

the said Frederick Nicely, and the said John Snyder, he, the said William Eckert shall give bond in such sum, and with such sureties as the orphans' court of the county of Lehigh shall direct, conditioned for the faithful discharge of his duty as guardian as aforesaid, and the proper application of the purchase money coming to his said ward, which proceedings shall be approved by the said court.

JAMES ROSS SNOWDEN,
Speaker of the House of Representatives.

JOHN STROHM,
Speaker of the Senate.

APPROVED—The seventeenth day of March, one thousand eight hundred and forty-two.

DAVID R. PORTER.

[No. 50.]

A N A C T

To change the venue in a certain action now pending in the court of Common Pleas, of Clarion county, 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 an action now pending in the court of common pleas, of Clarion county, wherein Jonathan Framp-ton and James M. Craig are plaintiffs, and the commissioners of Clarion county, are defendants, be and the same is hereby removed and transferred to the court of common pleas, of Arm-
Action remo-
ved
strong county, and shall be thereupon proceeded in, as if it had been originally instituted in the said court, and the final judgment of the said court of common pleas, of Armstrong county, in said suit, shall be certified and filed in the office of the prothonotary of the court of common pleas, of Clarion county, and shall there be proceeded on, and considered to all intents as if it were a judgment of said court: *Provided,* That
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the expense of said transfer, shall be borne and paid by the said plaintiffs, and all the expenses of the daily pay of jurors, who may be empanelled to try said case, shall be refunded to Armstrong county, by the commissioners of Clarion county: *And provided also,* That the said final judgment, shall be subject to a writ of error to the supreme court as in other

cases, and in case the same should be reversed, and a venire facias de novo awarded, the same shall be again transferred and re-tried in Armstrong county, in the same manner as is hereinbefore provided.

Blockley sch^l
house dispo-
sed of

SECTION 2. That Frederick Sorber and Thomas Thomas, surviving trustees, of the Blockley school house, be and they are hereby authorized and empowered, to convey to the commissioners of the county of Philadelphia, in trust for the use of the comptrollers of public schools, of the first school district of Pennsylvania, for public school purposes, all that certain lot of ground, situate in Blockley township, and county aforesaid, at the north west corner of the Blockley meeting house road, and a private lane belonging to Thomas Hunter, containing in front on the said meeting house road, one perch and five tenths of a perch, and in depth along the said private lane, nineteen perches and five tenths of a perch, containing twenty-nine square perches of land, with the buildings and appurtenances, and to assure by deed to the said county commissioners, in trust as aforesaid, all the right, title, interest, property or claim in law or otherwise, of the said Frederick Sorber and Thomas Thomas, the surviving trustees of the said Blockley school house, and the contributors thereto.

Borough of
M'Connells'g
Bedford co
bounds exten-
ded

SECTION 3. That the boundaries of the borough of M'Connellsburg, in Bedford county, be extended as follows, to wit: beginning on Water street, on the west side of said borough, and extending said street two hundred and seventy feet with the turnpike road, and including said turnpike road for that distance, together with the following described lots of ground, lying and being on both sides of said turnpike road, commencing at the end of the two hundred and seventy feet, running near a north course with the line of George Hoke, two hundred and thirty-two feet, thence nearly an east course two hundred and seventy feet, so as to connect with the alley running parallel with Water street, on the north, in said borough; also to include within the boundaries of said borough, two hundred and thirty feet from the west end of said borough on the south side of the said extended Water street, thence running nearly south, so as to include the lot and improvements of Daniel Humbert, two hundred and thirty-two feet, thence nearly an east course two hundred and thirty feet, so as to connect with the alley running parallel with Water street, on the south in said borough.

Laws applica-
ble thereto

SECTION 4. That all the laws of this Commonwealth now in force, relative to the borough of M'Connellsburg, and all the laws and ordinances of the said borough, shall have full force and effect throughout the same as extended by the first section of this act.

SECTION 5. That it shall and may be lawful for Simon

Cameron, Charles H. Cameron and William Duck, executors of the will of John Cameron, Esquire, late of the city of Lancaster, deceased, to grant, convey and assure in fee simple, to Theophilus Fenn, or to such other of the owners of the lands hereinafter referred to, as the said executors may choose, all the estate, right, title and interest of the said John Cameron, at the time of his death, in certain lands which the said John Cameron owns jointly with George Mish, Samuel Shoch, Jacob Duck and others, and situate in various townships of Luzerne county, in this State, and which were purchased at sales for taxes, the same to be conveyed in trust, for the purpose of being sold by the trustee or trustees, and the proceeds after deducting costs and allowance to the trustee or trustees, to be divided amongst the owners of the said lands, in proportion to their respective interests in the same: *Provided*, That before executing the deed of conveyance by the said executors, the said Simon Cameron, Charles H. Cameron and William Duck, shall execute a bond to the Commonwealth of Pennsylvania, in the sum of five hundred dollars conditioned for the faithful application of whatever moneys they may receive from such sales, to the use of the estate of the said deceased, the said money to be applied in such manner, as the orphans' court of Lancaster county may direct.

