

No. 211.

AN ACT

Authorising the sale of certain real estate, belonging to the heirs of Christian Geese, deceased.

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 Alexander Mahon and Elizabeth Geese, administrators of the estate of Christian Geese, late of the borough of Newville, in the county of Cumberland, deceased, be, and they are hereby authorised and empowered to sell, at private or public sale, all the right, title and interest, which the said Christian Geese had and held, in the following described lots of ground, at the time of his death, (to wit:) two lots of ground, with the buildings thereon erected, situate on the north side of the Main-street; in the borough of Newville, numbered twenty-eight and thirty-eight, in the plan of said borough; also, a lot of ground situate in Newton township, and county aforesaid, bounded by the Conodoguinet creek, and lands late of William M. Candlish, deceased, and others, containing eleven acres and sixty-eight perches; and to execute a deed or deeds to the purchaser or purchasers thereof: *Provided, however,* That before any such sale shall be valid, it shall be approved of by the orphans' court of Cumberland county; and the said administrators shall give security, to be approved of by said court, conditioned for the faithful appropriation of the proceeds of said sale, according to law.

Certain lots
in Cumber-
land county.

Proviso.
Approval of
sale.
Surety to or-
phans court.

FREDK. SMITH,

Speaker of the House of Representatives.

WM. G. HAWKINS,

Speaker of the Senate.

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

GEO. WOLF.

 No. 212.

A SUPPLEMENT

To the act entitled "An act for the relief of the creditors of the Harrisburg, Carlisle and Chambersburg turnpike road."

Preamble.

WHEREAS, it has been represented to the Legislature, that Matthew Irvine has become liable to William Scott, Michael Kimmel and Andrew Aldridge and Benjamin Hig-

dön, trading under the firm of Aldridge and Higdon, for the sum of five thousand dollars, with interest from the second of August, one thousand eight hundred and nineteen, which money was recovered against the said Matthew Irvine in the Circuit Court of the United States, by a decree of the eighteenth May, one thousand eight hundred and twenty-nine, upon a guarantee executed by the said Matthew Irvine, together with Robert Blaine and John Carothers, by which they were bound, as security for the Harrisburg, Carlisle and Chambersburg turnpike road, for the payment of ten drafts, of five hundred dollars each, payable to John P. Helfenstine, on account of a contract for making a part of the said road: *And whereas*, by the passage of the act to which this is a supplement, dated first of April, one thousand eight hundred and twenty-three, the profits of the said road are directed to be applied to certain preferred creditors of the said turnpike company, and the said William Scott, Michael Kimmel and Aldridge and Higdon are about to issue an execution against the said Matthew Irvine, for the amount so decreed in their favour, respectively, and the said Matthew Irvine has just reason to believe that his whole property will be sacrificed, the other individuals jointly bound with him being dead and insolvent; for remedy whereof:

Therefore,

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 the duty of the court of common pleas of Cumberland county, from time to time, to distribute the monies which shall hereafter be paid into court, in pursuance of the provisions of the first section of the act to which this is a supplement, passed the first day of April, one thousand eight hundred and twenty-three, to the payment of two thousand five hundred dollars, with interest from the second of August, one thousand eight hundred and nineteen, to William Scott, his heirs or assigns; one thousand five hundred dollars, with interest from the second of August, one thousand eight hundred and nineteen, to Michael Kimmel, his heirs or assigns; one thousand dollars with interest from the second of August, one thousand eight hundred and nineteen, to Aldridge and Higdon, their heirs or assigns; being the amount of money and interest due to the said individuals, respectively; and for which they have obtained a decree against the said Matthew Irvine and Robert Blaine, in the Circuit Court of the United States, on the eighteenth of May, one thousand eight hundred and twenty-nine, pro rata, with the labouring contractors, in the manner directed by the second section of the act to which this is a supplement: *Provided nevertheless*, That the said William Scott, Michael Kimmel and Aldridge and Higdon, their heirs, ex-

Court of common pleas of Cumberland to direct distribution of certain monies under former law for the benefit of Messrs. Scott, Kimmel, Aldridge and Higdon:

Provided:

Creditors to execute a release to M. Irvine within 6 months.

2d proviso. If creditors refuse to release court to pay monies to M. Irvine.

3d proviso. Release not to impair rights of creditors.

Repeal.

executors, administrators or assigns, in order to entitle themselves to the benefit of this act and the act to which it is a supplement, shall jointly, within the period of six months, from and after the passage of this act, execute to the said Matthew Irvine, or his heirs, a release of himself and his estate from the payment of the money so decreed in their favour against him, and file the same in the said court of common pleas of Cumberland county: *Provided also*, That if the said William Scott, Michael Kimmel and Aldridge and Higdon, their heirs, executors, administrators or assigns shall neglect or refuse, for the said space of six months, so to execute and file the aforesaid release, then the said court of common pleas shall, and they are hereby directed, to pay the said proportions, from time to time, to the said Matthew Irvine, his heirs, executors, administrators or assigns, in the same manner as is directed to be paid to the labouring contractors: *And provided further*, That the execution of any such release, as aforesaid, shall not in any manner affect or impair the rights of the said creditors, to recover their claims from the said company.

SECT. 2 *And be it further enacted by the authority aforesaid*, That so much of any former law as is hereby altered and supplied, be and the same is hereby repealed.

FREDK. SMITH,

Speaker of the House of Representatives.

WM. G. HAWKINS,

Speaker of the Senate.

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

GEO. WOLF.

No. 213.

AN ACT

Authorising the trustees of certain churches, therein named, to sell and convey certain real estate.

Four united churches, Egyptian, Union, Jordan and Northampton, authorised to sell and convey certain property.

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 Rhoads, Jacob Michley, Conrad Kenel, and Thomas Kern, church-wardens and trustees of the four United Churches of North Whitehall, South Whitehall, and borough of Northampton, in the county of Lehigh, commonly called the Egyptian church, and the Union church