

No. 163.

A N A C T

Relating to conveyances by trustees.

WHEREAS, Many deeds have been made by trustees through their attorneys for lands in this state, who from residence abroad, or other cause, could not personally act in the premises, and is expedient that a convenient mode should be provided for passing titles in such case; 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 any trustee, executor or other person acting in a fiduciary character, with power to convey lands or tenements in Pennsylvania, may make conveyance under such power by and through an attorney or attorneys duly constituted, and such conveyance shall be of the same validity as if executed personally by the constituent; and all conveyances so heretofore bona fide made by such trustees, are hereby confirmed: *Provided,* That nothing herein contained shall authorize any person so acting in fiduciary character, to delegate to others the discretion vested in himself for the general management of his trust.

Trustee or executor in a fiduciary capacity, may make conveyance by attorney.
Proviso.

SECTION 2. All powers of sale contained in any instrument which has heretofore been made or delivered by any person or persons, to his, her or their agent or attorney in fact, and all powers to sell or let real estate on ground rent, contained in any deed, will or other instrument heretofore executed, shall be deemed and taken to authorize sales, conveyances and leases, either public or private, unless expressly restricted by the instrument to one or the other mode, and all private sales heretofore bona fide made under such powers are hereby confirmed.

Relative to sales, conveyances, &c.

J. S. M'CALMONT,

Speaker of the House of Representatives.

V. BEST,

Speaker of the Senate.

APPROVED—The fourteenth day of March, one thousand eight hundred and fifty.

WM. F. JOHNSTON.