

No. 345.

AN ACT

To cure a defect in the title to certain real estate, and relative to the real estate of John B. Mish, deceased, and the preservation of liens, and for other purposes.

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 title of Charles M. Stokes and Wyndham H. Stokes, and their respective heirs and assigns, in and to the following estate, to wit: All that messuage and lot of ground, situate at the south-east corner of Vine and Delaware Fifth streets; and also in that brick tenement and lot of ground, and frame messuage and lot of ground, situate on the east side of Delaware Sixth street, between Mulberry and Cherry streets, in the city of Philadelphia, (being part of the estate of James Stokes, deceased, which the said Charles M. Stokes, Wyndham H. Stokes and Caleb P. Wayne, executors of said James Stokes, conveyed to Edward C. Wayne, by deeds dated twenty-fourth day of November, eighteen hundred and thirty-one, and which the said Edward C. Wayne re-conveyed to the said Charles M. Stokes and Wyndham H. Stokes, by deeds dated twenty-fifth day of November, eighteen hundred and thirty-one, and recorded in Philadelphia, in deed book AM, number sixteen, page six hundred and twenty-four and six hundred and twenty-five,) shall in no wise be impeached, denied, questioned or impaired by reason of their said character or office of executors, at the date of the said purchases and conveyances to them, but shall be and remain firm, stable and indefeasible to them, their several heirs and assigns, as if they never had been executors of James Stokes, as aforesaid.

Title to certain
real estate confirmed in C. &
W. H. Stokes.

SECTION 2. That John Weidman be and he is hereby authorized to sell, at public or private sale, and convey all that certain mill property, and the real estate adjacent thereto, devised to Maria Mish during life, and to the heirs of her body after her death, by John Weidman, late of Lebanon county, deceased, in his last will and testament; and also the remaining part of the real estate of Dr. John B. Mish, deceased, who died intestate; and to invest the proceeds of such sale, after deducting the expenses and his reasonable compensation, on judgment, mortgage or in loans of public debt of the United States, in his own name, as trustee for the said Maria Mish, (with the exception of two-thirds of the proceeds of the sale of the real estate of the said Dr. John B. Mish, deceased; and the one-third of the proceeds of said real estate he shall also invest as aforesaid, to be paid at and immediately upon the death of the said Maria Mish, to the heirs and legal representatives of the said Dr. John B. Mish, deceased,) and pay to the said Maria Mish the annual interest accruing on such investment, during her natural life; and at and immediately upon her death, transfer and assign the said investments, under the supervision of the orphans' court of Lebanon county, to the heirs of the body of the said Maria Mish, in the same proportions as they would thereupon be entitled to the said real estate hereinbefore mentioned, as the said real estate would vest by the

John Weidman
authorized to sell
and convey real
estate of Maria
Mish and John
B. Mish, de-
ceased.
Invest proceeds.

Proviso.

laws of this commonwealth, had this act not been passed : *Provided*, That before any such sale or conveyance shall vest any title to the said real estate to the purchaser or purchasers thereat, said sale shall be approved by the orphans' court of Lebanon county, and the said John Weidman file his bond with the clerk of the said court, with good and sufficient security, to be approved of by said court, conditioned for the faithful appropriation of said proceeds of sale ; and before any such investment as hereinbefore mentioned be made by the said trustee, he shall file his account in the register's office of said county, and the same shall be confirmed after due notice by said court : *And provided further*. That if the said John Weidman shall neglect or refuse to comply with the provisions of this act, the orphans' court of said county, upon the petition of any person interested, shall have power to appoint some suitable person in his place or stead, to perform the duties hereinbefore mentioned, upon his giving security, as aforesaid.

Proviso.

Hanover Branch
railroad company
restricted.

SECTION 3. That nothing in the act passed at the present session, to incorporate the Hanover Branch railroad company, shall be so construed as to authorize the said company to take private property without making compensation or giving security therefor, before such property shall be taken.

