

## CHAPTER CCCLXXXIV.

## AN ACT FOR BARRING ESTATES TAIL.

Forasmuch as the entailing of estates within this province without a provision by law for barring them would introduce perpetuities, prevent the improvement of such estates, disable the tenants-in-tail to make provision for the younger branches of their families, prove of general detriment to the province and be attended with manifold inconveniencies:

For preventing whereof for the future:

[Section I.] Be it enacted by the Honorable James Hamilton, Esquire, Lieutenant-Governor under the Honorable Thomas Penn and Richard Penn, Esquires, true and absolute Proprietaries of the Province of Pennsylvania and the counties of Newcastle, Kent and Sussex upon Delaware, by and with the advice and consent of the representatives of the freemen of the said Province in General Assembly met, and by the authority of the same, and it is hereby enacted, That fines and common recoveries heretofore levied and suffered within the province of Pennsylvania or which shall at any time or times hereafter be levied or suffered within the said province duly and according to the common or statute laws of England, either in the supreme court of judicature within the said province or in any of the county courts for holding of pleas within the said province respectively, in which the houses, lands, tenements or hereditaments entailed do or shall lay, shall be and are hereby declared to be of like force and effect, to all intents, constructions and purposes, for barring estates so entailed as fines and common recoveries by the laws of England aforesaid there levied or suffered of lands, tenements and estates, entailed within that realm are received, declared or enacted to be.

[Section II.] Provided always, That it shall and may be lawful for any person or persons, either by appeal or writ of error,

as the case may require, to seek and obtain redress against any error or errors which have happened or may happen in any such proceedings.

Passed January 27, 1749-50. Confirmed by the King in Council, May 13, 1751. See Appendix XVIII, Section I, and the Acts of Assembly passed January 16, 1799, Chapter 2014; April 10, 1851, P. L. 505; April 27, 1855, P. L. 368; April 15, 1859, P. L. 670; March 27, 1865, P. L. 44; May 21, 1874, P. L. 221; June 20, 1883, P. L. 130.

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## CHAPTER CCCLXXXV.

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AN ACT FOR THE CONTINUANCE OF AN ACT OF ASSEMBLY OF THIS PROVINCE, ENTITLED "AN ACT FOR THE MORE EASY RECOVERY OF LEGACIES WITHIN THIS PROVINCE."<sup>1</sup>

Whereas an act of the General Assembly of this province, entitled "An act for the more easy recovery of legacies within this province," was passed in the sixteenth year of the present reign, which act on experience hath been found beneficial to the freemen of this province, but the time for which the said act was made is now near expiring by the limitation therein contained:

Therefore to prevent the loss which might otherwise be sustained by the expiration of so useful a law:

[Section I.] Be it enacted by the Honorable James Hamilton, Esquire, Lieutenant-Governor under the Honorable Thomas Penn and Richard Penn, Esquires, true and absolute Proprietaries of the Province of Pennsylvania and the counties of Newcastle, Kent and Sussex upon Delaware, by and with the advice and consent of the representatives of the freemen of the said Province in General Assembly met, and by the authority of the same, and it is hereby enacted, That the act of assembly afore-said, entitled "An act for the more easy recovery of legacies within this province," be and the same act is hereby continued from the time therein limited for and during the term of seven

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<sup>1</sup> Passed February 3, 1742-43, Chapter 358.