

No. 9.

A SUPPLEMENT

To an act entitled "An Act providing for the erection of a poor house, and house of employment, in the county of Cumberland."

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* from and after the passage of this act, the fees to be received by the Fees of constables, for removing paupers to the poor house in the county of bles fixed. Cumberland, shall be five cents per mile, circular.

SECTION 2. So much of the act to which this is a supplement, as is Repeal. hereby altered or supplied, be and the same is hereby repealed.

FINDLEY PATTERSON,
Speaker of the House of Representatives.

DANIEL L. SHERWOOD,
Speaker of the Senate.

APPROVED—The twenty-sixth day of January, one thousand eight hundred and forty-six.

FRS. R. SHUNK.

No. 10.

AN ACT

For the relief of the estate of Joseph Dugan, deceased.

WHEREAS, Joseph Dugan, late of the city of Philadelphia, by his last will, bearing date the fifteenth day of September, one thousand eight hundred and thirty-seven, proved and remaining in the office of register of wills in and for the city and county of Philadelphia; did give and devise all his real and personal estate, not specifically devised and be- Preamble. queathed to his trustees therein named, Clement C. Biddle, Edward C. Dale, Ann Dugan, his sister, who died in the testator's lifetime, and Augustus James Pleasonton, and the survivors and survivor of them, and the heirs, executors and administrators of the survivor, upon certain trusts; and did authorize and empower the said trustees, and the survivors and the survivor of them, and their successors in the trust, to sell and dispose of any of his unimproved lots of ground, upon ground rents so reserved, as to be redeemable at the time when his estate, according to the directions in the said will, is to be divided; which time

was so limited, as not to arrive until after the death of the said Ann Dugan, now deceased ; and also of Caroline Pleasonton, the wife of the said Augustus James Pleasonton ; and also of the said Augustus James Pleasonton ; and also, after the arrival at the age of twenty-one years of the youngest surviving child of his niece, the said Caroline Pleasonton, which term is so uncertain in point of duration, and according to probabilities so distant, that it is wholly impossible, without sacrificing the interest of the said estate, to make sale of the said unimproved lots of ground, reserving ground rents, redeemable only on the happening of all those events. For remedy whereof,

Trustees to sell and convey certain unimproved lots.

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 the said Clement C. Biddle, Edward C. Dale and Augustus James Pleasonton, and the survivors and survivor of them, and their successors in the trust, be and they are hereby authorized to sell and convey any of the unimproved lots of ground belonging to the estate of the said Joseph Dugan, upon ground rents so reserved, as to be redeemable at any time, certain, not less than five years, nor more than ten years from the execution of the deed or deeds reserving the same ; and with and under such covenants, conditions and clauses, as are usual in ground rent deeds in the city and county of Philadelphia, which ground rent deeds shall bind all parties interested, or to become interested under the said will ; and the said ground rents, and the redemption money, when paid, shall be held and disposed of by the said trustees, and the survivors and survivor of them, and the heirs of the survivor of them, and by their successors in the trust, and their heirs, as the case may be, upon the same trusts, and under the same limitations, and with the same powers, and to be divided and enjoyed in like manner to and by the same persons, and for the same interests as any ground rents reserved under the power contained in the said will, or as money paid in redemption or extinguishment of such ground rents would have been, according to the said will, if reserved in conformity thereto. And the said trustees shall have power, on the redemption of any such ground rents, to execute sufficient deeds of release of such lots, from the lien and charge of the ground rents so reserved, and to discharge the owners of the said lots, or other persons paying the said moneys, from all liability to see the application thereof.

Further powers.

Proviso.

Proviso.

Security.

SECTION 2. That the said trustees and their successors in the trust, shall also have power to apply any part of the personal estate bequeathed to them in the said will, upon the same trusts as the said real estate is devised, to renew or rebuild any house, store or other building erected, or being on the same, that is decayed or delapidated, or has become unfit for profitable use, and to erect in the place thereof, such other buildings and improvements as they may deem more profitable and expedient for the interest of the parties concerned in the said estate ; all which application and expenditure of moneys, shall be duly allowed in the accounts of their trusts : *Provided always,* That before any such expenditures shall be made, the said trustees shall present a plan and estimate of the probable costs of such proposed buildings and improvements, to the court of common pleas for the county of Philadelphia, and the same shall have the allowance and approbation of the said court : *And provided also,* That before the trustees aforesaid, shall make any disposition of the real estate aforesaid, under the provisions of this act, they shall give adequate security for the faithful performance

of their duty, to be approved by the orphans' court of said city and county.

FINDLEY PATTERSON,
Speaker of the House of Representatives.
DANIEL L. SHERWOOD,
Speaker of the Senate.

APPROVED—The twenty-sixth day of January, one thousand eight hundred and forty-six.

FRS. R. SHUNK.

No. 11.

AN ACT

Relating to the collection of school taxes in the borough of Lewistown.

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 the twenty-eighth section of the act, entitled "An Act regulating election districts," passed the eighth day of May, Anno Domini eighteen hundred and forty-four, be and the same is hereby repealed, so far as relates to the collection of taxes for school purposes in the borough of Lewistown, in the county of Mifflin; and the school directors of the Lewistown school district are hereby authorized and empowered, from and after the passage of this act, to appoint collectors of school tax as heretofore.

FINDLEY PATTERSON,
Speaker of the House of Representatives.
DANIEL L. SHERWOOD,
Speaker of the Senate.

APPROVED—The twenty-sixth day of January, one thousand eight hundred and forty-six.

FRS. R. SHUNK.