Judgments to
continue liens
without revival
in certain cases.

SECTION 4. That in all cases where a county has been divided, and a new county has been erected out of part or parts of one or more adjoining counties, and the act erecting the new county makes no provision for keeping alive the liens of judgments upon lands lying in the new county, the liens of such judgments shall be construed to continue, without revival, as at common law, previous to the act of seventeen hundred and ninety-eight.

Wm. Hilbourn,
trustee of Jesse
Hilbourn, a lunatic,
authorized to
sell and convey
real estate.

SECTION 5. That William Hilbourn, of the township of Harmony, in the county of Susquehanna, trustee or committee in lunacy for Jesse Hilbourn, of said township, or his successor, as said trustee or committee, be and is hereby authorized to sell, either at public or private sale, all or any portion of a certain tract of land belonging to said Jesse Hilbourn, lying in said township, containing one hundred and ninety-five acres or thereabouts, and to make a good and sufficient deed of conveyance therefor, in fee simple, to the purchaser or purchasers thereof : *Provided however*, That before the said William shall sell and convey said land, or portion thereof, he shall give bonds to the commonwealth of Pennsylvania, in such sum or sums and with such security as shall be approved of by the orphans' court of Susquehanna county, for the faithful and legal application of the proceeds arising from said sale, which bond or bonds shall be filed in said court, for the use of every person that may be interested therein.

Proviso.

School directors
and treasurers to
be discharged on
taking compensation
for their services.

SECTION 6. Whenever it shall appear to the satisfaction of the court of quarter sessions of a county, that any school director or treasurer of a district in the county in which it has jurisdiction, has taken compensation for his services, the court shall discharge such director or treasurer, and appoint some citizen of said district in his stead, who shall hold said office for the term for which said director or treasurer was elected, and direct a judgment to be entered against such director or treasurer, for the amount taken, as aforesaid, which judgment shall be recoverable by the school directors of the district in which such compensation was taken.

The name of
Hunking Winkley
changed to
Henry Winkley.

SECTION 7. That the name of Hunking Winkley, of Philadelphia, be and hereby is changed to that of Henry Winkley, with like legal

effects, in all respects, as if he had been always called and known by the latter name.

JAMES COOPER,
Speaker of the House of Representatives.

WM. WILLIAMSON,
Speaker of the Senate.

APPROVED—The sixteenth day of March, one thousand eight hundred and forty-seven.

FRS. R. SHUNK.

No. 346.

AN ACT

Regulating election districts.

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 qualified voters of East Providence township, in the county of Bedford, shall hereafter hold their township and general elections at the house of John Nycum, in said township.

SECTION 2. That the qualified voters of the township of Union, in the county of Bedford, shall hereafter hold their general and township elections at the house of Philip Ickes, junior, in the said township.

SECTION 3. That the qualified voters of the township of Boggs, in the county of Clearfield, shall hereafter hold their general and township elections at the house of George Turner, in the said township.

SECTION 4. That the qualified voters of the township of Upper Dublin, in the county of Montgomery, shall hereafter hold their general elections at the public house now occupied by Benjamin Foster, in said township.

SECTION 5. That the qualified voters of the township of Liberty, in the county of Centre, shall hereafter hold their general elections at the school house at Eagleville, in said township.

SECTION 6. That the following described boundaries in the township of Allegheny, in the county of Armstrong, shall form a separate election district: beginning at the Kiskiminetas river; thence along the township line between Allegheny and Kiskiminetas townships, to the place where it crosses the road from Still's mill to Joseph Shoemaker's farm; thence a straight line to Walkin's ferry on the Allegheny river; thence down said river to the mouth of the Kiskiminetas river; thence up said river to the place of beginning; and that the qualified voters therein shall hereafter hold their general elections at the public school house in the town of Leechburg; that Anthony O'Brian act as judge, and John Ulam and John Parke, act as inspectors, to hold the first election after the passage of this act, in conformity with existing laws in this commonwealth now regulating elections.