

ACTS

OF THE

General Assembly of Pennsylvania.

Passed during two sessions of the third Legislature under the present constitution; the first whereof commenced December 4th, 1792, and ended 11th of April, 1793,—the second, which commenced on the 27th of August, and ended on the 5th of September, 1793.

THOMAS MIFFLIN, GOVERNOR.
SAMUEL POWELL, SPEAKER OF THE SENATE.
GERARDUS WYNKOOP, SPEAKER OF THE HOUSE OF REPRESENTATIVES.

1793.

CHAPTER MDCXXXIX.

An ACT to revive certain powers in the Justices of the Supreme Court, and to vest similar powers in the Judges of the several courts of Common Pleas in this commonwealth.

WHEREAS a certain act of General Assembly, passed on the twenty-eighth day of March, one thousand seven hundred and eighty-six, entitled "An act to empower the Justices of the Supreme Court to supply defects in the titles to lands, occasioned by the loss of deeds or writings respecting the same, or where they have been defaced or rendered illegible by time or accident," has expired by its own limitation: And whereas the said act has been found beneficial, and a revival of the several provisions thereof, with an extension of the powers therein mentioned to the several Courts of Common Pleas, cannot fail to prove advantageous to the interests, and conducive to the convenience, of the inhabitants of the commonwealth: Therefore,

[Original act
chap. 1210,
vol. 2, pa.
375.]

SECT. I. *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 act, entitled "An act to empower the Justices of the Supreme Court to supply defects in the titles to lands, occasioned by the loss of deeds or writings respecting the same, or where they have been*

Revival of
a certain act
in part.

1793. defaced by time or accident," and every clause, matter and thing, therein contained, excepting only the fifth section thereof, is hereby revived, in as full and ample a manner as if the same was herein and hereby particularly mentioned, set forth and re-enacted.

The judges of the common pleas empowered to supply defects in titles by loss of deeds, &c.

SECT. II. *And be it further enacted by the authority aforesaid,* That from and after the passing of this act, the Judges of the several Courts of Common Pleas within this commonwealth shall have, use and exercise, within their respective counties, all and every the powers, which in the said recited act were vested, and by this act are revived, in the justices of the Supreme Court, and shall, in all respects, proceed in a like manner touching the same; excepting, only, that the advertisements of notice, in any such proceeding before any of the said courts of Common Pleas, shall be in such public newspaper as may be published nearest to the court-house of such county, as well as in some of the public newspapers of the city of Philadelphia, and that the costs in such proceedings shall be taxed by the said court, or one of the judges thereof, agreeably to the rate of fees allowed for similar services in the same court, or as nearly so as circumstances will admit.

What shall be evidence of facts decreed.

SECT. III. *And be it further enacted by the authority aforesaid,* That the records and proceedings made and had in the court of common pleas aforesaid, or a copy thereof, authenticated under the hand of the prothonotary and the seal of the court, may and shall, at all times thereafter, be read upon any trial or controversy respecting the lands, tenements, hereditaments or possessions, described or mentioned in such bill or petition, and shall be taken and allowed as good and sufficient evidence of the facts so decreed and established, any law, usage or custom, to the contrary notwithstanding.

Passed 19th January, 1793.—Recorded in Law Book No. V. page 26.

CHAPTER MDCXL.

An ACT to change the place of holding the annual election in the fifth election district in the county of Bedford.

The fifth election district of Bedford county altered.

SECT. I. *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 from and after the passing of this act, the freemen of the fifth district in the county of Bedford shall meet, and hold their annual election at the house now occupied by John Shoff, in Milford township, in the county aforesaid, any former law to the contrary, in any wise notwithstanding.

Passed 24th January, 1793.—Recorded in Law Book No. V. page 28.