

Repeal of certain sections of former act

SECTION 12. The sixteenth section, together with such other portions of the act to which this is a supplement as are hereby altered and supplied, shall be and are from henceforth repealed.

Right of legislature to alter, &c.

SECTION 13. The legislature reserves the right to alter, amend or annul the charter of said company, at any time hereafter, in such manner however that no injustice shall be done to the corporators.

WM. HOPKINS,

Speaker of the House of Representatives.

CHARLES B. PENROSE,

Speaker of the Senate.

APPROVED—This twenty-fourth day of June, Anno Domini, eighteen hundred and thirty-nine.

DAVID R. PORTER.

No. 169.

AN ACT

To authorize and empower the trustees of the Methodist Episcopal Church, in Perrysville, Mifflin county, to convey certain real estate, and for other purposes.

Methodist church at Perrysville, authorized to convey lot of ground

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 trustees of the methodist episcopal church, at Perrysville, Mifflin county, be, and they are hereby authorized and empowered to convey a certain lot of ground, with the appurtenances, to Abraham Kenegy, situate in Armagh township, Mifflin county, and to assure by deed, to the said Abraham Kenegy, all the right, title, interest, and claim in law, or otherwise, of the said methodist episcopal church, or the trustees thereof.

At Granville, authorized to sell lot.

SECTION 2. That the trustees of the methodist episcopal church, in Granville township, Mifflin county, be, and they are hereby authorized and empowered to sell, either publicly or privately, for such price as may be agreed upon, and to convey and assure, to the purchaser or purchasers, a certain lot or piece of ground, situate in the township and county, aforesaid, with the appurtenances, to have, and hold the same, to the same, or for such estate, as the said methodist episcopal church or trustees, have therein.

SECTION 3. The power to sell and convey, given by the preceding section, may be executed by deed, under the hands and seals of the trustees, for the time being.

SECTION 4. That the directors of the poor, and house of Directors of employment, of the county of Perry, be, and they are hereby the poor, Per- authorized to sell and convey one acre and fifty-seven per- ry co., author- ches of the land held by the said directors, for the support of ized to con- the poor of said county, and to make and execute, under vey, &c. their hands and seals, such deed or conveyance as will completely vest the title in the purchaser or purchasers thereof.

SECTION 5. That Jacob Clippinger, and Isabella his wife, Real estate of late Isabella Stewart, daughter of Doctor Alexander Stewart, Dr. Alex'nder deceased, late of the borough of Shippensburg, Cumberland Stewart, au- county, Pennsylvania, be, and are hereby authorized and em- thorized to be powered to sell the real estate devised by the said Dr. Alexander sold Stewart, deceased, to the said Isabella and her children, and to execute deed or deeds, or conveyance, to the purchaser or purchasers thereof; which said deed or deeds, regularly executed by the said Jacob Clippinger, and his wife, shall vest the fee simple estate in the said properties, in the purchaser or purchasers thereof: *Provided however,* That no such sale of the property, aforesaid, shall be valid and effectual in vesting the fee simple estate in the properties, aforesaid, in the purchaser or purchasers thereof, unless the said Jacob Clippinger, previous to the execution and delivery of the deed or deeds, as aforesaid, shall enter into recognizance in the orphans' court of the said county of Cumberland, in such sum as the said court shall deem proper, conditioned for the faithful investment of the proceeds of such sales, so as aforesaid authorized to be made in other landed property, for the benefit and use of the children of the said Isabella Clippinger, after the death of the said Isabella.

SECTION 6. That Isaac Roach, trustee of Mary G. Huddell, under the will of Rebecca Huddell, late of the city of Isaac Roach, Philadelphia, and the codicil thereto, be authorized to invest trustee of Ma- the sum of five thousand dollars, bequeathed by the said ry G. Huddell to invest \$5,000 Rebecca Huddell, to the said Isaac Roach, in trust for the said Mary G. Huddell, in such real estate, as the said Mary G. Huddell may direct: *Provided however,* That the said real estate shall be held by the said Isaac Roach, to such uses, and under such limitations, as are directed and appointed in the said codicil, in relation to the said sum of five thousand dollars.

