

wharf or wharves shall be so constructed as not to obstruct or impede the navigation of said rivers.

Section XIV. (Section XIV, P. L.) And be it further enacted by the authority aforesaid, That if any person or persons shall think him, her or themselves aggrieved by any thing done in pursuance of this act, except in what relates to the imposing and collecting the borough tax, he, she or they may appeal to the next court of quarter sessions, to be held for the proper county, upon giving security according to law to prosecute his, her or their appeal with effect; and the court having taken such order therein as shall seem to them just and reasonable, the same shall be conclusive against all parties.

Section XV. (Section XV, P. L.) And be it further enacted by the authority aforesaid, That from and after the third Saturday in March next, the act entitled "An act to erect the town of Pittsburgh, in the county of Allegheny, into a borough;" passed on the twenty-second day of April one thousand seven hundred and ninety-four,<sup>(1)</sup> be, and the same is hereby repealed.

Approved March 5, 1804. Recorded in L. B. No. 9, p. 410.  
Note (\*). Chapter 1771; 15 Statutes at Large, p. 161.

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## CHAPTER MMCDXLVIII.

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AN ACT TO ENABLE THE ADMINISTRATORS OF CONRAD WEISER TO SELL AND MAKE TITLE TO CERTAIN LOTS ADJOINING THE TOWN OF SELINGSGROVE, IN NORTHUMBERLAND COUNTY.

Whereas it has been represented to the legislature that Conrad Weiser, late of Penns township, in Northumberland county, deceased, in his lifetime laid out a piece or tract of land adjoining the town of Selingsgrove, in the township aforesaid, in town and out-lots, which he called Weifersburg; part of the town lots whereof he sold in fee simple, and the out-lots, forty-two in number, of one acre each, he purposed to let out on ground rent. And whereas some of the purchasers of town-lots never received any title nor written evidence thereof of the said Conrad Weiser, although they had paid therefor, and

other of the town and out-lots lay vacant and unproductive. And whereas some of the heirs of the said Conrad are minors, by reason whereof no title can be made for lots sold by the said Conrad in his lifetime, nor can the other lots not sold by him in fee simple, be disposed of to advantage, the existing laws empowering the courts to direct the administrators to make title in certain cases, not fully comprehending the present case. And whereas Barbara Weiser, administratrix, and Benjamin Weiser administrator of the said Conrad Weiser, deceased, as well as the heirs and others interested in the estate of said Conrad Weiser, deceased, have prayed the legislature to pass a law to authorize the said administratrix and administrator to make title to the purchasers, circumstanced as above stated, and to sell and convey the other town and out-lots in fee simple, for the benefit of the estate, thereby enabling the said administratrix and administrator to pay divers large debts, which are not provided for: And whereas the said representation appears to be true; and it is just and reasonable that the prayer of the petitioners should be granted: Therefore,

Section I. (Section I, P. L.) 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 Barbara Weiser, administratrix, and Benjamin Weiser, administrator of Conrad Weiser, late of Penns township, deceased, or the survivor of them, be, and they are hereby authorized, on the part and behalf of the heirs of the said decedent, to convey in fee simple all and every of the said lots so as aforesaid sold, but not conveyed by the said Conrad Weiser in his lifetime; and also to sell, grant and convey, in fee simple, all other the said town and out-lots, which were not sold in fee simple by the said Conrad Weiser in his lifetime, the said administrators first obligating themselves to the orphans court of the county of Northumberland, to apply the monies arising from such sale to the payment of such of the debts of the said deceased, and

the residue (if any there be) to pay over to the proper heirs, or their legal representatives.

Approved March 5, 1804. Recorded in L. B. No. 9, p. 416.

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CHAPTER MMCDXLIX.

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AN ACT TO ERECT SOMERSET TOWN, IN THE COUNTY OF SOMERSET, INTO A BOROUGH.

Section I. (Section I, P. L.) 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 Somerset town, in the county of Somerset, shall be, and the same is hereby erected into a borough, which shall be called the borough of Somerset, which borough shall be comprised within the following boundaries, to wit: Beginning at the Main street, thence along the west side of Washington street due south eighty-six perches, thence a due east course to Cox's creek, thence up Cox's creek by the several meanders thereof, until it intersects a line drawn sixty perches due north of and parallel with Catherine street, thence along the said line due west to Washington street aforesaid, thence along the said street to the place of beginning.

Section II. (Section II, P. L.) And be it further enacted by the authority aforesaid, That the freemen of the said borough, who shall have resided within the same for the space of six months, and shall in other respects be entitled to vote for members of the general assembly of this commonwealth, shall on the first Monday of May, in the year one thousand eight hundred and four, and upon the first Monday in May yearly thereafter, meet together at the court house in the same borough, and shall then and there elect by ballot three reputable citizens residing therein, and the highest in votes of whom shall be chief burgess, and the others assistant-burgesses, and shall also elect a town clerk and high constable, and seven reputable citizens to be a town council, and pre-