

No. 21.

AN ACT

To authorize the state treasurer to borrow money on temporary loan.

State treasurer to
borrow on tem-
porary loan.

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 state treasurer be and he is hereby authorized to borrow, on temporary loan, for the payment of the interest on the funded debt of the commonwealth, falling due on the first day of February next, a sum not exceeding two hundred thousand dollars, and certificates of loan, signed by the auditor general, and countersigned by the state treasurer, shall be issued for the sum so borrowed; which said certificates shall bear an interest not exceeding the rate of six per centum per annum, and be reimbursable in ninety days from the date thereof.

WILLIAM F. PACKER,

Speaker of the House of Representatives.

GEORGE DARSIE,

Speaker of the Senate.

APPROVED—The twenty-ninth day of January, A. D. one thousand eight hundred and forty-nine.

WM. F. JOHNSTON.

No. 22.

AN ACT

To enable certain parties to confirm a partition therein mentioned.

Preamble.

WHEREAS, On the fourth day of March, Anno Domini, one thousand eight hundred and forty-four, the district court for the city and county of Philadelphia, confirmed certain allotments in severalty of certain lots of ground and tenements in the township of Moyamensing, in the said county, purporting to have been made under a breve de partitione facienda, issued out of the said court, of December term, one thousand eight hundred and forty-three, number three hundred and ninety-one, and adjudged that the partition purporting to be thereby made, should remain firm and stable forever:

And whereas, By reason of a prior outstanding trust, for the sale of the said lots of ground and tenements, it has been doubted whether a good and indefeasible equitable estate, in severalty, in the said respective allotments, was thereby vested and assured; and by reason of

certain other trusts and expectant limitations, it has been also doubted whether the parties at present legally and equitably interested, are capable of confirming the said allotments in severalty, or of otherwise making effectual partition of the said premises; for remedy whereof,

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

it shall and may be lawful for the surviving plaintiff in the said proceedings in partition, and the trustee appointed on the thirteenth day of May, Anno Domini, one thousand eight hundred and forty-eight, by the court of common pleas of Philadelphia county, in the place of the other deceased plaintiff therein, and their respective successors in the trusts in them respectively vested, and for the defendant therein, his heirs and assigns, by deed or deeds, to be recorded in the office for recording of deeds, for the county of Philadelphia, to unite in ratifying and confirming the said partition, and all estates and interests derived under the same, if they shall see proper so to do; and that from and after such confirmation, if made, the said respective trustees, their respective heirs and assigns, and successors in their respective trusts, upon the trusts in them respectively vested, and the said defendant, his heirs and assigns, shall respectively hold and enjoy, in severalty, their said several and respective allotments, in like manner as if the parties to the said proceedings in the said district court, had before and at the time of the said proceedings, been capable of electing, and had duly elected that the said premises should, in equity as well as at law, be deemed to have been and to be real estate, for the purposes of the said partition, and for all other purposes subject, nevertheless, as to the several shares of the said surviving plaintiff, and of the said successor of the said deceased trustee, to the trusts in the said survivor and successor, respectively, now vested.

Lawful for plaintiff and trustee by deed to unite in ratifying and confirming partition, &c.

SECTION 2. That the powers and authorities conferred by an act of the fourteenth day of April, one thousand eight hundred and forty-five, entitled "An Act to facilitate the adaptation of the boundaries of certain trust property, to the course of certain public streets," shall be and the same are hereby applied to such allotments as shall or may be established and confirmed, as provided in the first section of this act.

Powers and authorities of certain act applied to this act.

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

GEORGE DARSIE,
Speaker of the Senate.

APPROVED—The thirty-first day of January, one thousand eight hundred and forty-nine.

WM. F. JOHNSTON.