

do not or shall not reside in this state at the time of such proceedings before said court, that the service of notice of application to the said court or of any rule or order of the same court in the premises, on the known agent or attorney of such creditor or creditors within [this] state shall be equally good and effectual as if the same notice or notices were served on such creditor or creditors in person.

[Section IV.] (Section V, P. L.) Provided also, and be it further enacted by the authority aforesaid, That after the said John Long, John McFadden, Daniel Drais, Mary Currie and Elizabeth Carnaghan, or either or any of them shall obtain his, her or their discharge by virtue of this act, it shall not be lawful for the court so discharging him, her or them to remand to gaol them or any of them, although the creditor or creditors of him, her or them, or any of them so discharged, shall or may desire the same, and offer to give security to pay such weekly allowance to the said debtor or debtors or any of them, as the said court shall assess.

[Section V.] (Section VI, P. L.) And be it further enacted by the authority aforesaid, That the said court shall and may grant relief to the said Mary Currie upon her petition to them as aforesaid, any rent due from her to any of her creditor or creditors notwithstanding.

Passed April 1, 1784. Recorded L. B. No. 2, p. 319, etc.

CHAPTER MXCVII.

AN ACT TO EMPOWER THE SUPREME EXECUTIVE COUNCIL TO SELL THE BARRACKS IN THE NORTHERN LIBERTIES OF THE CITY OF PHILADELPHIA.

(Section I, P. L.) Whereas by the fourteenth section of the act for vesting the estates of the late proprietaries in this commonwealth, passed the twenty-seventh day of November, one thousand seven hundred and seventy-nine, it is provided, that

not more than twenty thousand pounds, nor less than fifteen thousand pounds shall be paid, or payable in any one year, until the whole sum granted to the said proprietaries by the said act be fully paid and discharged, and that the first [annual] payment be made at the expiration of one year after the termination of the war. In order therefore to enable the commonwealth to comply therewith, and for other good causes:

[Section I.] (Section II, P. L.) Be it enacted, and it is hereby enacted by the Representatives of the Freemen of the Commonwealth of Pennsylvania in General Assembly met, and by the authority of the same, That the president or vice-president in council be and they are hereby empowered to appoint two or more commissioners, who shall expose to public sale, and sell to the highest bidder, the lot of ground and barracks, situated and being in the Northern Liberties of the city of Philadelphia, and on payment of the full purchase money as herein after directed, it shall and may be lawful for the president or vice-president in council, to make good and effectual grants in fee simple for the same, under the great seal of the commonwealth to the purchaser or purchasers thereof: Provided always, That one third of the purchase money shall be paid at the time of purchase, and the remaining two thirds within nine months after, and in case of neglect or refusal, the premises shall be again sold by direction of the supreme executive council, and the first payment be forfeited to and for the use of the state.

[Section II.] (Section III, P. L.) And be it further enacted by the authority aforesaid, That the president or vice-president in council are hereby empowered to apportion and lay off the said lot of ground into as many lots as they may deem necessary, and lay out such and so many streets or lanes therein as will best promote the interest of the state, and the convenience of the adjoining inhabitants, which streets and lanes so laid out, shall be deemed and taken as public highways forever.

[Section III.] (Section IV, P. L.) And be it further enacted by the authority aforesaid, That the commissioners appointed under this act, shall receive for their trouble such pay or commissions as to the supreme executive council shall appear just and right.

[Section IV.] (Section V, P. L.) And be it further enacted by the authority aforesaid, That the moneys arising from the sales aforesaid (commissions and charges being first deducted) shall be lodged in the treasury of this commonwealth, towards the payment of the fifteen thousand pounds sterling aforesaid, and for no other purpose whatever.

Passed April 1, 1784. Recorded L. B. No. 2, p. 317, etc. See the Acts of Assembly passed February 10, 1785, Chapter 1130; March 28, 1787, Chapter 1284.

CHAPTER MXCVIII.

AN ACT FOR THE RELIEF OF HENRY EBERLE, AN INSOLVENT DEBTOR, CONFINED IN THE GAOL OF LANCASTER COUNTY.

(Section I, P. L.) Whereas Henry Eberle, a prisoner confined in the gaol of Lancaster county for debt, by his petition to this house hath set forth that by reason of divers losses and misfortunes he is wholly unable to satisfy his creditors, and hath prayed that he may be discharged from further confinement; and the house having thereupon, by their committee, caused due and full inquiry to be made into the circumstances of the said Henry Eberle's case, and the prayer of his said petition being found reasonable and necessary:

[Section I.] (Section II, P. L.) Be it therefore enacted, and it is hereby enacted by the Representatives of the Freemen of the Commonwealth of Pennsylvania in General Assembly met, and by the authority of the same, That the county court of common pleas, in and for the county of Lancaster (by the process of which court the said Henry Eberle hath been committed) be, and they are hereby authorized and required upon [the petition] of the said Henry Eberle, to grant unto him the like relief as by the laws of this state is provided and enacted for insolvent debtors who are confined in execution for debt, not exceeding one hundred and fifty pounds to any one person.