

No. 216.

AN ACT

Relating to certain justice dockets, and treasury records in Warren county.

Parties plaintiff or others interested in certain judgments may bring suit before any justice of the peace.

Parol evidence to be received.

Bail for stay of execution in said judgments to be liable, &c.

Parol evidence may be given in relation to entries upon the books of the treasurer of Warren county, &c.

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* it shall and may be lawful for all parties plaintiff, or persons interested as such in any judgment or judgments, that were entered on the docket of C. Mustin, junior, and S. J. Goodrich, esquires, lately destroyed by fire, in the borough of Warren, and not satisfied, to bring a suit for the amount that was due thereon, with the costs, before any other justice in said county, who shall have full and complete jurisdiction thereof, and that parol evidence of the existence and contents of the previous record of said judgments, shall be received as in actions for other causes on all suits founded upon any of said judgments, subject to the right of appeal, as in other cases.

SECTION 2. That in all cases, on either of said dockets, where bail had been entered for stay of execution, or any other purpose, such bail shall be liable according to their original undertaking, and it shall be lawful to institute suits by action of debt or otherwise, before any other justice of the peace in and for said county, on any and all such recognizances, and on the trial prove the existence and contents thereof, by parol evidence; *Provided*, In cases where the amount exceeds the jurisdiction of a justice of the peace, the same may be sued in the court of common pleas of said county, subject to the same rule of evidence.

SECTION 3. That parol evidence may also be given in all questions arising out of or relating to entries upon the books of the treasurer of Warren county, destroyed by said fire, and as to all such deeds of land sold by the said treasurer in the year one thousand eight hundred and forty-eight, for which deeds had been executed and acknowledged by him, but not delivered to the purchasers, nor the purchase money paid, it shall be lawful for the said treasurer to demand, sue for, and recover all such unpaid purchase money for lots so bid off, and for this purpose, and for all future purposes, in making title to any such tracts of land so sold, the entry or minutes of acknowledgment made and entered on the record in the prothonotary's office, shall be received as evidence of the existence and contents of said deeds, as fully as the deeds themselves would be; and, upon payment of any such bids, it shall be lawful for the said treasurer to execute and deliver to said purchasers new deeds for the said lots of land, if sufficient date to make the same, remain among his books and papers; and such deeds shall have the same validity as the original deeds would have had, if not destroyed.

WILLIAM F. PACKER,

Speaker of the House of Representatives.

GEORGE DARSIE,

Speaker of the Senate.

APPROVED—The twenty-ninth day of March, Anno Domini one thousand eight hundred and forty-nine.

WM. F. JOHNSTON.