

confirming to such purchaser or purchasers, grantee or grantees upon ground rent, their respective heirs and assigns, the real estate heretofore conveyed to them as aforesaid, free, clear, and discharged from all and every trust and trusts whatsoever, and under and subject to all and singular the provisions of the said deed heretofore made by such trustee: *Provided always*, That before the said James Kitchen shall assign, *Proviso*. discharge or satisfy any mortgage heretofore taken by him, on a sale of any part of the real estate vested in him as such trustee aforesaid, and secured to be paid to him as part of the consideration money of such sale, and before he shall sell or release any ground rent heretofore reserved to him as such trustee aforesaid, he shall give security in the *Security*. court of common pleas for the city and county of Philadelphia, to be approved of by said court, conditioned for the investment of the money to be paid to him on the assignment, discharge or satisfaction of such mortgage; or on the sale or release of such ground rent by the said James Kitchen, in securities, as the said court shall approve, on the same trusts, as are set forth respectively in the said deed of Phebe Kitchen, widow of James Kitchen, deceased, to James Kitchen, and in the said deed of marriage settlement of Phebe Kitchen to James Kitchen.

FINDLEY PATTERSON,
Speaker of the House of Representatives.

DANIEL L. SHERWOOD,
Speaker of the Senate.

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

FRS. R. SHUNK.

No. 130.

AN ACT

To authorize the executor of Valentine Hoffman, late of the city of Lancaster, deceased, to sell and convey certain real estate.

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 executor of the last will and testament of Valentine Hoffman, late of the city of Lancaster, be and he is hereby authorized to sell, at public or private sale, together or in separate parcels, all the right, title, interest, claim and demand of the said Valentine Hoffman, deceased, at the time of his death, of and to a certain smith shop, and the appurtenances, in South Prince street, and the land attached thereto; also a certain three cornered lot of ground at the west end of Church street; and also a certain piece or parcel of land adjoining property now or late of George Krug, Jacob Ackerman, Jacob Leibly, the Hamilton estate, and others, containing about fourteen acres, more or less, the several

Power to sell.

Description of property.

premises being all in the city of Lancaster, and given to Peter Long, in trust for Daniel Hoffman and Samuel Hoffman, during their lifetime ; and to make and execute to the purchaser or purchasers thereof, good and sufficient conveyances and assurances, in law, for the same; which said conveyances or assurances shall vest in such purchaser or purchasers, all the estate, right, title and interest, in law and equity, which the said Valentine Hoffman, at and immediately before his death, had and held in the same, as fully and completely, and with like effect, as if the said conveyance or conveyances, assurance or assurances had been made and executed by the said Valentine Hoffman in his lifetime : *Provided*, That before any deed of conveyance shall be executed for the same, the said executor shall report the sale or sales to the orphans' court of the county of Lancaster, to be approved by the said court, if in their opinion the said sale or sales was fairly and properly made ; the proceeds arising from the sale of said real estate, and hereditaments, after payment of legal and necessary expenses, to be placed out at interest, and the same to be applied as is directed with regard to the incomes or rents of the said real estate, by the last will and testament of the said Valentine Hoffman, deceased; the principal also to be distributed at the time, and in the manner, as directed by the said last will and testament : *Provided*, That before such sale shall take place, the executor shall give security, to be approved of by the orphans' court of by Lancaster county, for the faithful execution of his trust.

Execute deed.

Proviso.

Investment,

Proviso.

Security.

FINDLEY PATTERSON,

Speaker of the House of Representatives.

DANIEL L. SHERWOOD,

Speaker of the Senate.

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

FRS. R. SHUNK.

No. 131.

AN ACT

To establish a public ferry across the North Branch of the Susquehanna, at or near the borough of Tunkhannock, in the county of Wyoming.

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* Asa S. Dana, Samuel T. Nicholson and Ansel Evans, their heirs, assigns, and lessees, shall have the right and privilege at their expense, to make a good and sufficient landing on the north and south sides of the North Branch of the river Susquehanna, at the borough of Tunkhannock, in the county of Wyoming, and to use the said river between the said landings as a public ferry.

Privilege to establish a public ferry.