

No. 354.

AN ACT

To authorize John Kauffman, trustee of the German Reformed congregation worshipping at Kimmerling's church, of Lebanon county, to sell and convey certain real estate; and to authorize the rector, church wardens and vestrymen of the Episcopal church of St. Paul, in the city of Philadelphia, to sell and convey real estate; authorizing the directors of the public schools of the first school district of Pennsylvania to appoint visitors of night schools; relative to actions of ejectment; extending the jurisdiction of courts in cases of divorce; and fixing the time of holding the courts in Butler county.

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 John Kauffman, trustee of the German Reformed church worshipping at Kimmerling's church, in the county of Lebanon, or his successors in office, be and he is hereby authorized and empowered to sell and convey, by deed or deeds, to the school directors of North Lebanon township, in the county aforesaid, their successors and assigns, in fee simple, for the establishment and support of common schools in North Lebanon township school district, a certain lot of ground situate in said township, near their said church, bounded and described as follows, to wit: beginning at a post in the public road; thence along the middle of said road by other land of said congregation, north thirty-one degrees east eight perches and six-tenths to a stone; thence by land of the same south fifty-nine degrees east four perches and seven-tenths to a stone; thence by John Arnold's land south fifty-nine degrees and a half west nine perches and eight-tenths to the place of beginning, containing twenty perches strict measure, being part of the same lands granted by patent, dated December twenty-two, one thousand eight hundred and twenty-nine, enrolled in patent book H, volume 28, page 29, to Peter Rebock, in trust for the use of said congregation and their successors forever.

SECTION 2. That the rector, church wardens and vestrymen of the Episcopal church of Saint Paul's, in the city of Philadelphia, be and they are hereby authorized and empowered to sell, by public or private sale, and convey by deed or deeds, in fee simple, to the purchaser or purchasers, a certain brick house and lot of ground on which the same is erected, with the appurtenances thereunto belonging, situate on the south side of Pear street, between second and Third streets from Delaware, in the city of Philadelphia, containing in breadth, in Pear street aforesaid, seventeen feet six inches, in length or depth fifty-two feet, bounded on the east by ground late of Samuel Powell, deceased, on the south by ground belonging to Saint Paul's church, on the west by ground now or late of David Evans, and on the north by Pear street aforesaid: *Provided,* That before the rector, church wardens and vestrymen shall make and deliver a deed for the said real estate to the purchaser or purchasers thereof, the wardens shall first give security by bond or recognizance to the commonwealth, in such manner and amount as the court of common pleas of Philadelphia county shall approve, for the faithful application of the proceeds of the sale of said real estate; and that the said court shall first be satisfied of the propriety of said sale.

John Kauffman,
trustee of the
German Re-
formed church at
Kimmerling's,
authorized to sell
real estate.

Rector, church
wardens and ves-
trymen of the
Episcopal church
of Saint Paul's,
Philadelphia, au-
thorized to sell
certain real estate.

SECTION 3. That hereafter the boards of directors of the public schools of the several sections of the first school district of Pennsylvania, shall have authority to appoint, under such regulations as the board of controllers may direct, such number of visitors of the night schools, not exceeding in number the number of school directors in each section, as the said boards respectively may deem expedient; the board of controllers shall prescribe the duties of said visitors of night schools, shall have power to establish night schools for females, to fix the time for re-opening and closing of all night schools, and determine the age at which pupils may be admitted therein.

SECTION 4. That when the title of a plaintiff in ejectment to lands may have been changed, by sale or assignment, after action brought, the suit shall not be affected thereby; but the purchaser or assignee may prosecute said action; and the verdict and judgment in said action shall inure to him, in the same manner that they would have inured to the said plaintiff if no sale or assignment had taken place; and the purchaser of the real estate in controversy may be substituted on record, by a motion in open court.

SECTION 5. That the jurisdiction of the several courts of common pleas of this commonwealth shall hereafter extend to all cases of divorce from the bonds of matrimony, for the cause of wilful, malicious and continued desertion by either of the parties from the habitation of the other, without reasonable cause; and it shall be lawful for either party to make application in such case, by petition or libel, to the proper court, in accordance with the provisions of the several acts of assembly now in force, at any time not less than six months after such cause of divorce shall have taken place; but the said court shall not proceed to make a final decree divorcing the said parties from the bonds of matrimony aforesaid, until after the expiration of two years from the time at which such desertion took place.

SECTION 6. That it shall be lawful for the said several courts to entertain jurisdiction of all cases of divorce from the bonds of matrimony, for the causes of desertion as aforesaid, or adultery, notwithstanding the parties were, at the time of the occurrence of said causes, domiciled in any other state: *Provided*, That no such divorce shall be granted, unless the applicant therefor shall be a citizen of this commonwealth, or shall have resided therein for the term of one year, as provided for by existing laws.

SECTION 7. That hereafter the terms of the several courts in the county of Butler shall commence and be held on the following days in each year, to wit: on the second Monday of January, fourth Monday of March, second Monday of June, and second Monday of November, to continue each two weeks, if necessary.

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

V. BEST,
Speaker of the Senate.

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

WM. F. JOHNSTON.