John Cameron's exrs authorized to sell real estate

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SECTION 6. That R. Rundle Smith, administrator of T. Leaming Smith, late of the city of Philadelphia deceased, and he is hereby authorized to sell, either at public or private sale, all the interest being an undivided half which the said T. Leaming Smith, died, seized of in a certain lot or piece of ground situate on the east side of Delaware Second street, and south side of Oxford street, in the District of Kensington, in the county of Philadelphia; beginning at the distance of one hundred and sixty feet northward, from the north side of Jefferson street, and containing in front or breadth, on said Second street, one hundred and eighty-nine feet five inches, and extending in length or depth eastward of that breadth one hundred and twenty feet, to Perry street, bounded northward by said Oxford street, southward partly by ground granted by John J. Smith to Thomas Weaver, on ground rent, and partly by other ground of said John J. Smith, eastward by said Perry street, and westward by said Second street; and the said R. Rundle Smith is further authorized to make and execute a deed or deeds for the same, to the purchaser or purchasers thereof, which deed or deeds shall in law and equity vest in the said purchaser or purchasers, all the title and interest which the said T. Leaming Smith had and held in the same, at and immediately before his decease: *Provided* That before the execution and delivery of said conveyance, the said R. Rundle Smith, administrator as aforesaid, shall give bond with

T. L. Smith's admrs to sell certain real estate

Proviso

such security as the orphans' court, for the county of Philadelphia shall approve of, conditioned for the faithful appropriation and distribution of the proceeds of sale."

James Andrew's claim

SECTION 7. That the canal commissioners be and they are hereby authorized, to examine the claim of James Anderson, for damages sustained in consequence of the gates of lock number twelve, at the head of Leechburg slackwater giving way while his freight boat was in the said lock, and if they shall ascertain that the accident happened in consequence of a want of sufficient strength in the gates, and not from carelessness or misconduct on the part of those having charge of the boat, they shall make a fair and just estimate of the damage sustained, which shall be paid out of any money in the treasury not otherwise appropriated: *Provided*, That the award shall in no event exceed the sum of seventy-five dollars.

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Restoration of name Wm. Dock et al

SECTION 8. That William Duck, Jacob Duck, Philip Duck, Amelia Duck, their several children and the children of their brother Peter Duck, late of the county of Cumberland, deceased, shall henceforth be called and known by the name of William Dock, Jacob Dock, Philip Dock, and Amelia Dock, and that their several children and the children of their brother Peter, deceased, shall also change and assume from henceforth the surname of "Dock," and be called and known by the name of Dock, and by that name shall all be able and capable in law to sue and be sued, grant and receive, take by devise, bequest or otherwise, and do all other legal acts as effectually to all intents and purposes as they severally would have done by their former name, if no change had been made therein.

Elias Hicks Parker name changed

SECTION 9. That Elias Hicks Parker, of the county of Philadelphia, shall henceforth be called and known by the name of Morris S. Parker, and by this name be capable of suing and being sued, and of granting or taking any estate in the same manner he could have done if no change had been made therein.

Lick Run Clearfield co declared a public highway

SECTION 10. That from and after the passage of this act, Lick run, in the county of Clearfield, from its junction with the Susquehanna river, up to the Fork Licks on said run, be and it is hereby declared a public highway, for the passage of rafts, boats and other crafts, and it shall and may be lawful for the inhabitants desirous of using the navigation of said run to remove all natural or artificial obstructions from the bed or channel of said run: *Provided*, That any person or persons owning or possessing lands on said run, shall have liberty to construct any dam or dams across the same, agreeably and subject to all the restrictions and provisions of an act of the general assembly of this Commonwealth, passed the twenty-third day of March, eighteen hundred and three, entitled "An act to authorize any person or persons owning lands adjoining

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navigable streams of water declared public highways, to erect dams upon such streams for mills, and other water works."

