

As to Sections IX-XI see the Act of Assembly passed April 28, 1873, P. L. 854.

As to Sections XIII-XXIV, see the Acts of Assembly passed March 9, 1771, Chapter 622; September 30, 1779, Chapter 849; February 9, 1785, Chapter 1129; April 2, 1790, Chapter 1509; March 25, 1805, P. L. 160; April 23, 1829, P. L. 301; June 11, 1879, P. L. 130.

As to Section XXVIII, see the Acts of Assembly passed May 20, 1891, P. L. 95; June 8, 1891, P. L. 209; June 3, 1893, P. L. 283.

As to Sections XXX-XXXV, see the Act of Assembly passed April 5, 1799, Chapter 2057.

As to Sections XXXVI-XL, see the Acts of Assembly passed March 16, 1809, P. L. 51; April 1, 1826, P. L. 171; May 29, 1840, P. L. 749; February 3, 1848, P. L. 18; April 5, 1849, P. L. 346; April 12, 1853, P. L. 369; March 16, 1855, P. L. 89; May 2, 1855, P. L. 391; May 16, 1857, P. L. 533; December 5, 1860, P. L. (1861) 845; March 22, 1865, P. L. 564; April 3, 1866, P. L. 418; May 1, 1879, P. L. 44.

As to Sections XLI-XLII, see the Acts of Assembly passed April 15, 1782, Chapter 982; March 24, 1832, P. L. 176; April 16, 1838, P. L. 626.

As to Section XLIII, see the Acts of Assembly passed April 16, 1838, P. L. 626; March 11, 1850, P. L. 158.

CHAPTER DXCV.

AN ACT FOR EXPLAINING AND AMENDING AN ACT, ENTITLED "AN ACT FOR GRANTING THE SUM OF SIXTY THOUSAND POUNDS TO THE KING'S USE, AND FOR STRIKING FIFTY-FIVE THOUSAND POUNDS THEREOF IN BILLS OF CREDIT AND TO PROVIDE A FUND FOR SINKING THE SAME." ¹

Whereas by an act of general assembly of this province passed in the twenty-ninth year of the reign of His late Majesty George the Second, entitled "An act for granting the sum of sixty thousand pounds to the King's use, and for striking fifty-five thousand pounds thereof in bills of credit and to provide a fund for sinking the same," ¹ and in divers other subsequent acts of assembly it was, among other things, declared and enacted that all located and unimproved lands should be rated towards sinking the bills of credit by the said several acts granted to His Majesty:

And whereas divers owners of the said located and unimproved lands have neglected or refused to pay the rates and

¹ Passed November 27, 1755, Chapter 406.

sums of money which have been laid and assessed on their lands respectively for the purposes aforesaid and doubts have also arisen whether the commissioners, sheriffs or coroners of the several counties are legally empowered and authorized to sell, dispose of and convey such located and unimproved lands in such cases where default has been made by the owners thereof in the payment of the rates heretofore laid:

For removing of which doubts and to the end that future rates and assessments may be more expeditiously collected:

[Section I.] Be it enacted by the Honorable John Penn, Esquire, Lieutenant-Governor under the Honorable Thomas Penn and Richard Penn, Esquires, true and absolute Proprietaries of the Province of Pennsylvania and 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, That as to all such located and unimproved lands that have been or hereafter shall be rated agreeable to the tenor of the said recited act, the owners whereof have refused or neglected or hereafter shall refuse or neglect to pay the said rates or assessments within the time limited by the said act, it shall and may be lawful to and for the commissioners of the respective counties for the time being, or any two of them, to advertise the said lands, together with the rates assessed thereon in the township or county in which such lands do lie or in the place or town where such owner or owners dwell, and also give public notice (which they are hereby required to do) in the Pennsylvania Gazette for at least three months that sale will be made of such part of the said land as shall be sufficient to discharge the taxes due for the same and all charges accruing by reason of the refusal or non-payment thereof; and if the owner or owners of such lands or some person or persons in their behalf do not appear and discharge and pay the said taxes with all charges as aforesaid, then the said commissioners, or any two of them, of the said respective counties are authorized and hereby empowered to sell the said lands or so much thereof as aforesaid by public vendue to such person or persons as may appear and give most for the same, returning the overplus, if

any be, to the owner or owners of such lands or their legal representatives after all necessary charges deducted as aforesaid; and when any sale shall be so as aforesaid made by the said commissioners pursuant to this act, they, or any two of them for the time being in the proper county shall make a title and conveyance thereof by deed, signed, sealed and delivered to such person or persons as shall purchase the same in fee simple, which shall be most absolute and available in law against the said delinquents and their heirs and assigns and all claiming under them.

[Section II.] And be it further enacted by the authority aforesaid, That all and every the sales of lands heretofore made by the commissioners, sheriff or coroner in pursuance of the provision made in the said recited act shall be and remain good and valid in law against the persons only for whose delinquencies such sales have been made, their heirs and assigns and all claiming under them [anything herein contained to the contrary thereof notwithstanding].

[Section III.] And be it also enacted by the authority aforesaid, That so much of the said recited act as is hereby altered and supplied be deemed to be repealed and made void, and that every other part of the same act be and remain in full force as if this act had never been made.

Passed May 27, 1769. Referred for consideration by the King in Council, February 26, 1770, and allowed to become a law by lapse of time in accordance with the proprietary charter. See Appendix XXVII, Section I, and the notes to the Acts of Assembly passed March 5, 1725-26, Chapter 289; November 27, 1755, Chapter 406.