

No. 123.

AN ACT

To authorize the trustees of Agnes M. Mahon, to sell or mortgage certain real estate.

Power to sell or mortgage.

Proviso.

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 James B. Irvin, or such person as may be the acting trustee of John D. Mahon and Agnes M., his wife, late Agnes M. Rose, under a certain marriage settlement executed by said John D. Mahon and Agnes M. Rose, on the fifteenth day of January, Anno Domini one thousand eight hundred and thirty-three, be and he is hereby authorized, with the written approbation and assent of the said John D. Mahon and Agnes M., his wife, under their hands and seals duly acknowledged, to raise by sale and conveyance in fee simple, or borrow on mortgage of any portion or portions of the real estate, which is the subject of the marriage settlement aforesaid, any and all such sum or sums of money as may be sufficient for the payment and discharge of all the liens or incumbrances on the said trust estate, whether by mortgage or otherwise, and for the payment of all existing debts connected with the execution of the said trust; and in addition, to raise a sum not exceeding one thousand dollars to be paid for a stone building, with the appurtenances, now being erected on the said trust estate, in Pitt township, and to apply the same to the use of the trust estate in the payment of the liens, incumbrances and debts above named, and to payment for the building aforesaid. It is the intent and meaning of this act, that the trustee shall have the power to raise the money aforesaid, either by sale and conveyance in fee simple, or by mortgage, or in part by the one mode and in part by the other, as the said John D. Mahon and Agnes M., his wife, shall direct, after the manner above specified: *Provided, That before such sale or sales, or mortgage or mortgages, the trustees shall give bail or bonds to the commonwealth, in such penalty and with such securities as the court of common pleas of Allegheny county shall approve, for the faithful appropriation of the moneys so raised.**

JAMES COOPER,

Speaker of the House of Representatives.

CH. GIBBONS,

Speaker of the Senate.

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

FRS. R. SHUNK.