

is but common justice of the commonwealth of Pennsylvania, to reward our revolutionary veterans, and alleviate their sufferings in the evening of their days: 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 sum of forty dollars be, and the same is hereby granted to Robert Hunter of Westmoreland county, and Huntingdon township, to be paid him or his lawful attorney immediately after the passing of this act, on a warrant drawn by the governor on the state treasurer, and that an annuity of forty dollars for life be granted for the use of Robert Hunter, to be paid to David Hunter senior, of Huntingdon township, Westmoreland county, his executor or executors, administrator or administrators, or his or their lawful attorney, from and after the first day of January, one thousand eight hundred and eight, half-yearly, on warrants drawn by the governor on the state treasurer, which annuity shall be expended by the said David Hunter, his executor or executors, administrator or administrators, in providing clothing, diet or other necessaries for the said Robert Hunter; and it shall be the duty of the said David Hunter, his executor or executors, administrator or administrators, to make an annual return to the orphans' court of Westmoreland county, on oath or affirmation, of the manner in which he or they have executed the trust in him or them confided by this act.

Approved March 28, 1808. Recorded in L. B. No. 11, p. 245.

CHAPTER MMCMLXXXVII.

AN ACT TO AUTHORIZE THE SALE OF CERTAIN REAL ESTATE, LATE THE PROPERTY OF JAMES COSTILLOE, AND FOR OTHER PURPOSES THEREIN MENTIONED.

Whereas it appears that James Costilloe, late of the city of Philadelphia, deceased, by his last will and testament, devised all his real estate, consisting of two lots of meadow

ground, containing about twenty acres, situate on Boon's island, in the county of Philadelphia, in trust to his executors, Redmond Byrne and John Carrell, of the city of Philadelphia, their heirs and assigns forever, and directed them to let or lease said lots to such person or persons as should be approved of by the church of St. Mary's in Philadelphia, and to receive or pay over the rents or profits arising therefrom, to the said trustees of St. Mary's, to be by them applied to certain charitable uses specified in the said will: And whereas it appears from the representations of the said Redmond Byrne and John Carrell, and of the said trustees, that the property so devised is not productive in proportion to its value, and that in case of the death of the said Redmond Byrne and John Carrell, it is doubtful whether their representatives would give such attention to the property as may be necessary to effectuate the intentions of the said James Costilloe: 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 said Redmond Byrne and John Carrell, be and they are hereby authorized and empowered to sell and convey the real estate so as aforesaid devised, by the said James Costilloe, for the best price that can be obtained for the same, and to make a good and sufficient title to the purchaser or purchasers thereof, and with the proceeds of the said sale, the said John Carrell and Redmond Byrne, are hereby authorized and required to purchase such other real estate situate within the city or county of Philadelphia, as the trustees of St. Mary's church as aforesaid, may under their corporate seal direct. And after having made such purchase, to convey the real estate so purchased, to the said trustees of St. Mary's church on the trusts declared in the will of the said James Costilloe: Provided nevertheless, that nothing herein contained shall affect the right or title of any person or persons claiming by title paramount to that of the said Redmond Byrne and John Carrell: And provided also, that before any sale be made as aforesaid, the

said Redmond Byrne and John Carrell shall give bond with sufficient security, to be approved of by the orphans' court of the county of Philadelphia, for the faithful performance of the powers given by this act.

Approved March 28, 1808. Recorded in L. B. No. 11, p. 246.

CHAPTER MMCMLXXXVIII.

AN ACT FOR ANNEXING PART OF NORTHUMBERLAND COUNTY TO THE COUNTY OF LUZERNE.

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 all that part of Northumberland county lying northeast of a straight line from the mouth of Nescopeck creek, to the northwest corner of Berks county, shall be and the same is hereby annexed to Luzerne county.

Section II. (Section II, P. L.) And be it further enacted by the authority aforesaid, That the authority and jurisdiction of the courts and of the civil officers of the county of Luzerne, shall be, and hereby are extended over the part so annexed to Luzerne county as aforesaid, as fully and effectually as if such part had been included in the county of Luzerne from its first erection and the powers of the courts and of the civil officers of the county of Northumberland, shall from and after the passing of this act, cease in the part so annexed as aforesaid, except in the determination of suits (if any,) now pending in the said court so far as relates to that part so annexed as aforesaid; and all the taxes hereafter to be assessed in the part so annexed shall be paid into the treasury of Luzerne county, and the said part so annexed shall be under the like authority and control of the commissioners of Luzerne county, as the other parts of the said county are subject to.