

addition to those named in the act herein referred to: *Pro-Provido.* *vided,* That if the Sunbury and Erie Railroad company shall, within two years from this date, fix upon and locate their railroad by way of Big Meadows, on Pine creek, and by way of Coudersport and Warren, and shall within two years thereafter proceed to lay out and construct the same on that route, then the privileges and powers granted in this act shall be null and void.

SECTION 2. It shall and may be lawful for the Little Little Schuylkill and Susquehanna Railroad company to construct Schuylkill a branch from a point on the said road, at or near Lint- & Susque- ner's Gap, to intersect the Beaver Meadow Railroad, or hanna Rail- near the mouth of Black creek, with the same powers, and road Co. au- subject to the same provisions, restrictions and responsibili- thorized to ties touching the construction of said branch as are by any branch rail- law of this commonwealth given or prescribed for the con- road, &c. struction of the main line of the said Little Schuylkill and Susquehanna Railroad.

SECTION 3. That the time allowed to the said company Time for for the completion of the main line of said railroad, from completing Cattawissa to the point of connection with the Little Schuyl- main line kill Railroad, be extended to two years after the period of extended. the completion of the Port Clinton and Reading, and Rea- ding and Philadelphia Railroads.

LEWIS DEWART,
Speaker of the House of Representatives,
J. R. BURDEN,
Speaker of the Senate.

APPROVED—the twenty-sixth day of March, one thousand eight hundred and thirty-eight.

JOS. RITNER.

No. 40.

An Act

To authorize the wardens of the Reformed church called Para-
dise church, in Paradise township, York county, to sell and
convey certain real estate, and for other purposes. Wardens of
Paradise
church, York
county, au-
thorized to
sell and con-
vey certain
real estate.

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 au- thority of the same,* That Henry King, Daniel Spangler, Johan Spangler, Samuel Stover, Peter Spangler, and Henry

Stambaugh, wardens of the Reformed church called Paradise church, in the township of Paradise, York county, are hereby authorized and empowered to sell and convey a certain lot of ground, containing four acres and five perches, adjoining land of John Roth, in said Paradise township, or any part thereof belonging to the said church, in the township aforesaid, and to make a deed to the purchaser thereof.

SECTION 2. Esther Ann Bowman, guardian of Mary Watson Denison, Ann M. Atkins, guardian of Caroline Bowman Atkins, and Thomas W. Miner, guardian of Ebenezer Bowman, minor, of Luzerne county, in said state, are hereby authorized and empowered to sell at public or private sale, as to them shall seem most expedient, and acting in connection with Esther Ann Bowman, (who in her own right is seized of an estate for life in the hereinafter described premises,) a certain lot of land situate on Market street, in the borough of Wilkesbarre, in said county, containing forty-eight perches and five tenths of land, bounded by lands of Henry F. Lamb and William C. Guildersleeve, and the alley hereinafter mentioned, said lot being forty feet in width on said street, with the buildings thereon erected, together also with the privileges and right of an eleven foot alley adjoining, being the same premises allotted to the said Esther Ann Bowman and the said minors, as the devisees of Mrs. Caroline Denison, in the partition of the real estate of Ebenezer Bowman, Esq., deceased, and to convey the same in connection with the said Esther Ann Bowman, acting in her own right, also in fee simple, to the purchaser of purchasers thereof: *Provided*, That the said Esther Ann Bowman, Ann M. Atkins, and Thomas W. Miner, shall, before proceeding to make such sale, cause satisfactory security, by bond or recognizance, to be given and entered in the Orphan's Court of Luzerne county aforesaid, conditioned for the faithful investment of the proceeds of such sale, and the payment of the interest thereof, to the said Esther Ann Bowman, during her natural life, and for the just and faithful appropriation and distribution after her decease, of the principal thereof, according to their duties and obligations as guardians of said minors.

Proviso.

SECTION 3. Jacob Ruch of Augusta township, in the county of Northumberland, surviving executor of the testament of George Walter, late of said county, deceased, be authorized and empowered to sell at public sale, two certain lots of ground and buildings thereon, in the borough of Sunbury, in said county, numbers two hundred and fifty-five and two hundred and fifty-six, of which

Ex'r of Geo. Walter, of North'd co., dec., authorized to sell certain real estate.

said testator, deceased, was seized, for the purposes mentioned in said will, together with all and singular the appurtenances, and to make a good and sufficient conveyance for the same to the purchaser or purchasers thereof, in fee simple: *Provided*, The said Jacob Ruch shall give security, to be approved by the Orphans' Court of said county, and filed of record in said court, for the faithful application of the proceeds of such sale to the purposes mentioned in said will.

