

HOUSE....No. 191.

[Reported by the Committee on Probate and Chancery.]

Commonwealth of Massachusetts.

In the Year One Thousand Eight Hundred and Forty-Eight.

RESOLVE

On the Petition of Sarah W. Hale.

Resolved, for the reasons set forth in said petition, that the said Sarah W. Hale shall be, and she is hereby, authorized and empowered to sell, at any time, at public or private sale, at her discretion, all the real estate described in a resolve of the legislature of Massachusetts, passed on the eighteenth day of March, one thousand eight hundred and forty-five, being chapter ninety-one of resolves of that year, which has not been sold under the authority of the same. And the said Sarah shall pay over the proceeds of said sales to the surviving trustee, appointed in and by the last will and testament of Moses Brown, Esq., late of Newburyport, in the county of Essex, deceased; and the said trustee shall hold and invest the same, to the same uses,

and ultimate disposal, as is provided in said will respecting the real estate above referred to.

Provided, that the said Sarah W. Hale shall give satisfactory bonds to the judge of probate for the county of Essex, before any sale shall be made under this resolve, that she will faithfully execute the power hereby committed to her, and pay over said proceeds, in full, to said trustee, immediately after receiving the same.

Provided, also, that the said trustee shall first give satisfactory bonds, to the said judge of probate, that he will faithfully execute the powers hereby granted to him.

And provided, further, that, whenever sales of said real estate shall amount to the sum of ten thousand dollars, new bonds, with new sureties, shall be given to the judge of probate aforesaid, by the said Sarah W. Hale, and also by the said trustee, before any further sales shall be made. And whenever the said sales shall amount to twenty thousand dollars, then other new bonds, with new sureties, shall be given as above stated; and so on, as often as there shall be sales made, amounting to an additional ten thousand dollars, in any case, new bonds shall be required, as above, before any further sales shall be made. And no sale, under this resolve, shall be valid, unless the above conditions are fully complied with.

SENATE, April 21, 1848.

Passed to be engrossed.

Sent down for concurrence.

CHAS. CALHOUN, *Clerk.*