

zens of this Commonwealth, in such manner, however, that no injustice shall be done to the corporators.

WM. HOPKINS,

*Speaker of the House of Representatives.*

W. T. ROGERS,

*Speaker of the Senate.*

APPROVED—The fourteenth day of March, eighteen hundred and forty.

DAVID R. PORTER.

[No. 54.]

## A N A C T

To confirm the sale of certain real estate in York county, and to vest certain authorities in John D. Thomas, trustee of Sophia H. E. Ash.

WHEREAS, it hath been represented that a certain Jacob Wilt, of the borough and county of York, in this commonwealth, lately died seized inter alia of a certain house and half lot of ground in the same borough, situate on George street, and bounded on the south by a lot of John Mosey, on the north by a lot of Henry Ernst, on the east by North George street, and on the west by an alley: having first made his last will and testament, constituting a certain James R. Reily, as the executor thereof: *And whereas*, the said James R. Reily is represented to have sold the said premises for the payment of debts due by the testator, at the time of his decease, to a certain Jacob Pfeifer for a valuable consideration, but without authority under said will, and without any application to the orphans' court: Therefore,

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 orphan's court of the county of York be, and it is hereby authorized to decree the confirmation of the said sale, and to authorize a conveyance to be made of the premises by the said executor to the said purchaser thereof: *Provided*, Such a case shall be made out to the satisfaction of the said court, as would have authorized a decree therefor un-

Preamble.

Sale by J. R. Reily, of estate of Jacob Wilt confirmed.

der the existing laws, and the said sale shall be adjudged by said court to have been made for a full and adequate consideration: *And provided also*, That the said executor shall first give such security as required by the said existing laws for the proper application of the proceeds of said sale.

John D. Thomas, trustee to perform certain duties.

SECTION 2. That John D. Thomas, trustee of Sophia H. E. Ash, duly appointed by the court of common pleas of Philadelphia county, in the place of Hosea J. Levis dismissed, be and he is hereby vested with the same powers and authorities as were vested in the said Hosea J. Levis, as trustee of the said Sophia H. E. Ash, by the third section of an act entitled, to empower the orphans' court of the city and county of Philadelphia, to make partition of certain real estate among the devisees of Francis Gurney, and for the sale of certain other real estate and for other purposes, passed the fourteenth day March, one thousand eight hundred and thirty-seven, and that he have full power, with the consent of the said Sophia H. E. Ash, and under the direction of the court of common pleas of the county of Philadelphia, to invest the proceeds of any sale or sales in real-estate, or upon real security.

WM. HOPKINS,

*Speaker of the House of Representatives.*

W. T. ROGERS,

*Speaker of the Senate.*

APPROVED—The seventeenth day of March, eighteen hundred and forty.

DAVID R. PORTER.

[No. 55.]

## A N - A C T

To authorize the Governor to incorporate a company, to make a turnpike road from the borough of Honesdale, in Wayne county, to intersect the Milford and Owego turnpike road in said county, at or near the house of William R. M'Laury, 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 William R. M'Laury, Thomas H. R. Tracy, Lucius Collins, Aaron Writer, and Thomas J. Hub-