

## CHAPTER MCCXLIII.

AN ACT TO EMPOWER AND DIRECT ANN McFARREN, JOHN AGNEW AND WILLIAM McCLEAN ADMINISTRATORS OF ALL AND SINGULAR THE GOODS AND CHATTELS, RIGHTS AND CREDITS WHICH WERE OF AMOS McGINLEY, DECEASED, TO CONVEY CERTAIN LANDS IN HAMILTON'S BANN AND CUMBERLAND TOWNSHIPS IN YORK COUNTY TO SUNDRY PERSONS FOR WHOM THE SAID AMOS McGINLEY WAS TRUSTEE AND TO VEST THE SAME IN THE GRANTEEES.

(Section I. P.L.) Whereas in the year of our Lord one thousand seven hundred and forty-one James McGinley, Archibald Baird, John Withrow and Jeremiah Lockry contracted with Charles Carol, Esquire, for the purchase of a certain tract of land called Carol's Delight, then supposed to be in Frederick county Maryland but which by the running of the line between Pennsylvania and Maryland is situated in Hamilton's Bann and Cumberland townships in the said county of York, containing five thousand acres be the same more or less:

And whereas the said Charles Carol by the same agreement was not obliged to convey any part of the premises until the whole of the purchase money was paid but the said purchasers having divided the said land into several lots and sold the greater part of them and most of the under purchasers having paid the said Charles Carrol or the said first purchasers for their respective shares, the said Charles Carrol conveyed (by the consent of all the contracting parties) the shares of such under purchasers as had so paid in fee; but there being at the time when Charles Carrol executed said respective deeds one hundred and ninety pounds sterling due by David Blythe, Moses McClean, William Waugh, James Brice, John Maginley and James Stephenson, or those under whom they claim. And for which sum of money a certain Amos McGinley and the said William Withrow gave their joint and several bonds to the said Charles Carrol:

And whereas the said Charles Carrol by his deed bearing date the twentieth day of December in the year of our Lord one thousand seven hundred and seventy for and in consideration of the sum of five pounds sterling to him in hand paid by

the said Amos McGinley, conveyed to the said Amos McGinley and his heirs and assigns as well the purpart and share of the said Amos in the land aforesaid as the parts thereof which hath been contracted and paid for by the said David Blythe, Moses McClean, William Waugh, James Brice, John McGinley and James Stephenson or those under whom they claimed and for whom the name of the said Amos McGinley was used in trust for there respective share and the said Amos was to have conveyed to them accordingly:

And whereas the said Amos afterwards died intestate without having executed any conveyances or releases to the said David Blythe, Moses McClean, William Waugh, James Brice, John Maginley and James Stephenson or any or either of them:

And whereas after the death of the said Amos McGinley, administration of all and singular the goods and chattels, rights and credits which were of the said Amos McGinley, deceased, at the time of his death, in due form of [law] was committed to Ann, the widow of said intestate (since intermarried with Samuel McFarren) and John Agnew and William McClean:

And whereas the said Amos McGinley left lawful issue to survive him, to wit: James McGinley, his eldest son, now of full age, and Hance McGinley, Temperance McGinley, Samuel McGinley, Amos McGinley and Sarah McGinley, who are under age:

And whereas the said David Blythe, Moses McClean, William Waugh, James Brice, John Maginley and James Stephenson have presented their petition and prayed that a law may be enacted to direct and oblige the said Ann McFarren, John Agnew and William McClean or any two of them or the survivor or survivors of them to execute, deliver and acknowledge such deed and deeds, conveyance and conveyances to the said petitioners respectively in fee for their respective shares or lots of the said land on payment of their parts of said purchase money which were not paid to said Amos McGinley as the said Amos McGinley in his life time could or ought to have done:

And whereas it hath been represented by the said Ann McFarren, John Agnew and William McClean, administrators as

aforesaid, and by William Waugh and Andrew Hart, the guardians of the said minor children, and also by the said James McGinley, the son of said intestate, that the facts as before stated are just and true and have recommended that the prayer of the said petition should be allowed:

And whereas it is highly reasonable and proper that in such a case provision should be made and relief [be] granted by law:

Therefore:

[Section I.] (Section II. P.L.) 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 Ann McFarren, John Agnew and William McClean or any two of them or the survivor of them be and they are hereby directed, authorized and empowered (upon the said David Blythe, Moses McClean, William Waugh, James Brice, John Maginley and James Stephenson respectively paying and discharging any arrearages which may be due by them respectively to the administrators of the said Amos McGinley of, for or concerning their respective lots and parts of the said land according to the true intent and meaning of their respective purchases by proper deeds well and truly to be executed, delivered and acknowledged to convey to the said David Blythe, Moses McClean, William Waugh, James Brice, John Maginley and James Stephenson respectively, in fee, their several and respective shares and lots of the said land according to the proportions of the several purchases and contracts of the said David Blythe, Moses McClean, William Waugh, James Brice, John Maginley and James Stephenson.

[Section II.] (Section III. P.L.) And be it further enacted by the authority aforesaid, That upon the execution and delivery of the said deeds respectively by the said Ann McFarren, John Agnew and William McClean or any two of them or the survivor of them to the said David Blythe, Moses McClean, William Waugh, James Brice, John Maginley and James Stephenson respectively for their several and respective parts and lots of the said land in manner aforesaid, that they the said David Blythe, Moses McClean, William Waugh, James Brice,

John Maginley and James Stephenson shall be severally and respectively seized in fee of their said several lots and parts of the said land in as full and ample manner as if the same had been conveyed by the said Amos McGinley in his lifetime.

Passed September 21, 1786. Recorded L. B. No. 3, p. 134, etc.

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CHAPTER MCCXLIV.

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AN ACT FOR ERECTING THE NORTHERN PART OF THE COUNTY OF NORTHUMBERLAND INTO A SEPARATE COUNTY.

(Section I. P.L.) Whereas many of the inhabitants of the northern part of the county of Northumberland have by their petition to the general assembly of this state represented the inconveniences which they are subject to by the large extent of the said county of Northumberland and the great distance which the said petitioners dwell from the county town where the courts of justice and the public offices of the same county are held and kept:

For remedy whereof:

[Section I.] (Section II. P.L.) 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 all and singular the lands lying within that part of the county of Northumberland which lie within the bounds and limits herein after described shall be erected into a separate county. That is to say: Beginning at the mouth of Nescopeck creek and running along the south bank thereof eastward to the head of said creek, from thence a due east course to the head branch of Lehigh creek, then along the east bank of said Lehigh creek to the head thereof, from thence a due north course to the northern boundary of the state, thence westward along the said boundary till it crosses the east branch of Susquehanna, and then along the said northern boundary fifteen miles west of the said river Susquehanna, thence by a straight line to the head of Towanda creek, thence