

vise and bequest, together with their names and places of residence.

Adm's cum
test. annexo.

SECTION 67. All and singular the provisions of this act, relative to the powers, duties, and liabilities of executors, are hereby extended to administrators with a will annexed.

Discovery of
a will after a
supposed in-
testacy.

SECTION 68. All such acts of administration as would be in due course of law in case of intestacy, if done in good faith, and without notice of a will, shall not be impeached, though a will should afterwards be discovered and established.

Collateral in-
heritance tax
to be refund'd
in certain
cases.

SECTION 69. Whenever debts shall be proven against the estate of a decedent, after distribution of legacies from which the collateral inheritance tax has been deducted, in compliance with the sixty-second section of this act, and a refund is made by the legatee, a proportion of the said tax shall be repaid to him by the executor or administrator, if the said tax has not been paid into the State or County Treasury, or by the County Treasurer, if it has been so paid.

Act to take
effect 1st Oct.
Repealing
clause.

SECTION 70. This act shall take effect from and after the first day of October next, and all such acts of assembly as are hereby altered or supplied, shall be, and are hereby repealed, except so far as may be necessary to finish proceedings commenced, or to settle the estates of persons who may have died before that time.

WM. PATTERSON,

Speaker of the House of Representatives.

THO'S. RINGLAND,

Speaker of the Senate.

APPROVED—The twenty-fourth day of February, one thousand eight hundred and thirty-four.

GEO: WOLF.

No. 53.

AN ACT

For the improvement of the borough of Norristown, in the county of Montgomery.

Comm'rs ap-
pointed to
open new
streets and
alleys, &c.

SECTION 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 Allan W. Corson, Evan Jones, General Henry Scheets, and George Richards, Esq., be, and they are hereby appointed commissioners, and they, or any three of them, being duly sworn or affirmed to perform their duties with impartiality, shall have full power and authority to lay out any additional

street or streets within the borough of Norristown, which they shall think proper for the improvement thereof, or necessary for the convenience of its citizens, or the public, and shall also have full power and authority to vacate, alter, widen and extend such streets, lanes and alleys, in the said borough, as are already laid out, taking care, in the performance of said trust, to do as little damage to private property as possible; and the said commissioners shall have authority to name the streets so laid out by them, and also those within said borough not already named; and shall make report of their proceedings to the court of Quarter Sessions of said county, within six months from the passage of this act, which report shall be accompanied by a plan or plot of all the streets, lanes and alleys, within the said borough, as well as those already laid out as of those laid out by them in pursuance of this act, designating therein the alterations and extensions by them made, and the width and names of the respective streets, lanes and alleys, with such other matters as may be necessary, in order to form a complete plot of the said borough; which report the said court, in their discretion, may order to be amended or corrected, and, when finally approved and confirmed, shall be recorded in the recorder's office of said county, and a certified copy thereof shall be evidence in all matters in which such record is pertinent; and the streets, lanes and alleys, so laid out, shall, from thenceforth, be opened for public use, in the same manner as if they had been laid out by an order of the court in the usual way; and each of the said commissioners shall receive the sum of two dollars per day, for each and every day they shall be employed in their duties as aforesaid, which shall be paid by the corporation of said borough.

To report to
the court of
Q. S.
Plot to be
recorded.

SECTION 2. Any person who shall sustain any damage by the laying out and opening or widening of any street, lane or alley, within the said borough, by virtue of the powers given by this act, shall have all the rights and remedies provided by the fourteenth section of the act, entitled "An act for laying out, making, and keeping in repair the public roads and highways within this Commonwealth, and for laying out private roads," passed the sixth day of April, one thousand eight hundred and two.

Damages.

SECTION 3. Should either of said commissioners die or refuse to serve, that the Court of Quarter Sessions of the county of Montgomery shall, upon the petition of the town council of said borough, have full power to appoint a suitable person or persons to fill the vacancy occasioned by such death or resignation.

Vacancies in
the commrs

SECTION 4. The council of said borough, when assembled together for that purpose, shall have full power and authority to make and ordain such laws and ordinances, not inconsistent with the constitution and laws of this Commonwealth, as shall be necessary for lighting, watching, watering, pitching, paving,

Authority of
the council
extended to
the new
streets, &c.

LAWS OF PENNSYLVANIA,

repairing and cleansing all the streets, lanes and alleys, contained in said plot, as recorded in the Recorder's Office of the county, agreeably to the first section of this act, and also for removing nuisances therein; the same to put in force and execution, by the proper officers, under such penalty as they may prescribe.

WM. PATTERSON,
Speaker of the House of Representatives.
THO'S. RINGLAND,
Speaker of the Senate.

APPROVED—The twenty-fourth day of February, one thousand eight hundred and thirty-four.

GEO: WOLF.

No. 54.

A SUPPLEMENT

To the act to incorporate the town of Wommelsdorf in the county of Berks.

Constable to
be elected.

SECTION 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 the qualified voters of the borough of Wommelsdorf, shall, at the time and place appointed by the eighth section of the act to which this is a supplement, for the election of borough officers, elect one person residing within the said borough to act as borough constable, whose duty it shall be to give notice of the elections upon the precept of the burgess, directed to him for that purpose, and shall attend the opening of the elections, according to the act to which this is a supplement; and for the purpose of preserving the peace of the said borough, shall have all powers and authority necessary therefor, that constables in this Commonwealth by law now or hereafter may have: he shall also execute all process of the burgess, delivered to him for that purpose, and for neglecting or refusing to execute such process, shall be liable to a fine of twenty dollars; he shall be entitled to the same compensation for his services that other constables of this Commonwealth by law have, and shall, at the next court of Quarter Sessions of Berks county, deliver to the clerk of the said court, on the first day of the sessions, a return of his election, certified by the inspector, judges and clerks of the election, and shall give bond and security for the faithful performance of his duty as constable, as other constables are by law required to do, which bond shall be for the same uses and intents, and give like remedy, by like process,