

[No. 26.]

## AN ACT

Authorizing Joseph Konigmacher, William Konigmacher and William R. Gorgas, to sell certain real estate, the property of the society of Seventh-Day Baptists, of Ephrata, in the county of Lancaster.

**Preamble** WHEREAS, The society of Seventh-Day Baptists of Ephrata, in the county of Lancaster, have represented that they are involved in debt, and that a portion of the real estate, of said society, is in a state of delapidation for want of funds to repair the same: *And whereas*, The act incorporating said society, passed the 21st day of February, in the year of our Lord eighteen hundred and fourteen, prohibits the said corporation from disposing of the real estate of the society, for a longer term than four years. Therefore,

**Notice of sale** 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 Joseph Konigmacher, William Konigmacher and William R. Gorgas, or a majority of them, be and they are hereby authorized and empowered to sell by public vendue or out-cry, after having given due and public notice of the time and place of sale, for not less than three weeks, in one German and two English newspapers, published in the city of Lancaster, a tract or piece of land, containing about twenty acres more or less, situate, lying and being in Ephrata township, Lancaster county, adjoining the Coealico creek, together with a stone grist and merchants' mill, a saw mill, and all the rights appertaining thereto, a stone barn and other improvements thereon erected. And also, a lot or piece of ground adjoining lands of William Konigmacher and Mary Bauman, in the township aforesaid, containing about one acre more or less, with the appurtenances, the title to all of which said property, is in the said society of Seventh-Day Baptists, and to execute a deed or deeds for the same, conveying the said property in fee simple to the purchaser or purchasers thereof.

**Deeds** SECTION 2. It shall be the duty of the said Joseph Konigmacher, William Konigmacher and William R. Gorgas, as soon as may be, after the payment of the purchase money arising from the sale of the property described, in the preceding section of this act, into their hands, to pay the same to the Board of Trustees of the said society of Seventh-Day Baptists, whose receipt signed by a majority of them, shall

**Proceeds how disposed of**

operate as a full and perfect discharge of them the said Joseph Konigmacher, William Konigmacher and William R. Gorgas, and the said Board of Trustees or a majority of them, shall immediately thereafter, apply the same to the liquidation of all debts due and owing by the said corporation, and to the repairing and erection of such buildings, as may be necessary for the use of the said society; and if any balance should remain in their hands, then and in such case to invest and re-invest the same for the use and benefit of the said society.

SECTION 3. That before the said sale or sales shall be valid, and the conveyance or conveyances of the said estates and interests made, the same shall be approved by the Orphans' court of Lancaster county, and the said commissioners shall give security, to be approved by the said court, for the faithful application of the proceeds of the said sale or sales, as the same are respectively made, and the trustees of the said society, before they shall be entitled to receive the said proceeds of sale from said commissioners, shall give security in such sum as the Orphans' court shall direct, to be approved by the said court, conditioned for the faithful application of the said fund.

SECTION 4. The court of common pleas of Lancaster county, shall have power on the presentation by any person or persons interested in the trust funds or estate, to compel the said trustees or their successors, to appear and exhibit under oath or affirmation, a full and faithful account of the execution of said trust or estate, agreeably to provisions of the act of the General Assembly, entitled "An act relating to assignees for the benefit of creditors and other trustees, passed fourteenth June, one thousand eight hundred and thirty-six.

JAMES ROSS SNOWDEN,  
*Speaker of the House of Representatives.*

JOHN STROHM,  
*Speaker of the Senate.*

APPROVED—The twenty-third day of February, one thousand eight hundred and forty-two.

DAVID R. PORTER.