

upon supervisors for neglecting to open or repair roads laid out by order of the court of quarter sessions of the county of York.

WILLIAM F. PACKER,
Speaker of the House of Representatives.

GEORGE DARSIE,
Speaker of the Senate.

APPROVED—The fifth day of April, one thousand eight hundred and forty-nine.

WM. F. JOHNSTON.

No. 311.

A N A C T

For the sale of the Williamsport and Elmira railroad.

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 proper court having jurisdiction of the accounts of the sequestrator of the Williamsport and Elmira railroad, upon proof on oath or affirmation of as many of the lien creditors as shall hold more than three-fourths of the indebtedness on said liens, that the annual receipts are insufficient to defray the ordinary expenses to keep the road in repair, and pay the interest upon the debts due by the company, and that the said road is in a state of delapidation, shall order the said sequestrator or some other suitable person, on giving security to the satisfaction of the said court for the performance of his duty, to sell the said railroad and all its franchises and privileges and advantages, in the manner and with the effect as to notices, acknowledgment of deed, distribution of money according to priority of lien, and otherwise provided by law in the case of sheriffs' sales of real estate; and the purchaser or purchasers or their associates or vendees, shall be authorized to conduct the affairs of the said company, by such officers or agents as they may deem necessary, and may use the corporate name and seal, and shall be vested with all the rights, franchises, privileges and advantages, and be subject to all the restrictions in respect to tolls or otherwise, which the said corporation or the stockholders before sequestration possessed, were entitled to and were subject to under its charter, or any other act of assembly, free and discharged from all incumbrances: *Provided*, That it shall not be lawful for the purchasers to occupy the ground upon which the railroad is laid for any other purposes than for the accommodation of the road, according to the charter; and the iron rails now on the road shall not be sold, destroyed or removed except in ordinary course of repair, or for the purpose of laying new rails: *And provided also*, That in case the said purchasers, their associates or vendees, shall fail to com-

The proper court may order the sequestrator of the Williamsport and Elmira railroad, upon proof shown on oath, that the amount of receipts are insufficient to pay expenses and keep the road in repair, &c., to sell the said railroad, &c.

Purchasers authorized to conduct the affairs of said company.

May use the corporate name and seal, &c.

Proviso.

Proviso.

plete the road so as to connect with the New York and Erie railroad, within five years from the acknowledgment of the deed to them, it shall be lawful for the stockholders to resume the franchises of the corporation, upon payment to the purchasers and their assigns of all money advanced for their purchase, and for the completion of the said road, with interest at six per cent. per annum, after deducting therefrom annually, all the net receipts of the said road; and in such case the liens and claims of the creditors for all sums unpaid, shall be as valid as if no sale had ever been made.

WILLIAM F. PACKER,
Speaker of the House of Representatives.

GEORGE DARSIE,
Speaker of the Senate.

APPROVED—The fifth day of April, one thousand eight hundred and forty-nine.

WM. F. JOHNSTON.

No. 312.

AN ACT

To annul the marriage contract between John F. Hunt and Noalius, his wife.

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 marriage contract entered into between John F. Hunt, late of the county of Clinton, and Noalius, his wife, of the county of Mifflin, late Noalius Alexander, be and the same is hereby annulled and made void, and the parties released and discharged from said contract, and from all duties and obligations arising therefrom, as fully, effectually and absolutely, as if they never had been joined in marriage.*

WILLIAM F. PACKER,
Speaker of the House of Representatives.

GEORGE DARSIE,
Speaker of the Senate.

We do certify, that the bill, entitled "An Act to annul the marriage contract of John F. Hunt and Noalius, his wife," was presented to the governor on the twenty-fourth day of March, one thousand eight hundred and forty-nine, and was not returned within ten days (Sundays excepted) after it had been presented to him; wherefore, it has, agreeably to the constitution of this commonwealth, become a law in like manner as if he had signed it.

WILLIAM JACK,
Clerk of the House of Representatives.

Clerk of the Senate.

HARRISBURG, April 12, 1849.