

and the same is hereby placed under the exclusive care and management of the centre division of the said turnpike road company, whose duty it shall be to appoint a toll-gatherer for the said bridge, and all surplus tolls, after paying ordinary expenses and repairs, shall be paid from time to time into the state treasury, as provided for by the said resolution.

SECTION 3. That so much of any act or acts of assembly, or joint resolution of the legislature, as is inconsistent with this act, be and the same is hereby repealed. Repeal.

SECTION 4. That it shall be the duty of the president and managers of the centre section of the road, created by the act to which this is a supplement, to open a book or books, and obtain by private subscription, when they may deem expedient, a new subscription of stock, in order to perfect and complete the said road, not exceeding twenty-five thousand dollars. Officers of centre section to open books for subscription.

SECTION 5. That so much of an act to provide for repair of the Warren and Ridgeway turnpike road, passed the thirteenth of April, one thousand eight hundred and forty-four, as relates to Ridgeway township, be and the same is hereby repealed; and the provisions hereby repealed, be and the same are hereby extended to Spring Creek township, in the county of Elk. Warren and Ridgeway turnpike to be repaired by Spring Creek township, Elk county.

WILLIAM F. PACKER,
Speaker of the House of Representatives.

WM. WILLIAMSON,
Speaker of the Senate.

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

FRS. R. SHUNK.

No. 217.

AN ACT

Relating to interpleading in Berks and Schuylkill counties.

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 any action which may hereafter be brought in the courts of common pleas of Berks or Schuylkill counties, for the recovery of money, or of any goods or chattels, or the value thereof in damages, which may have lawfully come into the hands or possession of the defendant, it shall be lawful for the defendant, at any time after declaration filed and before plea pleaded by a suggestion to be filed of record, to disclaim all interest in the subject matter of such action, and offer to bring the same into court, or to pay or dispose thereof, as the court shall order; and if he shall also alledge, under oath or affirmation, that the right thereto is claimed by or supposed to belong to some person not party

to the action, (naming him, her or them,) who has sued, or is expected to sue for the same, or shall show some probable matter to lead the court to believe that such suggestion is true, the said court may thereupon order the plaintiff to interplead with such third person, and make such rules and orders in the cause, and issue such process for the purpose of making such third person a party to the action, and for carrying such proceeding to interplead into full and complete effect, and may render such judgment or judgments thereon as shall be in accordance with the law in like cases.

Service of process.

SECTION 2. If the process issued upon an order to interplead as aforesaid, shall not be actually served, or personal notice thereof shall not be given to such third person, the said court shall have power, upon giving judgment for the plaintiff, to require him to enter into a recognizance, and if they should think it necessary, with sufficient surety to interplead with such third person, if afterwards, and before the expiration of the time which would be allowed to him to prosecute his claims against the defendant, such third person should appear in said court and claim such money, or goods or chattels, or the value thereof.

WILLIAM F. PACKER,

Speaker of the House of Representatives.

WM. WILLIAMSON,

Speaker of the Senate.

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

FRS. R. SHUNK.

No. 218.

A SUPPLEMENT

To an act passed January thirteenth, one thousand eight hundred and thirty-two, entitled "An Act for erecting Christ church and Saint Peter's church, in the city of Philadelphia, into separate corporations," and in relation to St. Paul's church, in Kittanning, Armstrong county, and to change the name of the Presbyterian congregation of the Three Ridges, in Washington county.

Election of managers.

Vacancies supplied.

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 from and after the passage of this act, the managers of Christ church hospital shall always be chosen from the members of the vestry of the church, by the corporation of which they shall be respectively chosen; and in case of vacancy by death, resignation or otherwise, in the board of managers of said hospital, the vestry of the church in whose delegation the vacancy shall have occurred, shall have power to fill the same, by an election, for the unexpired residue of the current annual term.

SECTION 2. That the said managers shall have full power and authority, from time to time, to make and enforce rules and regulations for the management and administration of said hospital, and the government of the house and its inmates, in conformity with the will of the