SECTION 4. That the guardians of the minor children of Isabella Scott, late Isabella Vance, deceased, and who was intermarried with John Scott, late of Washington county, deceased, be, and they are hereby authorized and empowered to sell at public or private sale, all the right, title, and interest of the minor children aforesaid, in and to a certain messuage and lot of ground, situated in the town of Washington, Washington county, and bounded as follows, to wit: On the east by Market street, and extending along said street forty feet, on the south by lot number two hundred and eighty-nine, on the west by lot number one hundred and fifty, on the north by lot number two hundred and eighty-seven, and extending back from said Market street two hundred and forty feet, it being lot number two hundred and eighty-eight in the original plan of said town of Washington, and to make and execute a deed or deeds therefor, in fee simple, to the purchaser or purchasers: *Provided however*, before any such deed or deeds shall be valid, the said guardians shall give bond, in such sum and with such security as may be approved by the Orphans' Court in and for said county of Washington, conditioned for the faithful application of the proceeds of such sale.

SECTION 5. The said guardians of the said minor children mentioned in the preceding section of this act, are hereby authorized to make, execute, and deliver good and sufficient deeds of conveyance, in fee simple, to Isaac Vance, junr., of Allegheny county, for all the undivided right, title, and interest of said minor children, of, in and to a certain messuage and tract of land, situated on the waters of Chartiers creek in Fayette township, Allegheny county, containing two hundred and ninety-six acres, more or less, adjoining lands of Frederick Lesnel's heirs, Richard Boyce's heirs and others, (it being a moiety or half part of two certain tracts of land, conveyed by Edward Shippen, Esquire, and wife, and Joseph Shippen junr., and wife, to Richard Boyce and John Vance, by deed, bearing date the twenty-eighth day of January, Anno Domini seventeen hundred and ninety-three:) *Provided*, before making a deed, the said guardians

may require any purchase money remaining unpaid to be all paid or secured to their satisfaction.

SECTION 6. That all the interest, right, and claim whatsoever of the commonwealth, devised by reason of any forfeiture under the laws and statutes of the same relating to mortmain, in and to a lot of ground, containing about one acre and buildings erected thereon, situate in or adjoining the borough of Montrose, in the county of Susquehanna, and which Kiturah Churchill bought from the Hamilton and Lebanon Manufacturing company of Madison county, in the state of New York, be, and the same is hereby released to and vested in the said Kiturah Churchill, her heirs and assigns, saving however to all persons having legal or equitable titles to said property, all their just rights, as fully as if this act had never passed.

SECTION 7. Joseph Garretson, guardian of Hannah J. Garretson and Amanda Eliza Garretson, minor children of the said Joseph Garretson, is hereby authorized and empowered to sell at public or private sale, and convey in fee simple, the interest of said minors in and to a tract of land situate in East Nantmeal township, in Chester county, inherited from their uncle, William Kirk, containing about eighty acres: *Provided*, That before the said Joseph Garretson shall execute any deed for the same to the purchaser or purchasers thereof, he shall give bond in such sum and with such sureties as the Orphans' Court of Chester county shall direct, conditioned for the faithful discharge of his duty and proper application of the money arising from such sale.

Preamble relative to estate of Th. Vashon, dec.

WHEREAS, Thomas Vashon, late of Lewistown, Mifflin county, died seized of certain real estate, leaving a widow, Nancy Vashon, but without issue or collateral heirs capable of inheriting; Therefore,

Nancy Vashon widow of Thomas Vashon, to hold the said real estate.

SECTION 8. That Nancy Vashon, widow of Thomas Vashon, late of Lewistown, Mifflin county, deceased, is hereby made capable in law, to have and hold the real estate which was of or belonging to the said Thomas Vashon, consisting of a tract of land situate in Shirley township, Huntingdon county, adjoining lands of Samuel Clemmens and others, and two lots of ground in the borough of Lewistown, in the county of Mifflin, fronting on Main street and extending to the Pennsylvania canal: the said Nancy Vashon to have and to hold the same interest in the said real estate, to her, her heirs and assigns forever, that the said Thomas Vashon had and held in the same at and immediately before his decease, as fully and effectually as if the said Thomas Vashon had made his last will and testament and devised his whole interest therein to the said Nancy Vashon. *Provided*, That

