

offence, one-half to the use of the informer, and the other half to the use of this commonwealth, and it shall be the especial duty of the clerk of the market, in any place where such officer is appointed, to discover and prosecute all persons offending against this act.

[Section III.] (Section III, P. L.) And be it further enacted by the authority aforesaid, That this act, and every matter and thing therein contained, except so much thereof as limits its commencement to the first day of May next, shall be in full force and effect within the city of Philadelphia, the township of the Northern Liberties, and the district of Southwark, immediately from, and after, the passing of the same, anything contained in the second section thereof to the contrary in anywise notwithstanding.

Passed April 1, 1797. Recorded L. B. No. 6, p. 188.

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## CHAPTER MCMXLVIII.

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### AN ACT FOR THE ERECTION OF CERTAIN ELECTION DISTRICTS IN THE COUNTY OF BERKS.

[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 townships of Bethel, Tulpehocken, and part of Heidelberg township, which lies northwest of Haines' creek, from the source to the mouth thereof, in the county of Berks, are hereby erected into a separate election district, and that the freemen of said district shall hold their general elections in Middletown, in the township of Heidelberg, at the house now occupied by Conrad Stauch.

[Section II.] (Section II, P. L.) And be it further enacted by the authority aforesaid, That the township of Pine Grove, in the said county, is hereby erected into a separate election dis-

trict, and that the freemen of the said district shall hold their general elections at the house now occupied by Jacob Gunckel in the same township.

Passed April 1, 1797. Recorded L. B. No. 6, p. 187.

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## CHAPTER MCMXLIX.

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AN ACT SUPPLEMENTARY 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."<sup>1</sup>

Whereas the goods and effects of testators and intestates have sometimes been wasted by the executors of their last wills and testaments, and by administrators, to the great injury, not only of the legal representatives of the testator, but also of just creditors, and of the sureties in administration bonds, and, where executors are empowered to sell real estates, it is just and right that the produce of such sales should be secured for the purposes intended thereby. 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 when any legatee, creditor, or persons interested in the real or personal estate of a person who has heretofore died, or shall hereafter die, with a last will or testament, or surety in any administration bond, for administering the estate of any decedent, shall declare, on oath or affirmation, that he, she or they have sufficient cause to believe that the executors or administrators, with or without a will annexed, of such decedent, are wasting or mismanaging the estate of such decedent, and shall make application for security to the orphans' court of the county in which letters testamentary, or letters of administration, with or without a will annexed, have

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<sup>1</sup>Passed April 19, 1794, Chapter 1751.