

No. 249.

AN ACT

Authorizing the executors of the last will and testament of Aime Le Breton, late of Lancaster county, deceased, to sell certain real estate, and to invest the proceeds thereof; to authorize Jacob Nisely, executor of Christian Nisely, to pay certain moneys to the treasurer of East Donegal township, in said county; relative to the south line of Forest county; to erect a dam across the Susquehanna river, in Great Bend township, Susquehanna county; and to incorporate the North Lebanon railroad company.

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

Executors of
Aime Le Breton,
deceased, author-
ized to sell cer-
tain real estate.

Catharine Le Breton, executrix, and Peter M'Conomy, executor of the last will and testament of Aime Le Breton, late of the borough of Elizabethtown, Lancaster county, deceased, be and they are hereby fully authorized and empowered to sell at public sale, all of the real estate of said Aime Le Breton, deceased, consisting of a two story brick dwelling house and lot or piece of ground thereunto belonging, with the appurtenances, situate, lying and being in the borough of Elizabethtown, Lancaster county, at present remaining unsold, and to execute a good and sufficient deed or deeds to the purchaser or purchasers thereof, for the same or any part thereof; and it shall be the duty of the said executors to put and place the money arising from the sale thereof at interest, and annually pay the interest, or so much of the principal thereof as may from time to time be needed for said purpose, towards the support and maintenance of the widow and Joseph Le Breton, the only son of the said Aime Le Breton, deceased, agreeably to the last will and testament of said deceased testator: Provided however, That before making such sale, the said executors shall give bond in such sum as shall be approved of by the orphans' court of Lancaster county, for the faithful appropriation, from time to time, of the proceeds of the sale of such real estate in the manner hereinbefore authorized and directed by the said last will and testament of Aime Le Breton, deceased, and that the said court shall first have authorized said sale.

Proviso.

Executor of
Christian Nisely
authorized to pay
over certain
moneys to the
treasurer of East
Donegal town-
ship, Lancaster
county, for the
use of the com-
mon school.

SECTION 2. That Jacob Nisely, now of Cumberland county, surviving executor of Christian Nisely, late of Donegal township, Lancaster county, deceased, who was executor of the last will and testament of Henry Lutz, late of Donegal township, in said county of Lancaster, deceased, be and is hereby authorized to pay over to the treasurer of East Donegal township, in said county, the proceeds of the estate of the said Henry Lutz, deceased, being two hundred and six dollars and three and one-half cents, as per account filed in the register's office for said county, June tenth, one thousand eight hundred and twenty, with interest from date, at the rate of four and one-half per cent. per annum, who shall, with the approbation of the court of common pleas of the said county, invest the same in bonds, secured by mortgage on the real estate within said county, in trust for the support of the schools of said township, and shall apply the interest thereof, from time to time, as the same may be received, as may be directed by the school directors of said township.

SECTION 3. That the north bank of the Clarion river, at high water Southern boundary, from where the west line of Elk county crosses said river, to the dary of Forest place where the east line of Clarion county crosses the said river, is county. hereby declared and made the south boundary of Forest county.

SECTION 4. That Elias T. Young, of the township of Great Bend, in the county of Susquehanna, his heirs and assigns, be and they are hereby authorized and empowered to construct and erect such dam or dams as he or they may deem advisable, in the Susquehanna, at the head of Buck's island ; (so called ;) and also, to raise the dam now in said river at said Young's mill, near Buck's island, one foot higher, with the exclusive right to the said Young, his heirs and assigns, of drawing off the water of said Susquehanna river at that place, and of constructing races, sluices, canals, waste rivers, &c., for milling purposes or otherwise, as he or they may deem necessary ; and of using, leasing or selling the right to use the same : *Provided*, That the said Young, his heirs and assigns, shall not in anywise impede or obstruct the navigation of the said river : *And provided also*, That he or they pay all damages to private property, caused by the erection or construction and maintenance of said dams, and all races, sluices, water-ways or waste rivers useful or appertaining to the said water powers thereby created : *Provided further*, That the said Young, his heirs or assigns, may sell, lease, mortgage or pledge the said improvements or privileges, or any part thereof, for the construction, improvement or benefit of the same or otherwise.

Elias T. Young, and heirs, authorized to construct a dam or dams on the Susquehanna at the head of Buck's island

SECTION 5. That Samuel Maxwell, Charles B. Forney, Benjamin Money, Robert Kelton, Charles Richardson, William Gleim, George W. Hamersly, George Hoffman, John Weidman, John George, Jonathan S. Beckley, L. L. Lehman and Jacob Readell, and their associates, or any two of them, be and they are hereby appointed commissioners to open books, receive subscriptions and organize a company by the name, style and title of "The North Lebanon railroad company," with all the powers, and subject to all the provisions and restrictions prescribed by an act, entitled "An Act regulating railroad companies," approved the nineteenth day of February, one thousand eight hundred and forty-nine.

Commissioners.

North Lebanon railroad.

Subject to provisions of certain act.

SECTION 6. That the capital stock of said company shall consist of two thousand shares, of fifty dollars each : *Provided*, That said company may from time to time, by a vote of the stockholders, at a meeting called for that purpose, increase their capital stock so much as in their opinion may be necessary to complete the said road, and to carry out the true intent and meaning of this act.

Capital stock.

SECTION 7. That said company shall have the right to build and construct a railroad from a point at or near Coleman's furnace, in North Lebanon, Lebanon county, to a point on the Horse Shoe turnpike, in South Lebanon township, at or near the ore banks situated in said township, in as direct a route between the two said points as practicable.

Location.

J. S. M'CALMONT,

Speaker of the House of Representatives.

V. BEST,

Speaker of the Senate.

APPROVED—The second day of April, one thousand eight hundred and fifty.

WM. F. JOHNSTON.