

“91. That if on the trial of any indictment heretofore had in any court in this state, for any crime or misdemeanor included within the provisions of the next preceding section of this act, any exception hath been taken or had to any decision of the court during the trial of such indictment, to the prejudice or injury of any defendant in the same indictment, it shall be the duty of the judge to settle a bill of the said exceptions, and to sign and seal the same bill, when two counsellors at law shall have certified the said exceptions to have been well taken, to the end that the same be returned with a writ of error to the court having cognizance thereof, and to the end that speedy justice may be done,” shall be and the same is hereby amended so that it shall be enacted and read as follows:

91. That if on the trial of any indictment in any court of this state, for any crime or misdemeanor, any exception shall be taken to any decision of the court during the trial of such indictment, to the prejudice or injury of any defendant in the same indictment, it shall be the duty of the judge to settle a bill of such exceptions, and to sign and seal the same bill, to the end that the same be returned with a writ of error to the court having cognizance thereof, and to the end that speedy justice may be done.

4. SEC. 3. That when such exceptions shall have been taken and the judge or judges of the court aforesaid shall have died without having sealed the same, the cause shall be heard in the court to which the writ of error is returnable, upon such exceptions being stated and agreed to in writing by the attorney-general or prosecutor of the pleas on the one side, and the attorney of the defendant on the other; or if such attorneys cannot agree thereto, the said exceptions shall be settled and sealed on five days' notice by any justice of the supreme court, as the same shall be found by him to have been in fact taken, and shall be returned with the writ of error.

5. SEC. 4. That the bill of exceptions taken under this act shall contain only so much of the evidence as may be necessary to present the questions of law upon which exceptions were taken at the trial, and it shall be the duty of the court or judge upon the settlement of the bill to strike out of the same all the evidence and other matters which shall not have been necessarily inserted.

Descent.

A supplement to an act directing the descent of real estate, approved April sixteenth, one thousand eight hundred and forty-six.

Approved March 9, 1877. P. L. 1877, p. 191.

1. That when any illegitimate person shall die seized of any lands, tenements or hereditaments, in his or her own right, in fee simple, without devising the same in due form of law, and without leaving lawful issue, (and leaving a mother), then the inheritance shall go to the mother of the said person so seized; *provided, always*, that nothing contained in this act shall be construed or taken to bar or injure the rights or estate of a husband, as a tenant by the curtesy, or a widow's right of dower, or to make void or in any way affect any marriage settlement.

Disorderly Persons.

A supplement to the act entitled “An act concerning disorderly persons,” approved April ninth, one thousand eight hundred and seventy-five.

Approved March 9, 1877. P. L. 1877, p. 186.

1. That in all cities in this state having a population of over fifteen thousand inhabitants and less than thirty-five thousand inhabitants, and having police courts or police justices, paid by a fixed salary, all persons