

SECT. 23. *And be it further enacted by the authority aforesaid,* That if the president, managers and company, shall not proceed to carry on said work within two years from the passage of this act, and shall not complete the same as aforesaid, in five years, according to the true intent and meaning of this act; or if after the completion of the said rail-road, the said corporation shall suffer the same to go to decay and be impassable for the term of two years, then this charter shall become null and void, except so far as compels said company to make reparation for damages.

Time of commencement and completion, &c.

SECT. 24. *And be it further enacted by the authority aforesaid,* That if any increase of the capital stock be deemed necessary by the stockholders to complete the said rail-road, it may be lawful for the said president, managers and company, at a stated or special meeting convened for the purpose, to increase the number of shares, so that they shall not exceed in the whole ten thousand; and to receive and demand the moneys for shares so subscribed, in like manner and under like penalties as are hereinbefore provided for the original subscription, or as shall be provided for by their by-laws.

Capital stock may be increased to 10,000 shares.

FREDK. SMITH,

Speaker of the House of Representatives.

WM. G. HAWKINS,

Speaker of the Senate.

APPROVED—The seventeenth day of February, A. D. one thousand eight hundred and thirty-one.

GEO. WOLF.

No. 45.

AN ACT

Concerning the acknowledgment of sheriffs' and coroners' deeds in certain cases.

SECT. 1. *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 in all cases where real estate has been, or shall be sold by virtue of process, issued out of the supreme court, any circuit court or court of nisi prius in this commonwealth, the deed or deeds, to the purchaser or purchasers may be acknowledged before the court of common pleas or district court of the proper county or city, in like manner and with like effect as the same might or could be acknowledged before the court from which the process authorising the sale shall have issued: *Provided,* That the court of common pleas or district court, before which, any sheriff or coroner shall be about to acknowledge any such deed as aforesaid,

Deeds for estate sold by process of supreme court, &c. may be acknowledged before common pleas or district court. Proviso. Court must be satisfied that notice has been given.

2d proviso.
Not to prevent
acknowledg-
ment before
supreme
court, &c. as
heretofore.

In such cases
court may de-
cide upon va-
lidity, &c. of
sale.

Return of
writ.

Acknowledg-
ment before
return day.

Court taking
acknowledg-
ment may di-
rect distribu-
tion of pro-
ceeds of sale
if paid over.

before allowing the same to be acknowledged, shall be satisfied that the parties interested have had reasonable notice thereof: *And provided also*, That nothing in this act contained, shall be taken to prevent the acknowledgment of such deeds as aforesaid, before the supreme court or any circuit court or court of nisi prius as heretofore.

SECT. 2. *And be it further enacted by the authority aforesaid*, That the said courts of common pleas and district courts, in all such cases as aforesaid, when application shall be made to them to allow the acknowledgment of any such deed as aforesaid, shall have power to decide upon the regularity and validity of the sale, and to set the same aside if not made according to law; and it shall be the duty of the sheriff or coroner, before or immediately upon the acknowledgment of any such deed, to return the writ, by virtue of which the sale shall have been made, into the office of the clerk of the court from which the same shall have issued; and the acknowledgment of any such deed made and taken according to the provisions of this act, shall be good, notwithstanding the same may be done before the return day of such writ. And if money, being the proceeds of any such sale or sales, as aforesaid, shall be paid into any court of common pleas or district court, before which the deed or deeds for the property sold shall be acknowledged, such court may order and direct the distribution thereof in like manner as if the sale or sales had been made by virtue of process issued from such court.

FREDK. SMITH, .

Speaker of the House of Representatives.

WM. G. HAWKINS,

Speaker of the Senate.

APPROVED—The seventeenth day of February, Anno Domini, one thousand eight hundred and thirty-one.

GEO. WOLF.

No. 46.

AN ACT

To authorise the Governor to incorporate the president, managers and company of the Armstrong and Clearfield turnpike road company.

Commission-
ers appointed
to open books,
&c.

SECT. 1. *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 Thomas Blair, Jacob Pontious and Joseph Marshall, of Armstrong county, Charles C. Gaskill and John