SECTION 7. That Jacob Cumler, guardian of the minor Guardian of children of John Sipe, late of Newport, in the county of minor chil- Perry, is hereby authorized to make to Abraham Rider, a dren of John deed, transferring and conveying to him all the estate, right, Sipe, author- and interest of said minor children, in lot number forty-four, ized to make a deed, &c.

in the town of Newport, in said county of Perry, which was conveyed by the sheriff of Perry county, to John Sipe, in his life time: *Provided*, Said guardian shall be satisfied, before making the deed, that the purchase money, for said lot, was paid to the sheriff, by said Abraham Rider. But said deed shall convey no other, or greater estate, than was vested in said John Sipe, by the sheriff's deed, aforesaid.

SECTION 8. That John Hays, guardian of his minor children Robert B. Hays, Mary W. Hays, and John Hays, be, and he is hereby authorized and empowered to sell, at public or private sale, all the right, title, and interest of the said minors, in a certain tract of land, in the county of Armstrong, state of Pennsylvania, and to make and execute, a deed or deeds for the same, to the purchasers: *Provided*, That before selling the same, he shall file in the orphans' court of the county of Cumberland, a bond, with security for such sum, as the said court shall require, for the faithful application of all moneys arising from such sale.

SECTION 9. That Charles R. Demme and Benjamin Keller, presidents of the German Lutheran Synods, of East and West Pennsylvania, and their successors, be, and they are hereby authorized and empowered to sell and convey the several ground rents now held by them in trust, for the use of the German Lutheran Church, in Pennsylvania, under trusts created by Count William, Charles Lewis, of Solms, Rœdelheim, and Segismund street, of Venice, merchant, and from time to time, safely to invest the moneys arising from the sale of said ground rents, in the public stocks of the United States, or of this commonwealth, for the same uses, and upon the same trusts, as the said ground rents are now held: *Provided*, That before the said Charles R. Demme and Benjamin Keller, or their successors, make any sale or conveyance of any of the said ground rents, they shall give bond in such sum, and with such sureties, as the court of common pleas, of the city and county of Philadelphia, shall direct, conditioned for the faithful application and investment of the moneys arising from the sale of said ground rents.

SECTION 10. That the executor of the last will and testament of John Weiler, late of Longswamp township, Berks county, be, and he is hereby authorized and empowered to sell and convey, in fee simple, by public or private sale, all the right and title of said John Weiler, deceased, of, in, and to a small tract of woodland, situate in the township and county, aforesaid, adjoining lands of John Meckley, Reuben Trexler, and others, containing six acres, more or less: *Provided*, That before selling the same, he shall give bond with security, to be approved by the orphans' court of Berks county, for the faithful performance of the trust, and the legal distribution of the proceeds of sale.

WHEREAS, Jared Shattuck, late of Meadville, Crawford county, deceased, in his life time, entered into articles of agreement, for the sale and conveyance of a great many different pieces of land.

AND WHEREAS, He is since deceased, having first made his will, but neglected to make provision for the execution of deeds, by his executors; and it would be extremely burthen- some and expensive, to be compelled to apply, in each in- stance, to the court, for leave to prove the contracts, and a decree, that the same should be recorded, and deeds executed;

Therefore,

SECTION 11. *Be it enacted*, That Stephen Barlow, acting executor of the will and testament of the said Jared Shattuck, deceased, either alone or jointly, with William P. Shattuck, the other executor, in case the said William should return to the state of Pennsylvania, be authorized and empowered to execute deeds, in fee simple, to the purchasers, their heirs or assigns, for all lands sold by articles of agreement, by the said Jared, in his life time, where the purchase money has been paid, or can be collected, and that the proceeds of such sales be distributed, and accounted for, under the direction of the orphans' court of the county, aforesaid: *Provided*, That before the said Stephen Barlow shall proceed to perform the duties under this act, he shall enter into a recognizance, with sufficient security, before the orphans' court, of the city and county of Philadelphia, for the due execution of the trust hereby reposed in him, and the faithful appropriation of the sale or sales provided for by this act.

