

CHAPTER MMCDXCVII.

AN ACT FOR REBUILDING THE BRIDGES OVER SWATARA CREEK AND DEEP CREEK, ON THE TULPOHOCKEN ROAD, IN THE COUNTY OF BERKS.

Whereas it has been represented to the legislature, by petitions from sundry inhabitants of Berks and Northumberland counties, that the road commonly called the Tulpohocken road, leading through the said counties, has heretofore been opened, repaired, and the bridges on the same built by private subscription; that the road is now out of repair, and the bridges impassible, and praying for the aid of the legislature: 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 the commissioners of the county of Berks be, and they are hereby authorized and required, to contract with suitable persons in writing, for the rebuilding of the bridges over Swatara creek and Deep creek, on the Tulpohocken road, in such manner and form as to them shall appear best and most convenient; and when the said bridges shall be rebuilt, the said commissioners shall report the completion of the work to the grand jury of the county of Berks, at their next court of quarter sessions, who shall appoint three disinterested persons, into whose hands the contract or contracts aforesaid shall be put, who shall view the works, and endorse on the contract or contracts a certificate, whether the work has been completed agreeably to the contract or not.

Section II. (Section II, P. L.) And be it further enacted by the authority aforesaid, That the said commissioners, upon their receiving the certificate of the viewers so endorsed as aforesaid, that the said contract has been fully complied with, and the work sufficiently executed, shall draw orders on the treasurer of Berks county for one half of the amount of the

expense: Provided such half does not exceed five hundred dollars, to be paid out of the arrearages of state taxes due from the county of Berks, and an order for the other half not exceeding five hundred dollars, on the treasurer of Northumberland county, to be paid as aforesaid; for the payment of which sums the respective treasurers shall have credits in the settlements of their accounts with the commonwealth: Provided nevertheless, that the said commissioners may advance by drawing orders as aforesaid, any part not exceeding one half of the sum mentioned in the contract to the undertakers of the work, upon their giving bond with sufficient security to refund the money advanced if the contract is not complied with.

Approved April 2 1804. Recorded in L. B. No. 10, p. 11.

CHAPTER MMCDXCVIII.

A FURTHER SUPPLEMENT TO THE ACT, ENTITLED, "AN ACT DIRECTING THE DESCENT OF INTESTATES REAL ESTATES AND DISTRIBUTION OF THEIR PERSONAL ESTATES, AND FOR OTHER PURPOSES THEREIN MENTIONED." (*)

Whereas by the laws regulating the distribution of intestate estates, no provision is made for the sale of estates, which not being capable of division have been or hereafter may be appraised, and which none of the heirs or representatives of such intestate are able or willing to take at such appraisement, and by reason thereof the proceedings in the orphans court (which is considerably expensive) may be abortive, and the parties constrained either to await the mutual consent of each other, to dispose of the estate, or sell out by undivided interests at great disadvantage: For remedy whereof,

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 where any person hath died or hereafter may die intestate, seized of real estate in this commonwealth, subject to partition or valuation, as pre-