

No. 85.

AN ACT

Relating to the real estate of William Pennypacker, deceased.

Preamble.

WHEREAS, William Pennypacker, formerly of the township of Pike-land, in the county of Chester, by his will, dated June sixth, one thousand eight hundred and fifteen, duly proven February sixth, one thousand eight hundred and sixteen, devised certain real estate in Chester county, to certain of the children of his son Jonah, and certain real estate in Montgomery county, to certain of the children of his son Jesse:

And whereas, The said devise has been judicially construed to convey only a life estate:

And whereas, The children of Jesse Pennypacker have had the said real estate in Montgomery county sold, after proceedings in partition, as if it were fee simple, for full value, and have received the purchase money therefor; and the said real estate is now vested in Daniel Huntzicker, a purchaser, for full value:

And whereas, William Pennypacker and Elizabeth, his wife, who is a daughter of the testator, have released all their interest in both of the said tracts to Jacob S. Worman, intermarried with one of the heirs of the said Jonah Pennypacker:

And whereas, The said Jonah and Jesse are both deceased, and the children of Jonah, and the children and grand-children of Jesse, are now the only parties interested in said estate:

And whereas, It has been represented to the legislature, by the petition of all the parties interested, that it would be conformable to the interests of justice, and the wishes of all parties concerned, that the children of Jonah Pennypacker should release all their interest in the said real estate in Montgomery county, to the present owner and purchaser for full value, Daniel Huntzicker; and the children and grand-children of Jesse Pennypacker should release all their interest in the said real estate in Chester county, to the children of Jonah Pennypacker, and should also release all their interest in the said real estate in Montgomery county, to the said Daniel Huntzicker:

And whereas, A portion of the children and grand-children of Jesse Pennypacker are minors, and there is now no law by which their guardians can be authorized to convey and release their interests in the said real estate; therefore,

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 Jacob Schwenck, guardian of Elias Pennypacker; Samuel Pennypacker, guardian of Catharine and Sarah Pennypacker; John Steiner, guardian of Sophia and Moses Pennypacker, children of Jesse Pennypacker, deceased; Daniel Huntzicker, guardian of Jesse and William Pennypacker; Nathan Pennypacker, guardian of Harriet and Susan Pennypacker, grand-children of Jesse Pennypacker, deceased; and William

Power to convey
and release.

H. Schneider, guardian of Henry, Harriet, Sarah, Jesse, Susanna, Jeremiah and Jacob Nice, grand-children of Jesse Pennypacker, deceased, be and they are hereby authorized to convey and release all the interest of the said minors, in the said real estate in Chester county, to the children of Jonah Pennypacker, deceased, their heirs or assigns; and also to release to Daniel Huntzicker, his heirs or assigns, all the interest of the said minors in the said real estate in Montgomery county: *Provided*, That said release to the children of Jonah shall not take effect, unless the said children of Jonah shall execute a full release of all their interest in the said real estate in Montgomery county to Daniel Huntzicker, his heirs or assigns. Proviso.

FINDLEY PATTERSON,
Speaker of the House of Representatives.

DANIEL L. SHERWOOD,
Speaker of the Senate.

APPROVED—The ninth day of March, one thousand eight hundred and forty-six.

FRS. R. SHUNK.

No. 86.

AN ACT

To authorize the sale of certain real estate, late of Valentine Hoffman, deceased.

WHEREAS, Valentine Hoffman, late of the city of Lancaster, deceased, Preamble. by his last will and testament, dated and duly executed on the seven-teenth December, Anno Domini eighteen hundred and thirty-one, and duly proved at Lancaster, on the fifth day of April, Anno Domini eighteen hundred and thirty-three, directs his executors or the survivor of them, after the death of his six children, to sell at public sale, that certain two story dwelling house and parcel of ground attached to it in South Queen street, in said city of Lancaster, adjoining an alley of fourteen feet, and ground of widow Reidenbuck and Michael Metzgar, and also a tract of land of about three hundred acres, situate in South Middleton township, Cumberland county:

And whereas, The said children or their legal representatives, have stated that the said property is in a state of dilapidation and decay, and have requested that the same may be sold; therefore,

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 Peter Long, sole executor of the last will and testament of said deceased, is hereby authorized to sell and convey in fee simple, the said real estate, and to make and execute to the purchaser or purchasers thereof, good and sufficient conveyances and assurances in the law for the same; and the moneys arising from such sale, shall be distributed among the legatees of the deceased, or their legal representatives, according to the will of the testator: *Provided*, That the said executor, before said sale be Power to sell and convey.
Proviso.