

tive discharges as aforesaid shall thereupon proceed in all things (except as is hereinafter excepted) conformably to the purport, intent and meaning of the several acts of assembly now in force in this commonwealth for the relief of insolvent debtors not owing more than one hundred and fifty pounds to one person as aforesaid, that their several and respective discharges be equally valid and effectual and their proceedings equally good and binding to all intents and purposes whatsoever.

[Section III.] (Section IV, P. L.) Provided always and be it further enacted by the authority aforesaid, That if any creditor or creditors of the said Joseph Judson, Shem Thompson and Lawrence Powell or either of them, do not, or shall not reside in this state at the time of such proceedings before said court that the service of notice of application to the said court, or of any rule or order of the same court in the premises, on the known agent or attorney of such creditor or creditors within this state shall be equally good and effectual as if the same notice or notices were served on such creditor or creditors in person.

[Section IV.] (Section V, P. L.) Provided also that the said Joseph Judson, Shem Thompson and Lawrence Powell or either of them shall not be debarred the benefit hereby intended to be granted to them, and each of them, by reason that they, or either of them have not resided within this commonwealth for the space of two years next before his or their imprisonment.

Passed September 24, 1783. Recorded L. B. No. 2, p. 178, etc.

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## CHAPTER MXLVIII.

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### AN ACT FOR CONFIRMING THE ESTATE OF GEORGE ROTH IN CERTAIN LANDS, THE TITLE DEED BEING LOST.

(Section I, P. L.) Whereas George Roth of Marlborough township in the county of Philadelphia in the commonwealth of Pennsylvania, Yeoman, on the seventeenth day of February in

the year of our Lord one thousand seven hundred and seventy-three mortgaged a certain messuage or tenement, plantation and five several pieces or tracts of land, four of them lying in Marlborough township in the county of Philadelphia aforesaid, the one of them beginning at a white oak of his other land, thence by the same northwest ninety-five perches to a white oak, thence by his other land northeast, one hundred and fifty-six perches and a half to a stone, thence by the same and land of Peter Heist and Philip Mood southeast one hundred and sixty-eight perches to a white oak, thence by a small tract of the said George Roth, southwest fifty perches and an half to a stone, a corner of Philip Reed's land, thence by the same south seventy-nine degrees and an half west, one hundred and twenty-nine perches to the place of beginning, containing one hundred and thirty-two acres and thirty-four perches, and the allowance for roads and highways; the second of them beginning at a white oak, a corner of the said George Roth's other land, thence by the same southeast ninety-five perches to a white oak in the line of the said Philip Reed's land, thence by the same south eighty-one degrees west fifty-four perches and four-tenths to a stone in the line of George Michael Rider's land, thence by the same northwest, sixty-three perches to a post, thence by the said Rider's other land northeast forty-four perches to the place of beginning, containing twenty acres and an half and the allowance as aforesaid; the third of them beginning at a stone in the line of the said Philip Reed's land, thence by the same northeast twenty-five perches to a stone, a corner of Adam Hillegass' land, thence by the same southeast fifty-seven perches and eight-tenths to a stone and southwest twenty-five perches to a stone in the line of Andrew Ohl's land, thence by the same northwest sixty-seven perches and eight-tenths to the place of beginning, containing ten acres and the allowance as aforesaid; the fourth of them beginning at a stone a corner of the said George Roth's other land, thence by the same, and by the land of the said Philip Mood northeast, sixty-four perches to a post, a corner of Philip Reed's land, thence by the same southeast twenty perches to a post, and south sixty-two degrees and twenty minutes west, sixty-seven

perches to the place of beginning, containing four acres and the allowance aforesaid; and the fifth of them situated in upper Hanover township in the county of Philadelphia aforesaid; beginning at a white oak, a corner of George Michael Rider's land, thence by the same northwest thirty perches and an half to a stone, a corner of Leonard Thomas' land, thence by the same north forty-six degrees and an half east, one hundred and fifty-six perches and an half to a stone, a corner of Jacob Schaffer's land, thence by the same southeast, twenty-four perches to a stone, a corner of the said George Roth's other land, thence by the same south forty-four degrees west, one hundred and fifty-six perches and an half to the place of beginning, containing twenty-six acres and one hundred perches, to Daniel Roberdeau of the city of Philadelphia, in the commonwealth aforesaid, merchant, to secure the payment of three hundred pounds, lawful money of Pennsylvania aforesaid, and the interest thereof. And whereas the said Daniel Roberdeau by an instrument in writing bearing date the twenty-seventh day of August, in the year one seventy-three on the said recited indenture or mortgage endorsed, for the consideration therein mentioned did grant, bargain, sell, assign, transfer and set over unto the late trustees of the college, academy and charity school of Philadelphia in Pennsylvania aforesaid, their successors and assigns, all that the aforesaid mortgage and the messuage or tenement, plantation and five several tracts of land and premises thereby mortgaged, together with the bond therein recited, and the warrant of the attorneys to confess judgment to the said bond annexed and all the moneys therein mentioned, both principal and inte rest. And whereas the said George Roth, agreeable to the proviso in the said mortgage deed contained hath paid and discharged the mortgage moneys aforesaid. And whereas at the time of discharging the mortgage moneys aforesaid there were missing of the title deeds of the said premises a deed from Hugh Roberts to Daniel Labar; a deed from the said Daniel Labar to Philip Labar, a patent from the late proprietaries to the said Philip Labar, a deed from the said Philip Labar to John Yeckle, a deed from Adam Hillegas to the said John Yeckle, a deed from Philip Reed to the said John Yeckle, and two deeds

from the said John Yeckle to the said [John] Roth, under which several deeds or conveyances the said George Roth stands seized of and in the premises as above mentioned. And whereas as well at the time of discharging the mortgage moneys aforesaid, as at several times since, diligent search has been made for the several deeds aforesaid, and they are not now to be found, and the said George Roth in order to prevent the damages and mischiefs which may arise from the loss of the said deeds, most humbly praying that relief may be granted unto him in the premises.

[Section I.] (Section II, P. L.) Therefore be it enacted and it is hereby enacted by the Representatives of the Freemen of the Commonwealth of Pennsylvania in General Assembly met, and by the authority of the same, That the said Hugh Roberts, Daniel Labar, Philip Labar, the said late proprietaries, Adam Hillegas, Philip Reed and John Yeckle, and their heirs respectively and all and every other person or persons claiming or to claim any estate, right title or interest, in or to the said five several tracts of land, hereditaments and premises herein before described by, from or under them, or any or either of them, shall be and hereby are declared to be barred and forever excluded of and from all such claim, right, title or interest, and that the said premises shall be vested in the said George Roth, his heirs and assigns, to the only proper use, benefit and behoof of the said George Roth, his heirs and assigns forever; from and after the publication hereof, freed, exonerated and discharged of and from all such claims, rights or titles to all intents and purposes whatsoever; saving to all and every other person or persons, bodies politic and corporate, their respective heirs, successors executors and administrators (other than the said Hugh Roberts, Daniel Labar, Philip Labar, the late proprietaries, Adam Hillegas, Philip Reed and John Yeckle, their heirs and assigns) all such estates, rights, titles, interests, claims and demands of, in, to and out of the above mentioned premises vested by this act in the said George Roth, his heirs and assigns forever as aforesaid, as they, or any of them, had before the passing of this act, or could, or might have, had or enjoyed in case this act had never been made.