

in said office, the judges of the court of quarter sessions for such county shall appoint a suitable citizen or citizens to fill the vacancy until the next general election; *provided*, that in case two or more persons shall have an equal number of votes, the right or priority shall be decided by lot, to be drawn immediately after the election, in the presence of the commissioners of the proper county. Proviso.

SECT. II. *And be it further enacted by the authority aforesaid*, That so much of any law as is by this act altered or supplied shall be and the same is hereby repealed. Repealing clause.

ROBERT SMITH, *Speaker*
of the House of Representatives.

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

APPROVED—the seventh day of February, one thousand eight hundred and fourteen.

SIMON SNYDER.

CHAPTER XIX.

An ACT *providing for the sale of the estate of lunatics, or persons non compos mentis, in certain cases.*

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 several courts of common pleas in this commonwealth shall have power, on the application of the committee of the person and estate of any lunatic, or person non compos mentis, to sell the estate of such lunatic, or person non compos mentis, lying and being in the county where the application is made, or such part thereof as may be necessary for paying the debts or for the maintenance and support of said lunatic, or person non compos mentis, or of his or her family. The estate of lunatics how it may be sold.

SECT. II. *And be it further enacted by the authority aforesaid*, That every such application shall be accompanied with a statement, on oath or affirmation, by the committee, of the debts against such lunatic, or person non compos mentis, as far as the same may be known, of the probable value in ready money of the estate of said lunatic, or person non compos mentis, distinguishing the real from the personal, of the annual rents and income that might be had from the same, and of the probable sum that would be required annually for his or her support, and that of his or her family, if he or she should have any family. If the said court be satisfied of the necessity and propriety of selling the whole or any part of such estate, they may then grant Who may grant an order for the sale, &c.

an order accordingly to the committee to sell the same at public sale, giving such notice thereof as the court may direct, returnable to the next or a subsequent term, and if on the return of the order of sale, the same be confirmed by the court, the said committee shall convey the whole interest, right and title of such lunatic, or person non compos mentis, in the estates so sold to the purchaser thereof. And the said committee shall annually thereafter exhibit on oath or affirmation to the said court, a statement of the application of the proceeds of said sale, to be afterwards filed and kept with the records of said court.

Committee of a lunatic to make an annual statement to the court, &c.

Committee to enter into recognizance, &c.

SECT. III. *And be it further enacted by the authority aforesaid,* That before any sale as aforesaid shall be made, the committee shall enter into recognizance with sufficient security before said court, conditioned for the faithful application of the proceeds of said sales to the purposes aforesaid, during the continuance of his or their guardianship, for their annually accounting as aforesaid, and for the faithful payment of the balance of said proceeds that may be in his or their hands, to his or their successor or successors, or to the heirs and legal representatives of said lunatic or person non compos mentis, at the termination of the guardianship of said committee.

The next of kin to any lunatic to have notice of such sales, &c.

SECT. IV. *And be it further enacted by the authority aforesaid,* That previously to the granting of any order to sell as aforesaid, the court may require notice of the said application to be given to the next of kin to such lunatic, or person non compos mentis, in order to ascertain whether any of the said next of kin would be willing to pay the debts of, or maintain said lunatic or person non compos mentis, or his or her family, or contribute in any manner thereto, or can shew any cause why the estate should not be sold according to the provisions of this act.

ROBERT SMITH, *Speaker*
of the House of Representatives.

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

APPROVED—the seventh day of February, one thousand eight hundred and fourteen.

SIMON SNYDER.

CHAPTER XX.

A further SUPPLEMENT to the act, entitled, "An act for the regulation of the militia of this commonwealth."

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 whenever any detachment of the militia of this state shall have

Military orders to be issued, &c. to generals and inspectors, &c.