

the opening the said street or any part thereof, shall be refunded and repaid to the treasurer of Philadelphia county, for the use of said county: *And provided, further,* That if the damages for opening said avenue should have been assessed on the whole, or any part thereof, lying west of Broad street, the same shall be re-assessed before this act shall go into operation.

JAMES ROSS SNOWDEN,
Speaker of the House of Representatives.

WILLIAM BIGLER,
Speaker of the Senate.

APPROVED—The sixth day of April, one thousand eight hundred and forty-four.

DAVID R. PORTER.

No. 143.

AN ACT

Providing for the service of process on the commonwealth, in case of proceedings to perpetuate testimony.

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 when any bill in equity shall be filed in any of the courts of this commonwealth, to perpetuate the evidence of title to lands, tenements and hereditaments, in which bill the commonwealth is a necessary party, the process may, and shall be served on the attorney general, or his deputy, for the county where such lands, tenements, or hereditaments may lie, whose duty it shall be to attend to the interests of the commonwealth, in the premises.

JAMES ROSS SNOWDEN,
Speaker of the House of Representatives.

WILLIAM BIGLER,
Speaker of the Senate.

APPROVED—The sixth day of April, one thousand eight hundred and forty-four.

DAVID R. PORTER.