

## No. 63.

## AN ACT

Authorising the executors of Peter Beisel, deceased, to convey certain real estate.

Preamble.

WHEREAS, Peter Beisel, late of Allen township, in the county of Northampton, by his last will and testament, directed his executors to lease out his real estate during the lifetime of his wife, and if necessary, to mortgage the same for the payment of his debts, and as soon after the death of his wife as convenient, to sell and convey the same to such person or persons, at such time or times, and for such price or prices as they should agree. And since the decease of the said Peter Beisel such circumstances have occurred as to induce the widow and legatees to believe that it was more advisable to make sale of the said real estate, and to secure the privileges and income given by the said will to the widow of the said Peter Beisel, deceased, during her life: In pursuance whereof, the executors of the said last will and testament did on the sixteenth day of October last, past, sell a certain tract of land, late of the said deceased, situated partly in Allen township, in the county of Northampton, and partly in Hanover township, in the county of Lehigh, containing two hundred and forty-five acres and seventy-six perches, to George Breinig, for the sum of fifty dollars twelve and a half cents per acre; and a certain tract of woodland situated in Moore township, in the said county of Northampton, containing thirteen acres and three perches, to Adam Lawbach, for the sum of thirteen dollars eighty-five cents per acre, and it has been discovered by the parties interested since the said sales, that under the existing laws of this commonwealth, the said executors have no authority to convey the said estate:

Therefore.

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 Owen Rice and Jacob Beisel, executors of the last will and testament of Peter Beisel, late of Allen township, in the county of Northampton, deceased, be and they are hereby authorised to grant and convey to George Breinig and to Adam Lawbach, and their respective heirs and assigns, the tracts of land late the estate of the said deceased, by them respectively purchased, at a public sale, held on the sixteenth day of October last, past, on their severally complying with the conditions of sale, so as to convey all the estate which the said Peter Beisel, deceased, had therein at the time of his death to the said purchasers, respectively,

Executors of Beisel's estate authorised to convey to G. Breinig and A. Lawbach certain tracts of land.

and their respective heirs and assigns. And it shall be the duty of the said executors, to secure in the said tract so sold to George Breinig, or on other sufficient real security, by bond and mortgage, the sum of three thousand dollars, in order to secure the payment and delivery to Gertrude Beisel, widow of the said deceased, of the sum of money and articles, which by the last will and testament of the deceased, are given to her annually during life, the principal whereof, to be payable at her death. And the residue of the said estate, after payment of debts, shall be applied to the payment of the legacies, in the last will and testament mentioned. And in case of a failure to comply with the conditions of the said sale, by either of the said purchasers, the said Owen Rice, and Jacob Beisel, or the survivor of them, are hereby authorised to expose such estate again to sale, and to sell the same for the best price that can be obtained, therefor, on the terms on which the same has been heretofore sold, and to convey the premises to the purchaser or purchasers thereof as aforesaid: *Provided*, That before the execution of any such deed or deeds of conveyance, the said executors shall give such security as the orphans' court of Northampton county shall deem sufficient for the faithful execution of the trusts hereby reposed in them.

\$3000 to be secured to Beisel's widow.

Appropriation of residue of proceeds.

If purchasers do not comply executors may sell again.

Proviso. Executors to give security.

FREDK. SMITH,

*Speaker of the House of Representatives.*

WM. G. HAWKINS,

*Speaker of the Senate.*

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

GEO. WOLF.

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No. 64.

A SUPPLEMENT

To an act, entitled An act authorising the supervisors of East Huntingdon township, in Westmorland county, to assess and collect certain taxes, passed the second of April, one thousand eight hundred and thirty.

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 any suit or action, now pending, or that may be hereafter commenced by any person or persons against the supervisors of East Huntingdon township, in Westmore-

Duty of court or arbitrators in certain cases.