

No. 183.

A N A C T

Relative to bringing suits by creditors and others against executors, administrators, assignees and other trustees in certain cases, and serving notices and for satisfaction of mortgages, and opening judgments in certain cases.

Suits against administrators, executors, &c.

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 in all cases where executors, administrators, assignees or other trustees, shall not reside within the jurisdiction of the court having control of their accounts, proceedings may be had and suits may be brought against them by creditors and others interested in said estates, in the counties where such accounts are to be settled, and process may be served by the proper officers of said counties or their deputies on said executors, administrators, assignees or other trustees, beyond the bounds of said counties, as if they resided therein, or upon any surety on their official bonds, with like effect as if they resided within the jurisdiction of the courts having control of their accounts.

Mortgagees and plaintiffs in judgments.

SECTION 2. That in all cases where mortgagees and plaintiffs in judgments shall not reside within the county where mortgages are recorded and judgments entered, and bills in equity shall be filed by the mortgagors or defendants in judgments against the mortgagees or plaintiffs in judgments, or against their assignees or legal representatives for the entry of satisfaction on the said mortgages and judgments, or to open the said judgments for the purpose of defence, subpoenas or other process may be served by the proper officers of said counties or their deputies, on said mortgagees or plaintiffs in said judgments, their assignees or legal representatives, beyond the bounds of said counties as if they resided therein, or upon any agent or attorney, of record of said mortgagees or plaintiffs in said judgments, within the counties where the said mortgages may be recorded or the judgments may be entered.

E. B. CHASE,

Speaker of the House of Representatives.

M. M'CASLIN,

Speaker of the Senate.

APPROVED—The twenty-seventh day of March, one thousand eight hundred and fifty-four.

WM. BIGLER.