

the court, out of the funds of the said city: *Provided always*, That the said viewers shall each of them, before they proceed to assess the said damages, take an oath or affirmation before some competent judge or alderman, justly and truly to value the same, and to consider the advantages as well as disadvantages of the extension and opening of the said street to the complainants.

J. S. M'CALMONT,
Speaker of the House of Representatives.

V. BEST,
Speaker of the Senate.

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

WM. F. JOHNSTON.

No. 291.

A SUPPLEMENT

To an act incorporating the borough of Duquesne, in the county of Allegheny, passed April fifth, Anno Domini, one thousand eight hundred and forty-nine.

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 burgess and town council of the borough of Duquesne be and they Additional powers granted to the borough of Duquesne. are hereby empowered and authorized to establish and maintain, on any highway or public property within the limits of said borough, such wharf or wharves as they may deem conducive to the convenience and advantage of the citizens thereof or the public; to pass suitable by-laws and ordinances for the regulation thereof, and of boats stopping to receive or discharge freight or passengers, or for any other purpose, at any wharf or public landing within said borough, and to levy a tax for wharfage on all such boats, not exceeding the rates charged for wharfage by authority of the city of Pittsburg: *Provided*, That for and during the period of five years from the passage, the whole amount so levied and collected for wharfage, after deducting the necessary expenses of superintendence and collection, shall be appropriated exclusively to grading, paving or otherwise improving the wharves and landings aforesaid: *And provided also*, That such wharves and public landings shall in no way impede the navigation of the Allegheny river.

SECTION 2. That so much of the several supplements to the act incorporating the borough of Birmingham, passed April eighth, one thousand eight hundred and forty-eight, and March twentieth, one thousand eight hundred and forty-nine, as relates to streets, lanes, alleys, footways and side-walks, be extended to the said borough of Duquesne; and that the powers and authorities by the said supplements vested in the town council of the borough of Birmingham, in relation to opening,

Provisions of certain act extended to said borough.

LAWS OF PENNSYLVANIA,

widening, grading and paving streets, lanes, alleys, foot-ways and side-walks, be and the same are hereby extended to the burgess and town council of the borough of Duquesne.

SECTION 3. That all laws inconsistent herewith, or such parts thereof as are hereby altered, be and the same are hereby repealed.

J. S. M'CALMONT,

Speaker of the House of Representatives.

V. BEST,

Speaker of the Senate.

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

WM. F. JOHNSTON.

No. 292.

A N A C T

To authorize the administrators of Samuel G. Miner, late of Wilkesbarre, deceased, and the administrator of George Shoemaker, late of Luzerne county, deceased, to sell real estate.

Administrator of
Sam'l G. Miner,
deceased, author-
ized to sell cer-
tain real estate.

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 Julia E. Miner, administratrix, and Asher Miner Stout, administrator of the estate of Samuel G. Miner, late of Wilkesbarre, Luzerne county, state of Pennsylvania, deceased, or the survivor of them, be and are hereby authorized to sell and convey by public or private sale or sales, by parcels or otherwise, the whole or any part or parts of all the lands and real estate of which the said Samuel G. Miner died seized or possessed, situate in the county of Luzerne aforesaid; and the said Julia E. Miner, administratrix, and Asher Miner Stout, administrator, or the survivor of them, are further authorized to make and execute a deed or deeds for the said lands and real estate to the purchaser or purchasers, conveying all the title and interest which the said Samuel G. Miner had and held in the same, at and immediately before the time of his death: *Provided*, That before any deed is executed and delivered, the said administratrix and administrator, or the survivor of them, shall make report of sale to the orphans' court of said county, and upon said court being satisfied that such sale is for the interest of the estate of the said Samuel G. Miner, the said court shall order and direct the said Julia E. Miner and Asher Miner Stout, or the survivor of them, to file a bond and the amount thereof, with security, with the condition similar to the one now required in case of an order of sale to administrators, and upon filing the bond and approval of the security, the said court shall forthwith endorse an order of absolute confirmation of the sale: *Provided further*, That should said Julia E. Miner and Asher Miner Stout, administratrix and administrator aforesaid, deem it most advan-