, and York county, and granted by patent to the said Lewis Overdeer, in trust for the heirs of the said Philip Bottenfeld, and retain so much of the proceeds of the sale of the said tract of land as will reimburse him for the monies expended by him in execution of the provisions of the last will and testament of said Philip Bottenfeld.

SECT. II. *And be it further enacted by the authority aforesaid*, That in case there shall be any surplus arising from the said sale remaining in the hands of the said Lewis Overdeer, after retaining the monies above mentioned, the said Lewis Overdeer shall apply the same agreeably to the general directions of the will of the said Philip Bottenfeld, or in case no provision is made in the said will regulating the same, the said surplus shall be equally divided between the right heirs of the said Philip Bottenfeld.

SECT. III. *And be it further enacted by the authority aforesaid*, That before the said Lewis Overdeer shall make the sale aforesaid he shall give bond to the register of wills of York county,

Lewis Overdeer  
authorized to  
sell certain lands,  
&c.

Overplus to be  
applied agreeably  
to the will  
of Philip Bot-  
tenfeld, deceased.

To give bond to  
the register for  
the faithful per-  
formance of his  
trust.

conditioned for the faithful performance of the several trusts confided to him by this act, which bond may be sued for the use of any person having an interest in the estate of the said Philip Bottenfeld.

JOHN WEBER, *Speaker*  
of the House of Representatives.

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

APPROVED—the sixth day of February, one thousand eight hundred and eleven.

SIMON SNYDER.

### CHAPTER XXXIII.

*An ACT to enable the commissioners of Huntingdon county to collect certain taxes in the counties of Clearfield and Cambria.*

WHEREAS the law passed the twenty-sixth day of March, one thousand eight hundred and four, entitled “An act to erect part of Lycoming, Huntingdon and Somerset counties into separate county districts,” made no provision to enable the commissioners of the county of Huntingdon to collect the arrears of taxes due on unseated lands, or the taxes levied and assessed the same year in those parts of Huntingdon county that were included in the counties of Clearfield and Cambria by the said act; Therefore,

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 the commissioners of Huntingdon county be, and they are hereby authorized and directed to collect and enforce the payment of all taxes on unseated lands that were assessed on or before the year one thousand eight hundred and four, in those parts of Allegheny township, Huntingdon county, which were included in the counties of Clearfield and Cambria, and all sales of unseated lands for taxes assessed as aforesaid within the said parts of the counties of Clearfield and Cambria, agreeably to the directions of the act, entitled “An act directing the mode of selling unseated lands for taxes,” shall be in law and equity valid and effectual, and shall vest in the purchaser or purchasers of any lands sold as aforesaid all the estate, right and title to the said lands as if the said lands were now in the county of Huntingdon.

Commissioners  
of Huntingdon  
county authoriz-  
ed to collect  
certain taxes,  
&c.

Directed to issue  
warrants to col-  
lectors, &c.

SECT. II. *And be it further enacted by the authority aforesaid,* That the present commissioners of Huntingdon county shall issue their warrants with a duplicate of the taxes assessed in the year one thousand eight hundred and four, by the assessors of Allegheny township, Huntingdon county, in that part of Cam-