

Section I. (Section I, P. L.) 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 it shall and may be lawful for Joseph Marshall and William Marshall, two of the executors and surviving sons of said Andrew Marshall deceased, either by public or private sale, to sell and convey all the right, title and estate, which the said Andrew Marshall, the testator had at the time of his decease to any lands and tenements, lying and being within this commonwealth, and the sale and conveyances made by the said Joseph Marshall and William Marshall to any purchaser or purchasers shall be as good and available in law, as if the same had been made by said Andrew Marshall, the testator in his lifetime, the proceeds of which sale shall go in the same manner and proportion and to the same persons or their legal representatives, as is directed by the last will and testament of the aforesaid Andrew Marshall: Provided, that before the said Joseph Marshall and William Marshall shall proceed to sell the said lands, they shall enter into bonds with sufficient surety to be approved of by the orphans court, of the county of Franklin, to the register of wills, for the said county for the due execution of the trust hereby reposed in them, and for the faithful approbation of the proceeds of the said sale, agreeably to the intention and directions of the testament and last will of the said Andrew Marshall, deceased.

Approved February 15, 1808. Recorded in L. B. No. 11, p. 172.

CHAPTER MMCMXV.

AN ACT TO DECLARE MASQUERADES AND MASQUED BALLS TO BE COMMON NUISANCES, AND TO PUNISH THOSE WHO PROMOTE OR ENCOURAGE THEM.

Section I. (Section I, P. L.) 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 masquerades and masqued balls, be, and they are hereby declared to be common nuisances; and every housekeeper within this commonwealth, who shall knowingly permit or suffer a masquerade or masqued ball to be held or given in his or her house, and every person who shall set on foot, promote or encourage, any masquerade or masqued ball, and every person who shall knowingly attend or be present at any masquerade or masqued ball, in mask or otherwise, being thereof legally convicted, in the mayor's court of the city of Philadelphia, or in any court of quarter sessions of the peace, or oyer and terminer and general jail delivery, shall, for each and every such offense, be sentenced to an imprisonment not exceeding three months, and to pay a fine not exceeding one thousand nor less than fifty dollars, and to give security in such sum as the court may direct to keep the peace and be of good behavior for one year.

Section II. (Section II, P. L.) And be it further enacted by the authority aforesaid, That the offenses declared in and by the first section of this act, shall be prosecuted by indictment, in the following form: to wit, "The grand inquest of the commonwealth of Pennsylvania, inquiring for the _____ of _____ upon their oaths and affirmations respectively, do present, That _____ late of the said _____ on the _____ day of _____ in the year of our Lord, one thousand eight hundred and _____ at the _____ aforesaid, and within the jurisdiction of this court, did set on foot, promote and encourage a masquerade, within the _____ aforesaid, to the great danger of the public morals, to the common nuisance of all the good citizens of this commonwealth, contrary to the form of the act of assembly in such case made and provided, and against the peace and dignity of the commonwealth of Pennsylvania;" under which indictment any of the offenses, declared in and by the first section of this act, may be given in evidence, as if the same had been therein particularly set forth and described; and no exception shall be allowed to such indictment for insufficiency of form.