

No. 142.

AN ACT

To confer on Sarah Jones, the rights, privileges and benefits of a child born in lawful wedlock.

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,

Sarah Jones. That Sarah Jones, of the borough of Lebanon, in the county of Lebanon, the illegitimate daughter of Elizabeth Hubler, late of Tulpehocon township, Berks county, deceased, shall have and enjoy all the rights, privileges, benefits and advantages, of a child born in lawful wedlock, and shall be able and capable in law, to inherit and transmit any estate whatsoever, as fully and completely to all intents and purposes, as if she had been born in lawful wedlock: *Provided,* That

Proviso. nothing in this act contained, shall be construed to interfere

Collateral inheritance law. with the claim of the commonwealth, under an act, entitled "An act relating to collateral inheritances," passed the seventh of April, one thousand eight hundred and twenty-six.

FREDK. SMITH,

Speaker of the House of Representatives.

WM. G. HAWKINS,

Speaker of the Senate.

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

GEO. WOLF.

No. 143.

AN ACT

Supplementary to an act, entitled "An act authorising the trustees of Nancy Wharton, to sell and convey certain property," passed the thirtieth day of April, eighteen hundred and twenty-seven.

Preamble. WHEREAS, by two certain deeds of trust and marriage settlement, particularly recited in the act to which this is a supplement, all the estate and property, which was of Nancy Craig, who intermarried with John Wharton, were conveyed to Edward Tilghman, his heirs and assigns, to hold upon the trusts in the deed set forth, and which said trusts, by the death and will of the said Edward Tilghman, have since be-

come vested in Elizabeth Tilghman, and Benjamin Tilghman, his executors: *And whereas*, by sundry other deeds, conveyances and assurances, since executed other estates, real and personal, have become vested in the said Elizabeth Tilghman, and Benjamin Tilghman, their heirs, executors, administrators and assigns, in trust for the like and same uses and purposes, (omitting only the trust until marriage,) as are mentioned and declared, in and by the aforesaid two deeds of trust and marriage settlement, concerning the estate, real and personal, thereby conveyed and assigned: *And whereas*, the real estate now vested in the said trustees, derived as well under the said marriage settlement, as under the deeds, conveyances and assurances to them since had and executed, as aforesaid, is for the most part vacant and unproductive ground, and it is the wish, and for the benefit of all the parties interested therein, that the same be sold or disposed of on ground rent, as hereinafter mentioned, but doubts are entertained whether the same can be effected under the act of assembly aforesaid, or otherwise, without further aid of the legislature; for remedy whereof,

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 it shall and may be lawful for Elizabeth Tilghman, and Benjamin Tilghman, trustees of Nancy Wharton, (late Nancy Craig,) as well under her marriage settlement, as under all other deeds, conveyances and assurances since executed to them, the said trustees as aforesaid, and such persons who shall hereafter become trustees of those estates, at any time or times during the present coverture of the said Nancy, by and with her consent and approbation, notwithstanding her coverture, testified by her, signing and sealing the several conveyances thereof, to grant, bargain and sell, alien, release and confirm, in fee simple, for the greatest and best prices that can or may be reasonably had and obtained therefor, by public or private sales, or upon ground rents, as they may deem proper, any part or parts, or the whole of the trust estate, now vested in the said trustees in manner aforesaid, and to make, execute, acknowledge and deliver, good and sufficient deeds of conveyance for the same, to the purchaser or purchasers thereof, his, her or their heirs and assigns forever: *Provided always*, That the whole proceeds of such sales, and of the ground rents that may be reserved, and afterwards redeemed under this act shall be invested, and the investments held by the said trustees upon the same trusts that they previously held the estates so by them sold: *And provided further*, That such trust estates shall be taken and held by the purchaser, discharged from the trusts afore-

E. & B. Tilghman, trustees with consent of Nancy Wharton, to sell and convey real estate.

Proviso. Investment of proceeds.

2d proviso. Purchasers title to be free

said, and without any liability on the part of such purchaser or purchasers, as to the application or mis-application of the purchase money.

FREDK. SMITH,

Speaker of the House of Representatives.

WM. G. HAWKINS,

Speaker of the Senate.

APPROVED—the thirtieth day of March, Anno Domini, one thousand eight hundred and thirty-one.

GEO. WOLF.

No. 144.

AN ACT

Relating to certain state roads.

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 John Walich and Martin A. Stock, of Northumberland county, and Samuel B. Fisher and Henry Stager, of Schuylkill county, be and they are hereby appointed commissioners, to lay out by courses and distances, a state road, beginning at the borough of Pottsville, in the county of Schuylkill, through Carbondale, thence to Daniel Herb's tavern, thence to Jonathau Reitzel's tavern, and thence to the public road, leading from Sunbury to Harrisburg, at or near Fisher's ferry.

Commissioners appointed to lay out road from Pottsville to Fisher's ferry.

SECT. 2. *And be it further enacted by the authority aforesaid,* That it shall be the duty of the said commissioners or a majority of them, after taking an oath or affirmation before a justice of the peace to perform the duties enjoined upon them by this act, with impartiality and fidelity, carefully to view the ground over which the said road may pass, and lay out the same as near to a straight line between the aforesaid points, as the nature of the ground and other important circumstances will permit, and in such manner that the vertical departure from a horizontal line, shall at no point exceed five degrees, unless it be at the crossing of ravines and streams, where by moderate filling and bridges, the declination of the road may be preserved within that limit.

Specifications of duty.

SECT. 3. *And be it further enacted by the authority aforesaid,* That it shall be the duty of the commissioners or a majority of them, in choosing the ground to have due regard to the

Damages to private property, &c.