

to any person or persons who may be injured by its condition, or to have their gates thrown open on account of its dilapidated or impassable state.

SECTION 2. That all such part of said road, so as above mentioned ceded, shall be and the same is hereby declared to be public streets and highways, and subject as such public streets and highways, to the ordinances of the burgesses and assistant burgesses of the borough of York. That part of road declared public streets and highways.

SECTION 3. That the first section of an act, entitled "A supplement to an act, entitled 'An Act to incorporate a company for making an artificial road by the best and nearest route, from the borough of York to the Maryland line, at the place where the present York road passes the same, or as near thereto as the commissioners shall find expedient,' approved the tenth day of March, one thousand eight hundred and ten," be and the same is hereby repealed. Repeal.

JAMES COOPER,
Speaker of the House of Representatives.

CH. GIBBONS,
Speaker of the Senate.

APPROVED—The eighth day of February, one thousand eight hundred and forty-seven.

FRS. R. SHUNK.

No. 34.

AN ACT

Authorizing Hannah Driesbach, guardian of George, Samuel, Joseph and Susan Driesbach, minor children of John Driesbach, late of Newport township, Luzerne county, deceased, to sell and convey certain real estate.

WHEREAS, George M. Hollenback and wife, on the fourteenth of July, one thousand eight hundred and forty one, by deed conveyed to the said John Driesbach, deceased, in consideration of two hundred dollars, and to Peter. Adam, George, Samuel and Joseph, sons of the said John, in consideration of regard, esteem and affection towards them, three hundred acres and fifty-five perches of land, then situated in the township of Newport, (now in the township of Dorrance) in Luzerne county, particularly described in the said deed, which is recorded in the office for recording of deeds, et cetera, in and for said county, in deed book number thirty-seven, page four hundred and one, et cetera, reference thereto being had these things will more fully and at large appear, which was conveyed to them as tenants in common, and remains undivided: Preamble.

And whereas, The said John Driesbach died in the year one thousand eight hundred and forty-three, leaving seven children, all of whom

LAWS OF PENNSYLVANIA,

are now living, and four of whom, hereinafter named, are still minors under the age of twenty-one years :

And whereas, By an act of assembly, passed the twenty-ninth April, one thousand eight hundred and forty four, the administrators of the said John Driesbach were authorized to make sale of certain lands of the decedent, and with the proceeds to pay debts, and with the residue to purchase certain timber lands adjoining the above described, conveyed by the said Hollenback and wife ; said purchase to cover four hundred and fifty acres or thereabouts, the same to be conveyed to the widow and children, and to be subject to the same rules and laws as though the said John had died seized thereof, and the proceedings to be under the control of the orphans' court of Luzerne county ; which purchase being made by the said administrators, and approved by the said court on the twenty-fourth of August, one thousand eight hundred and forty-four, as by the records of the said court, reference being thereto had, these things will more fully and at large appear ; in pursuance of which purchase so made as aforesaid, George M. Hollenback and wife, on the eleventh day of December, one thousand eight hundred and forty-four, conveyed the said lands to the said widow and children by deed, reference being had to the said proceedings in the said court, the description of the said lands will fully and at large appear. the same containing about four hundred and fifty acres, besides the allowance and the consideration, being eighteen hundred dollars ; the said lands containing in all about seven hundred and fifty acres, being unimproved and unproductive, and all those who are interested being anxious to sell, they did on the twenty-third day of November, one thousand eight hundred and forty-six, enter into a conditional contract with George W. Quinn and Peter Tinsman, for the sale of the whole thereof, for the sum of four thousand dollars, in case the legislature would authorize the guardians of the minors to make sale of their interests, and make provision for the receipt of the whole of the purchase money, so that the purchasers could take the same free of the charge of the said widow's thirds ;

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
Authorized to sell Hannah Driesbach, guardian of George, Samuel, Joseph and Susan Driesbach, minor heirs of John Driesbach, deceased, be and she is hereby authorized to sell and convey to the said Quinn and Tinsman, all of the right, title and interest of the said minors, and hers also, in the said lands, for the sum of two thousand seven hundred and five dollars and nine cents ; and that the said sale upon the said terms, be under the control and subject to the approval of the orphans' court of the said county ; and before the approval of the said sale, the said Hannah shall file in the said court a bond, in such amount and with such security as the said court shall order and approve, conditioned for the payment to the said minors, of their respective purparts and shares of the said purchase money as they arrive at the age of twenty-one years, as the said court may ascertain and decree the same ; and that upon her decease, her executors and administrators shall pay to the several heirs of the said John Driesbach, deceased, the respective purparts and shares to which they may be severally entitled, out of the one-third of the said purchase money belonging to her as widow, which is now ascertained to be the sum of eight hundred and eighty-eight dollars and eighty-eight cents, being the one-third of the purchase money to which the said estate is entitled out of the whole sum of four thousand dollars afore-

said; subject, however, to its proportionate share of the costs incident to the sale and perfecting of the said conveyance.

JAMES COOPER,
Speaker of the House of Representatives.

CH. GIBBONS,
Speaker of the Senate.

APPROVED—The eighth day of February, one thousand eight hundred and forty-seven.

FRS. R. SHUNK.

No. 35.

A SUPPLEMENT

To an act, entitled "An Act to incorporate the American Sunday school union," passed the fifteenth day of April, one thousand eight hundred and forty-five.

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 nothing contained in the act to which this is a supplement, shall prevent the corporation thereby created from holding the lot of ground situate on the south side of Chesnut street, between Delaware Sixth and Seventh streets, in the city of Philadelphia, containing in breadth on said Chesnut street, fifty feet, and in length or depth, north and south, one hundred and twenty-six feet, with the buildings and improvements thereon erected, and the rights, privileges and appurtenances thereto belonging, being the same premises which were conveyed to the said corporation by Alexander Henry and others, trustees by deed, dated the fourteenth day of October, one thousand eight hundred and forty-five, and recorded in the office for recording deeds, et cetera, for the city and county of Philadelphia, in deed book RLL, number forty-five, page eighty-six, et cetera; but that the said American Sunday school union, their successors and assigns, may fully and freely have, hold, use, enjoy, mortgage, sell, convey and dispose of the same and every part thereof.

JAMES COOPER,
Speaker of the House of Representatives.

CH. GIBBONS,
Speaker of the Senate.

APPROVED—The eighth day of February, one thousand eight hundred and forty-seven.

FRS. R. SHUNK.