

And whereas it is represented that the said property is now unproductive, and that the interests of the parties would be promoted by a sale of part or the whole of said estate, and applying the proceeds according to the intention of the deeds of trust: Therefore,

SECT. 1. *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 Orphans' court of Columbia county, upon application for that purpose being made, shall have full power and authority to direct Montgomery Sweney, trustee as aforesaid, and Ann Sweney, to sell the whole of the property so conveyed to him in trust, or such parts thereof as the said court upon a full knowledge and investigation of the premises, shall from time to time judge necessary for the support of the said Ann Sweney, and to make a deed or deeds for the same to the purchaser or purchasers in fee simple: *Provided,* That good and sufficient security be given to be approved of by the judges of the said court for the faithful appropriation of the proceeds of the sale, according to the true intent and meaning of the said deeds of trust.

Orphans court of Columbia co. may direct a sale.
Proviso. Security for proper application of proceeds.

SAM'L. ANDERSON,

Speaker of the House of Representatives.

THO'S. RINGLAND,

Speaker of the Senate.

APPROVED—The sixth day of April, Anno Domini, eighteen hundred and thirty-three.

GEO. WOLF.

No. 112.

AN ACT

To authorize the executors of the last will and testament of Jerome Keating, late of the village of Manayunk, in the county of Philadelphia, to sell certain real estate therein mentioned.

WHEREAS Jerome Keating, late of the village of Manayunk, in the county of Philadelphia, deceased, did by his last will and testament, give and bequeath to his wife Eulalia, his property, such as he then owned or might die seized of, personal and real, and whether situated in the county of Philadelphia or elsewhere, the whole of which to be enjoyed by her during her natural life, and after her death, to be divided

Preamble rel. to the estate of Jerome Keating.

into such portions as she might by will direct, (or in the absence of such will, into equal portions,) between the children born of him and his said wife, and who should then be living and their descendants, but by the said will, no power was given by the testator to his executors to sell or dispose of his real estate: *And whereas*, it is essential to the interests of the minor children, as well as to that of the widow, that such real estate should be sold; Therefore,

SECT. 1. *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 Eulalia M. Keating and John Keating, executrix and executor under the will of the late Jerome Keating, of Manayunk in the county of Philadelphia, be and they are hereby authorized and empowered to sell and convey, in fee simple or otherwise, all or any of the real estate, late the property of the said Jerome Keating, situate in the state of Pennsylvania, and the deed or deeds of conveyance therefor, executed by the said executrix and executor, to the purchaser or purchasers, his or their heirs or assigns, shall be deemed and taken to pass and convey all the interest of the minor children of the said testator in the same, and to have the same effect as if the said minors were of full age and consenting thereto: *Provided*, That the said executrix and executor shall hold the monies or securities arising from the sale of said estate, and invest the same in such securities as they may (under the direction of the Orphans' court of the county of Philadelphia) deem best, as trustees for the uses for which they now hold said real estate, but it is hereby declared that this proviso shall not be taken or construed to require, that the purchaser or purchasers of any portion of said real estate shall be bound to look to the application of the purchase money arising therefrom, or to the re-investment hereby directed: *And provided further*, That the proceeds of the said sale shall be appropriated agreeably to the provisions of the will of the said Jerome Keating, and in all respects be subject to the disposition and restrictions therein contained.

Authority given to sell.

Proviso. Proceeds to be invested under direction of Orph. court. Purchasers freed from responsibility

2d proviso. Money to be appropriated agreeably to the will.

SAM'L. ANDERSON,

Speaker of the House of Representatives.

THO'S. RINGLAND,

Speaker of the Senate.

APPROVED—The sixth day of April, Anno Domini, eighteen hundred and thirty-three.

GEO. WOLF.