Proviso.

the interest of the creditors of said Thomas Vashon shall not be affected in any way by this act. *And provided further,* That the said Nancy Vashon shall take no other or greater estate than the said Thomas Vashon had and held in the same. 2d Provide

SECTION 9. That John N. Conyngham, executor of the last will and testament of Eleanor McCall, late of the city of Philadelphia, deceased, is hereby authorized to sell at public or private sale, as to him shall seem most conducive to the interest of said estate, and in connection with Mary McCall of Philadelphia, who is also interested in the hereinafter mentioned premises, all the right, title and interest of the said decedent in a certain house and lot situate in Fourth street, below Spruce street, in the said city of Philadelphia, and convey the same by deed to the purchaser, so soon as such sale shall be confirmed by the Orphan's Court of Philadelphia. *Provided,* That before such confirmation takes place, the said executor shall give bond, with such security as the said Orphans' Court shall judge proper, conditioned for the faithful investment and just appropriation and distribution of the proceeds of such sale, according to the provisions of said last will and testament. Ex'tor. of Eleanor McCall of Phil'd'a. authorized to sell certain real estate. Provide.

WHEREAS, by the ninth section of the act to authorize Joseph B. Lapsley and David Lapsley, trustees under the will of David Lapsley, deceased, to sell and convey certain real estate, and for other purposes, approved the twenty-seventh day of March, Anno Domini eighteen hundred and thirty-seven, it is provided that William Gaston, of Union town-ship, Washington county, guardian of Eliza Jane Gaston and James Morrison Gaston, minors, is authorized to sell and convey certain real estate belonging to said minors: *Provided,* That the consent of said minors shall be first obtained: *And whereas,* the said minors are both under the age of fourteen years, and are too young to give their consent; Therefore,

SECTION 10. William Gaston, guardian of Eliza Jane Gaston and James Morrison Gaston, minors named in the act referred to in the preamble, be, and he is hereby authorized to sell and convey the real estate of said minors mentioned in the ninth section of said act, under the provisions thereof, without the consent of said minors being first obtained. Preamble relative to estate of E. J. & J. M. Gaston. Guardian authorized to sell.

SECTION 11. That the corporation of St. Paul's church of Chester, in the county of Delaware, consisting of the rector, church wardens and vestrymen of said church, be, and they are hereby authorized to sell and convey those two certain lots situate in said borough of Chester, one of which is Corporation of St. Paul's church of Delaware county.

Proceeds of
sale how to
be applied.

Guardian
of minor
children of
S^r Taggart,
authorized
to sell cer-
tain real
estate in
Dauphin co.

Proviso.

situated on the north side of James street, and bounded on the east by a lot in the tenure of William McCall, on the west by lot held by John G. Dyer, and on the south by land belonging to Joseph Engle and others; the other lot is situated on James street aforesaid, and bounded by lots belonging to Mary Engle and J. W. Odenheimer, and by a lot in the tenure of William McCafferty; and that the said corporation shall apply the proceeds of sale to the building of a parsonage house, (the one recently held by the said church being destroyed by fire,) and to the payment of the debts of the said corporation.

SECTION 12. Samuel Taggart, guardian of John, Mary, Ann, Henry, James and Elizabeth Taggart, minor children of said Samuel Taggart, is hereby authorized to sell, either at public or private sale, as shall be most advantageous to the interests of the said minors, all their right, title, and interest in and to any and all lands bequeathed to them by their grandfather, John Taggart, by his last will and testament, late of Lancaster county, deceased, situate in the county of Dauphin, and in their names to convey the same to the purchaser or purchasers thereof, as fully and effectually as if the said minors were of full age, and conveyed the same under their own hands and seals: *Provided*, The said Samuel Taggart, before the execution of any such conveyance, shall give security in the Orphans' Court of Lancaster county, in such sum and in such manner as the said court shall direct, for the faithful application of the proceeds of the sale or sales hereby authorized.

LEWIS DEWART,
Speaker of the House of Representatives,
J. R. BURDEN,
Speaker of the Senate.

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

JOS. RITNER.

—••••—
No. 41.

A Further Supplement

To an act entitled An act extending the time for closing the concerns of the Bank of Washington, passed the eighteenth day of December, one thousand eight hundred and twenty-nine, and for other purposes.

SECTION 1. *Be it enacted by the Senate and House of*