

CHAPTER LXXXI.

An ACT for the Relief of Elizabeth Febiger.

WHEREAS by an act of Assembly, passed the eleventh day of April one thousand seven hundred and ninety-three, the sum of ten thousand pounds was granted to the Pennsylvania hospital, out of the fund arising from the loan-office of the twenty-sixth day of February one thousand seven hundred and seventy-three, which the managers of that institution were authorized to collect. And whereas the said managers employed a certain Philip Reiley to collect the said monies, and Christian Febiger entered into a bond for the good behavior of the said Philip Reiley. And whereas the said Philip Reiley, after having collected several sums of this money, converted the same to his own use and absconded. And whereas the said managers of the Pennsylvania hospital, have obtained judgment in the supreme court against Elizabeth Febiger, the executrix of the last will and testament of Christian Febiger, deceased, for the sum of five thousand three hundred and thirty-one dollars and thirty-six cents upon the said bond; and as it is suggested, that a considerable part of the said sum of five thousand three hundred and thirty-one dollars and thirty-six cents, will be coming to the state as a balance collected from the said loan-office fund after satisfying the said grant to the Pennsylvania hospital; and it is suggested that sundry errors have arisen in the said accounts, to the prejudice of the said Elizabeth Febiger. And whereas it appears that the said Elizabeth Febiger, at an early period, and long before the said Reiley absconded, informed the said managers and the attorney-general, that she suspected Reiley of improper conduct, and requested

quested that the said Reiley should be discharged from the further collection of the said monies, and the estate of Christian Febiger relieved from the future responsibility of the said bond: 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 execution upon the judgment obtained against Elizabeth Febiger, executrix of the last will and testament of Christian Febiger, deceased, in the supreme court, at the suit of the managers of the Pennsylvania hospital, so far as relates to the balance due the state, be suspended for the space of nine calendar months, and that the comptroller-general and register-general be, and they are hereby authorized and required, to adjust, settle and ascertain the balance due to the state, as well as to the said hospital, from the said Elizabeth Febiger, under the said judgment, making abatement of one moiety of the interest found by the jury, on account of monies collected by Philip Reiley, but not paid to the said managers as required, and also making allowance to her in the said settlement, for any errors which the said officers shall find to have been made in calculation by the jury by whom the verdict was given in the supreme court aforesaid, and allowing to her such commission or compensation, on the monies collected by Philip Reiley, as they may judge just and reasonable, and also to settle and ascertain such accounts as have not been settled and adjusted, and which shall be exhibited against the state by the said executrix, and shall appear to have been paid and disbursed by Christian Febiger, late state-treasurer, as clerk-hire, under the directions

Execution on a certain judgment against E. Febiger, so far as relates to the balance due the State, suspended for nine months, and certain duties relative thereto enjoined on the Comptroller and Register Generals.

rections of the act, entitled " An act granting relief to certain creditors of the state, and for repealing part of an act, entitled " An act for furnishing the quota of this state towards paying the annual interest of the debts of the United States, and for funding and paying the interest of the public debts of this state, passed the ninth of April one thousand seven hundred and ninety-one, with interest thereon.

They are to report to the Prothonotary of the Supreme Court, &c.

Sec. 2. *And be it further enacted by the authority aforesaid,* That so soon as the accounts shall have been settled and adjusted as aforesaid, report thereof shall be made to the prothonotary of the supreme court, and if satisfaction be made for the balance found for the managers of the said hospital, the same shall be entered in discharge of so much of the said judgment; and if the remainder so reported, shall have been paid to the state-treasurer within one year from the time the said report shall have been made, satisfaction shall be entered in discharge of the remainder of the judgment, otherwise execution shall issue in the usual manner, and so soon as the monies shall be recovered, the sheriff shall pay to the managers and state-treasurer the respective balances, so as aforesaid found and reported.

SIMON SNYDER, *Speaker*
of the House of Representatives.

ROBERT WHITEHILL, *Speaker*
of the Senate.

APPROVED—the twenty-sixth day of March, in the year of our Lord one thousand eight hundred and four.

THOMAS M'KEAN, *Governor*
of the Commonwealth of Pennsylvania.