SECTION 12. That William Keyser, surviving executor of Peter Leibert, deceased, be, and he is hereby empowered and authorized, if, in the opinion of the orphans' court of the county of Philadelphia, the same shall be necessary or proper to promote the interests of all the parties interested, to sell at public outcry, upon fifteen days notice, and convey unto the purchaser or purchasers, in fee simple, or otherwise, all that part of a larger tract of land, devised by Peter Leibert, deceased, to his two sons, John and William Leibert, lying on the south-westerly side of the Germantown turn- pike road, in the township of Germantown, in the county of Philadelphia, adjoining lands of William Keyser, Jacob Good, deceased, Christopher Hocker, and others, contain- ing seven acres, two quarters, and thirty-four perches, more or less; and that said executor be hereby authorized to dis- tribute the nett proceeds to those legally entitled thereto, the said executor, before confirmation of said sale, giving bond, with sufficient security, to be approved by the orphans' court of the county of Philadelphia, conditioned for the faithful application of the proceeds of the sale, for the benefit of the

Stephen Bar-
low acting ex-
ecutor of Ja-
red Shattuck,
empowered to
execute a
deed, &c.

Proviso

Wm. Kyser,
executors of
Peter Liebert,
to sell and
convey cer-
tain real es-
tate

To give bond

tenant for life, during his life time, and those interested in remainder, after his death, in such form as said court shall direct.

SECTION 13. That Francis Patrick Kenrick, acting bishop of the Roman Catholic Church, for the diocese of Philadelphia, and his successors in office, Edward Maginniss, priest of St. Joseph's Church, in Milton, Northumberland county; and his successors in office, and Dennis Caul, and his heirs, be, and are hereby appointed trustees, to carry into effect the last will and testament of Jacob Spring, late of Northumberland county, deceased; and the said trustees, are hereby authorized and empowered, to hold and possess the real and personal estate devised and bequeathed by the said testator, to the use of the said Saint Joseph's church, in his last said will and testament, and to receive the interest, rents, issues, and profits thereof, in trust, nevertheless, for the uses and trusts declared in the said last will and testament.

SECTION 14. That Dr. Luther Reily, acting executor of Henry Crangle, late of Harrisburg, Dauphin county, deceased, be and he is hereby authorized to sell in such manner, and on such terms as he may judge for the interest of the persons interested in the estate of the said Henry Crangle, deceased, a certain lot or piece of ground, situate immediately above the state capitol in the borough of Harrisburg, and to make to the purchaser or purchasers, a sufficient and legal conveyance for the same, and to distribute the proceeds, arising from the sale of said lot or piece of ground, in such manner as is provided by the last will and testament, of the said Henry Crangle deceased: *Provided*, That the said Dr. Luther Reily, executor as aforesaid, before he proceeds to the sale of said lot or piece of ground shall file in the orphans' court of Dauphin county, a bond with sufficient security (to be approved by the judges of the said orphans' court,) for the faithful performance of the sale of the said lot or piece of ground, and distribution, and investment of the proceeds arising from the said sale according to the last will and testament of the testator.