SECTION 11. That hereafter no tax shall be levied and assessed by the town council of the borough of Mifflintown, Juniata county, exceeding two mills on the dollar of the adjusted valuation of the real and personal property for borough purposes, in any one year, without the consent of two-thirds of the taxable inhabitants, first obtained in writing and filed with the records of said borough.

Tax borough
of Mifflint'wn

SECTION 12. That hereafter the borough of Sharron, in the county of Mercer, shall be a separate election district, and the qualified electors thereof shall hold the elections at the school house, at the times and according to the regulations prescribed by existing laws for the election of township and borough officers.

Sharron borough
Mercer
co a separate
election district

SECTION 13. That hereafter the qualified electors of Mellen township, in Fayette county, shall hold their general and township elections at the house of John Dixon, in said township.

SECTION 14. That from and after the passage of this act, the several acts of assembly of this Commonwealth, that relate to the imposing of a tax on dogs in the county of Chester, be and the same is hereby repealed, so far as regards the townships of East Nantmill and East Pikeland in the said county of Chester.

Dog tax repealed in
East Nantmill
and East
Pikeland
Chester co

SECTION 15. That from and after the passage of this act, the Columbia Guards, of Columbia county, shall be exempt from parading or drilling with any regiment or battalion of militia, except at the discretion of the said company: *Provided*, The said company shall meet and drill the proper number of days required by law.

Columbia
Guards Col co

SECTION 16. That from and after the first day of May next, the court of common pleas of Berks county, shall be holden on the third Monday next following the fourth Mondays in January, April, August and November, to continue two weeks and longer if necessary.

Terms of
court common
pleas
Berks co
changed

SECTION 17. That the fifth section of an act entitled an act to confirm and render valid the proceedings of the district court for the city and county of Philadelphia, in actions of partition heretofore instituted in the said court, and to make good and valid certain acknowledgments of Sheriffs' deeds, and for other purposes, passed the first day of April, anno domini, eighteen hundred and thirty-seven, be and the same is hereby repealed.

District court
Phila co
partition in

SECTION 18. That the constables election in the first ward of the district of Spring Garden, in the county of Philadelphia, shall be hereafter held at the house now kept by Joseph Stellwaggon, on the Ridge road, near Wood street: *Provided*,

Constables
election in S
Garden

That nothing herein contained shall prevent the citizens from changing the place of holding ward elections in the manner now provided for by law.

Jacob Romage authorized to sell real estate

SECTION 19. That Jacob Romage, guardian of Chester Romage, Mary Elizabeth Romage and Zebulon Romage, is hereby authorized and empowered to sell at public or private sale as to him shall seem most expedient, the interest of the aforesaid minors, in a certain tract of land in the township of Hanover, in the county of Luzerne, containing about eighty acres, late the estate of Peter Menich, deceased, the grandfather of the said minor children, and to convey the same in fee simple, to purchaser or purchasers thereof: *Provided*, That the said Jacob Romage, shall, before proceeding to make such sale, cause satisfactory security by bond or recognizance to be given and entered in the orphans' court of Luzerne county aforesaid, conditioned for the faithful investment of the proceeds of such sale, according to his duties and obligations as guardian of said minors.

John S. Finney and George Clinger to sell real estate

SECTION 20. That John S. Finny and George Clingan, are hereby authorized and empowered to sell and convey in fee simple, to the purchaser or purchasers, the lot of ground which Andrew McClenahan, in his lifetime, conveyed to certain trustees and their successors in trust, to the Presbyterian Bethel Congregation, of White Deer township, Union county, and to apply, as well the proceeds of the said sale, as the balance of a bequest of four hundred dollars, in the hands of the executors of the said Andrew McClenahan, deceased, for the support of a preacher of the Gospel in the Presbyterian Bethel Congregation, in such sums and at such time as shall be determined by a vote of the said Congregation.

Germantown overseers of the poor

SECTION 21. That the six overseers of the poor elected by the upper and lower wards of Germantown, shall form a board, and do and perform all the duties heretofore performed by the overseers of the poor of the township of Germantown. The auditors shall settle the accounts of their respective wards, but shall unite and form a joint board to settle the accounts of the overseers of the poor, and shall hold their sessions at the poor house in the lower ward for that purpose. The auditors shall publish under oath, all their accounts in a paper published in Germantown, or if there be no paper, in at least twenty handbills, put up at the most conspicuous places.

JAMES ROSS SNOWDEN,
Speaker of the House of Representatives.

JOHN STROHM,
Speaker of the Senate.

APPROVED—The seventeenth day of March, one thousand eight hundred and forty-two.

DAVID R. PORTER.