

No. 99.

AN ACT

To authorize the executors of Lucy Salter, deceased, to sell and convey certain real estate, and for other purposes.

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 John Salter, Francis Salter, of the county of Philadelphia, Thomas L. Warton, of the city of Philadelphia, executors of the last will and testament of Lucy Salter, late of the county of Philadelphia, deceased, or any two of them, be, and they are hereby authorized at such time and in such manner, as the court of common pleas for the county of Philadelphia shall direct, upon giving security in a sum to be fixed and approved of by the said court for the faithful and legal appropriation of the moneys that may arise from the sale hereinafter provided for, to sell at public or private sale, one undivided fourth part of all the messuage and lot of ground on Walnut street, between Delaware Fifth and Sixth streets, in the city of Philadelphia, bounded east by ground of George Bartram, west and south by ground of Charles J. Ingersoll, and north by Walnut street aforesaid, containing in front on said Walnut street, fourteen feet, and in length or breadth; being the same property of which the said Lucy Salter died seized, and to execute a deed or deeds, to the purchaser or purchasers, their heirs and assigns therefor, which shall be valid and effectual, to vest in the purchaser or purchasers, all the right, title and interest which the said Lucy Salter had and held at and immediately before her death.

Executors of Lucy Salter authorized to sell real estate
To give security
To execute a deed

SECTION 2. That the proceeds of said sale after payment of all liens, shall be invested under the direction of the said courts and secured for the use and benefit of such persons as are entitled to the said one fourth part of the messuage and lot of ground aforesaid, under the last will and testament of the said Lucy Salter, dated the fifteenth day of June, in the year of our Lord, one thousand eight hundred and twenty-five, and duly proved in the register's office for the city and county of Philadelphia.

Proceeds how to be invested

SECTION 3. That George W. Holme, administrator de bonis non cum testamento annexo of William Maghee, late of the county of Philadelphia, be and he is hereby authorized

Administrator of William Maghee au-

thorized to sell real estate
 Proviso
 Security

ized and empowered to sell at public or private sale and convey unto the purchaser or purchasers in fee simple or otherwise, the real estate of the decedent, situate in Lower Dublin township, in the said county of Philadelphia. *Provided*, That before any sale be made, the said administrator shall give security to the satisfaction of the orphans' court of Philadelphia county, for the faithful execution of the power herein granted, and the proper application of the proceeds of sale according to law.

Elders of the Presbyterian church in Sunbury authorized to sell and convey a lot, &c,

SECTION 4. That Peter Pursel and Alexander Jordan, elders in the Presbyterian congregation in Sunbury, Northumberland county, be and they are hereby authorized and empowered to grant and convey to the deacon of the German Reformed congregation in Sunbury and to their successors, in trust for said congregation, all the right, title and interest of the said English congregation of in and to lot number one hundred and seventy-seven, in Sunbury, and the church thereon erected.

How deed may be executed

SECTION 5. That in case of the death or resignation of said Peter and Alexander, or either of them, before the execution and delivery of the deed for said premises, the same shall and may be executed by their or either of their successors.

Samuel Humes guardian of F. R. Van Dyke authorized to sell real estate

To execute a deed

Proviso

Security

SECTION 6. That Doctor Samuel Humes, guardian of Fidelia R. Van Dyke, a minor grand child of William Montgomery, Esquire, late of the city of Lancaster, deceased, be and he is hereby authorized and empowered to sell either by public or private sale, all the right, title and interest of the said minor, in a certain tract of land, situate in Little Britain township, Lancaster county, containing three hundred and thirty-two acres three quarters and twenty-two perches, neat measure, adjoining lands of Jeremiah Brown, Abraham Hess, Robert Black, and others, and the same to convey and assure to the purchaser or purchasers thereof by a deed or deeds, which shall have the same force and effect in law and equity as if the same had been made and executed by the said Fidelia, after attaining lawful age. *Provided*, That the said Doctor Samuel Humes, before making sale in pursuance of this act, shall give security in the orphans' court of Lancaster county, for the faithful application of the money arising from said sale.

Authority to sell real estate in Crawford county vested in said guardian

SECTION 7. The power conferred by the twenty-fourth section of an act entitled "an act to authorize the committee of Michael Fox, a lunatic, to sell and convey certain real estate, and for other purposes, passed on the sixteenth day of April, Anno Domini, eighteen hundred and thirty-eight, on the said Doctor Samuel Humes, to sell the right, title and interest of the said Fidelia R. Van Dyke, in a certain tract of

land, situate in Wayne township, Crawford county, shall be held and taken to authorize and empower the said Samuel, guardian as aforesaid, to sell and dispose of the same, either by public or private sale, as to him shall seem meet.

SECTION 8. That Catharine R. Geyer, and George S. Geyer, executors named in the last will and testament of Andrew Geyer, late of the city of Philadelphia, deceased, be and they are hereby authorized and empowered to sell the real estate of the testator by public or private sale, at such time or times, upon such terms of cash or credit as to them shall seem best, and to convey the same by good and sufficient deeds of conveyance to the purchaser or purchasers thereof, in fee simple. *Provided*, That the whole proceeds of such sale or sales, shall be invested in other property within the city or county of Philadelphia, and the investments held by the said executors, upon the trusts and for the uses as are expressed in the said will of and concerning the estate so devised. *And provided further*, That the same shall be taken and held by the purchaser or purchasers, discharged from the trusts in said will and without any liability on the part of the purchaser or purchasers, as to the application of the purchase money. *And provided also*, That before any sale shall take place, the said Catharine R. Geyer and George S. Geyer shall enter into a recognizance in the orphans' court for the county of Philadelphia, with such surety as shall be approved of by said court, conditioned for the faithful appropriation of the money arising from said sale.

SECTION 9. That the trustees of the Lancaster county academy, be, and they are hereby authorized and impowered to sell either publicly or privately, for such price as may be agreed upon and to convey and assure to the trustees of Franklin college, in the borough and county of Lancaster, all the property, real; personal and mixed, belonging to the said academy, to have and to hold the same to the said trustees for such estate as the said academy has therein, but upon the special trust and confidence that the said property shall be used and applied by the said trustees to the purposes of education, and to the objects set forth and contemplated in their charters of incorporation.

SECTION 10. The power to sell and convey given by the preceding section, may be executed either by a deed or deeds under the corporate seal of the Lancaster county academy, or under the hands and seals of a committee of the board of trustees appointed for that purpose.

WM. HOPKINS,

Speaker of the House of Representatives.

CHARLES B. PENROSE,

Speaker of the Senate.

Executors of
Andrew Gey-
er authorized
to sell real es-
tate

Deed

Proviso

Proceeds
Investment

2nd proviso
Purchasers
discharged
from certain
trusts, &c.

3rd proviso

Security to be
given

Lancaster
county acade-
my authorized
to sell real es-
tate, &c, to
Franklin Col-
lege

Deed how it
may be made
and by whom