SECTION 15. That Thomas Smiley, guardian of Nancy Smiley, Joseph Smiley and David Smiley, minor children and heirs of John Smiley, late of Canton township, in the county of Bradford, is hereby authorized and empowered, upon receiving the purchase money due to the said minors, to transfer and by deed to convey to Asahel S. Loomis, all the estate, right and interest of the said minors; in and to a certain lot of land, situate in Canton township aforesaid, containing fifty acres; being part of a large tract of land surveyed in pursuance of warrant number four thousand six hundred, granted by the commonwealth of Pennsylvania to John Vaughn; and

Bishop Ken-
drick and Ed-
ward Magin-
niss, trustees,
to carry into
effect, will of
Jacob Spring

Executor of
Henry Cran-
gle author-
ized to sell real
estate

Proviso

To give bond

Guardian of
Nancy Smiley
and others,
authorized to
convey, &c.

being also the same land which was conveyed by Benjamin Landon to the said John Smiley in his life time, by deed dated the twenty-sixth day of February, Anno Dmini, one thousand eight hundred and nineteen, and of which the said John Smiley died, seized.

WHEREAS, Samuel Philson, and James Platt, late of Somerset county, deceased, in his life time were joint owners of a certain real estate, situate in the counties of Somerset and Cambria, in this commonwealth, and the said Samuel Philson, and the guardians of the minor children of said James Platt, deceased, are desirous of joining in sales and conveyances of the same ;

Therefore,

SECTION 16. *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 Henry Black, guardian of the persons and estates of Samuel Platt, Laura Platt, and Emeline Platt, minor children and heirs of James Platt, late of Somerset county, deceased, and Daniel Weyand, guardian of the persons and estates of William Platt, and Sarah Platt, minor children and heirs of the same James Platt, deceased, be and they are hereby authorized to sell in such manner and on such terms as they may judge for the interest of the said minors, any real estate of which Samuel Philson, and the said James Platt, in his life time, were joint owners, and to join with the said Samuel Philson, in the sale and conveyance of the same to any purchaser or purchasers thereof: *Provided,* That the said guardian, before the execution of the power and authority hereinbefore granted, shall file in the orphans' court of Somerset county, a bond, with sufficient security, (to be approved of by the judges of the said orphans' court,) for the faithful execution of the same.

Guardian of Samuel Platt, and others, to sell real estate, &c,

Proviso
To give bond

WHEREAS, Thomas Platt, late of Lancaster county, deceased, did, by his last will and testament, direct that his executors, if they found it beneficial to his wife and children, to purchase a small tenement for them, she to have the full benefit of it, so long as she remained his widow ; and upon her marriage, the said property to be sold, and the money arising from such sale, to be equally divided between his four children, or the survivors, that the executors, in pursuance of the authority vested in them by the said last will and testament, purchased a house and lot, in the village of New Holland, Lancaster county, that the widow and heirs of the said deceased, deeming it for their advantage, and desirous that the same might be sold,

Therefore,

SECTION 17. *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 executors of Thomas Platt,

Executors of late of Lancaster county, deceased, be, and they are hereby
 Thomas Platt authorized to sell in such manner, and on such terms, as they
 to sell and may judge for the interest of the persons interested in the
 convey, &c. estate of the said Thomas Platt, deceased, a certain house
 and lot of ground, in the village of New Holland, in said
 county of Lancaster, lately purchased by the executors of said
 deceased, for the use of his widow, and to make to the pur-
 chaser or purchasers, a sufficient and legal conveyance for
 the same, and to pay the interest of the nett proceeds arising
 from the sale of said house and lot, to the widow of said
 Thomas Platt, deceased, during her widowhood, and after
 her widowhood, the nett proceeds of said sale to be distri-
 buted in manner, as is provided by the last will and testament
 of the said Thomas Platt, deceased, upon the marriage of
 his widow: *Provided*, That the said executors, before they
 proceed to the sale of the said house and piece of ground,
 shall file in the orphans' court of Lancaster county, a bond,
 with sufficient security, (to be approved by the judges of
 the said orphans' court,) for the faithful performance of the
 sale of the said house and lot of ground, and distribution of
 the proceeds arising from the said sale.

WM. HOPKINS,

Speaker of the House of Representatives.

CHARLES B. PENROSE,

Speaker of the Senate.

APPROVED—The twenty-fourth day of June, eighteen hun-
 dred and thirty-nine.

DAVID R. PORTER.