

[No. 225.]

A FURTHER SUPPLEMENT

To the acts concerning Writs of Partition.

SECTION 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 Writs of Partition may be sued by parties interested in real estate, and the same proceedings may be had as in other cases, notwithstanding there may be a limitation of an estate or interest in the premises or some part thereof, to a person or persons not in existence at the issuing of the writ; *Provided,* That the demandant has an indefeasible estate in fee simple in the purpart claimed by him, not subject to be diminished or defeated by a subsequent event, and that all existing persons interested be made parties; *And provided,* ^{Writs of partition how sued.} *also,* That for the protection and security of the interest of any unborn person or persons, the court shall have authority to make such order in regard to the purpart in which he may become interested, as equity and justice may require. And in all such cases the like proceedings may be had in regard to service of the writ, valuation, division into convenient purparts, and in all other respects, and with the same effect as if all persons to become interested in the premises were in existence, and were made parties to the said partition. ^{Proviso.} ^{2d Proviso.}

WM. HOPKINS,

Speaker of the House of Representatives.

EBEN'R. KINGSBURY, Jr.

Speaker of the Senate.

APPROVED—The third day of June, A. D., eighteen hundred and forty.

DAVID R. PORTER.