

PATENTING OF LANDS
Act of Jan. 25, 1816, P.L. 9, No. 12
AN ACT

Cl. 68

Concerning the patenting of lands.

Section 1. Duty of Secretary of Land Office in regard to patents

The Secretary of the Land Office of this Commonwealth be and he is hereby authorized to settle the accounts of all persons who may apply for patents, either by themselves, their agents or attorneys, and be entitled to the same, on or before the first day of May, 1817, and who are indebted to the Commonwealth for the purchase money of lands and interest due thereon, and on the payment of the usual fees of office the said Secretary of the Land Office shall issue patent or patents to such persons for his, her or their respective lands, and on the same patent or patents certify the amount of the purchase money and interest due for the land therein described, which aggregate sum shall bear interest from the date of the certificate, and shall be and remain a lien on the said land until the money shall have been paid; and such persons receiving patents as aforesaid, their heirs and assigns, shall be permitted either at the time of issuing the patents or at any time thereafter, to pay the whole or any part of the interest and of the aggregate sum aforesaid, and receive a credit upon the patent for the same. 1816, Jan. 25, P.L. 9, 6 sm.L. 309, Sec. 1.

Section 2. Patents and certificates to be recorded

Said patents and certificates thereon shall be recorded in the recorder's office of the county in which the land lies, in a book to be provided for that purpose, at the usual fees for the like number of words, which record shall be notice to all persons, and may be used as evidence before any court or magistrate of the sum due to the Commonwealth, sufficient to maintain a suit against the patentee, his heirs, executors, administrators or assigns: Provided, That if the record so as aforesaid directed, should not be made within six months from the date of such patent or patents, the same patent or patents shall be void and of no validity or effect whatever. 1816, Jan. 25, P.L. 9, sm.L. 309, Sec. 2.

Section 3. To whom patents may issue

Patents may issue under this act to any trustee or trustees holding lands, or to any guardian or guardians of minors duly appointed, or to any executor or executors to whom the sale or disposal of the land to be patented is given by the last will and testament of their testator, for the use and benefit of those entitled, which trustee or trustees, guardian or guardians, executor or executors, are hereby authorized to apply for the same. 1816, Jan. 25, P.L. 9, sm.L. 309, Sec. 3.

Section 4. Interest to be charged on principal and interest due

It shall be the duty of the Secretary of the Land Office, on the settlement of any account for moneys due on lands, other than those due on mortgage or lien, within any part of this

commonwealth, except such lands as are situate north and west of the rivers Ohio and Allegheny and Conewango Creek, to ascertain the amount of the principal and interest due at the time of passing this act, upon such account, and upon the aggregate amount so found due it shall be his duty to charge interest until the amount of the account shall have been discharged. 1816, Jan. 25, P.L. 9, 6 sm.L. 309, Sec. 4.

Section 5. Recorder of deeds to enter satisfaction on record
The recorder of deeds in the respective counties, upon a receipt of the State Treasurer produced for the whole of the purchase money and interest charged against any tract of land, shall enter satisfaction upon the record, and the lien against such land shall thereupon cease and determine. 1816, Jan. 25, P.L. 9, 6 sm.L. 309, Sec. 5.

Section 6. And be it further enacted by the authority aforesaid, That an act entitled "An act to encourage the patenting lands, and for other purposes," passed the fourth day of April, one thousand eight hundred and five, the first section of an act entitled "An act directing the mode of settling accounts in the land office, and to prevent frauds in obtaining warrants for land," passed the thirteenth day of April, one thousand eight hundred and seven, the third and fourth sections of the act entitled, "A further supplement to the act, entitled An act for offering compensation to the Pennsylvania claimants of certain lands within the seventeen townships in the county of Luzerne, and for other purposes therein mentioned," passed the twenty-third day of January, one thousand eight hundred and eleven, be, and the same are hereby repealed: Provided, That nothing herein contained shall be so construed as to interfere with or invalidate any proceeding which may have heretofore commenced or been completed under the acts, or either of them, hereby repealed.