

eight hundred and fifteen (Pamphlet Laws, one hundred seventy-seven), entitled "An act to amend the act, entitled 'An act directing the mode of selling unseated lands for taxes, and for other purposes,'" is hereby amended to read as follows:

Section 2. act of March 13, 1815 (P. L. 177), amended.

Section 2. *And be it further enacted by the authority aforesaid*, That from and after the passing of this act, when any treasurer, who shall have made sale of unseated lands, as aforesaid, shall die or be removed from office, *or when the term of office of such treasurer shall have expired*, before any deed or deeds are executed by him to the purchaser or purchasers, then, and in every such case, it shall be the duty of the treasurer, for the time being, to perfect such title and execute a deed or deeds to the purchaser or purchasers, and they are hereby empowered and required, upon the full discharge and payment of the money or price for which the said lands were sold, with such cost and charges as remain unpaid to the former treasurer, to make, execute and acknowledge any deed or deeds, and to perform and do all other matters and things that by the former treasurer might, could or ought to have been performed or done, which, when done, shall be held and adjudged as effectual in law as if the title had been completed by the former treasurer; *and any deed or deeds heretofore executed by any treasurer in accordance with this section are hereby validated.*

Completion of title in case of death or expiration of term of treasurer.

Validation.

APPROVED—The 13th day of April, A. D. 1933.

GIFFORD PINCHOT

No. 30

AN ACT

For the development and use of unredeemed seated and unseated lands purchased by county commissioners at tax sales; providing for the holding and permanent retention of such lands by the county for forest or recreational uses beneficial to the local community, or for their transfer to the State, under suitable restrictions for similar uses, subject to certain annual charges; providing for the use of revenues derived from such lands; providing a procedure for the discharge of liens of record against such lands by sale after notice to owners and lien creditors; providing for the sale by counties of such lands as are retained by the county; providing for the appointment by local State Forest Advisory Councils; and conferring powers upon the Department of Forests and Waters and the Board of Game Commissioners with respect to the acquisition and exchange of such lands, their proper organization and development, and the acceptance of gifts of lands.

Section 1. Be it enacted, &c., That the following terms, as used in this act, are hereby defined as follows:

County or State forests.

"County Forests," defined.

"County Forests." Lands owned and retained by a county and organized systematically for the purpose of facilitating proper management for forestry and recreational purposes.

"State Forests," defined.

"State Forests." Lands deeded by the county commissioners of a county to the State for organization and management as public forests or recreation areas, the county retaining an interest in all future net financial returns therefrom.

Unredeemed lands as county or State forests.

Section 2. Whenever any seated or unseated lands are sold at a county treasurer's sale to the county commissioners and said lands are not redeemed within a period of two years as provided by law, the county commissioners may, if the Department of Forests and Waters or Board of Game Commissioners within one year do not record with the county commissioners a desire to acquire such lands for State forests or State game lands, retain such lands as county forests, or, under the provisions of this act, convey such lands to the State as State forests. Such lands shall, however, not be deemed to be held and retained as county forests nor for transfer to the State as State forests until the board of county commissioners shall first duly adopt a resolution for such purposes and spread the same upon its minutes.

Resolution of intention.

Lands, having liens attached, not to be retained or transferred.

Section 3. Except as hereinafter provided, no such lands shall be held and retained as county forests, or be transferred to the State as State forests by the county, against which there are any liens of record which have not been discharged by the county treasurer's sale or by failure to redeem the same. In case the county commissioners desire to retain and hold such lands as county forests or to convey them to the State as State forests, they may, after holding such lands for a period of two years after the county treasurer's sale, advertise such lands separately for sale in the manner provided by law for the advertisement of sales for taxes by county commissioners. A notice of the place and time of such sale shall be served on the owner of such lands and on any lien creditor, if known, and, if their whereabouts are unknown, then such notices shall be sent by registered mail, addressed to the last known post office address of the owner and lien creditor, and a return of the card showing receipt of such letter, or the return of the letter itself showing a refusal to accept delivery or a failure to deliver, shall be deemed sufficient service.

Method of discharging liens.

Resale to commissioners.

Section 4. If at the time of such sale, sufficient is not bid for such lands to pay taxes, penalties, interest and costs due thereon by the owner, lien creditor, the Department of Forests and Waters, the Board of Game Commissioners, or any other person, the lands shall then be sold to the county commissioners without any consideration or money charge. In either event, such sale

shall discharge all liens of record against such lands. Thereafter such lands may be held and retained as county forests, or be conveyed to the State as State forests, in the manner provided by this act.

Section 5. (a) Whenever the board of county commissioners shall retain lands for county forests as provided for in this act, the county shall become liable to pay to the township and to the school district, in which such lands are located, each an annual charge of two cents per acre for road and school purposes; and all county, township, road, school, and poor taxes, theretofore assessed against such lands and unpaid, shall be and are hereby abated. No further taxes shall thereafter be assessed against such lands so long as the same are retained and held by the county as county forests.

Annual charge on lands held as county forests.

Prior taxes abated.

(b) The county commissioners shall have full power to develop any lands so held and retained as county forests, and, for such purposes, to employ persons, including especially those unemployed and who are in need of public assistance, to sell any forest products found or produced thereon, and to lease areas thereof or buildings thereon at such prices or rentals as may be agreed upon.

Power to develop lands.

(c) The Department of Forests and Waters and the Board of Game Commissioners shall assist, advise and cooperate with counties in the development of county forests, and may furnish technical assistance free and also nursery stock for planting on such county forests for forest plantations and game cover, as the case may require, at a price not exceeding the cost of production.

Assistance by State.

(d) The county commissioners may, at any time, transfer any such county forests to the Department of Forests and Waters or the Board of Game Commissioners for State forests or State game lands, for such price as may be agreed upon, and make deed therefor to the purchaser, or they may make application, in the manner prescribed in this act, for the transfer of such lands to the State as State forests.

Transfer of county forests to State.

Section 6. (a) Whenever the county commissioners shall desire to deed to the State for State forests any such seated or unseated lands acquired as provided in this act, they shall make application in writing to the Department of Forests and Waters, using an application form furnished by that department. Such lands shall not, however, be deemed to have been retained for the purpose of transfer to the State for State forests until the board of county commissioners shall first duly adopt a resolution expressing their desire to file an application with the Department of Forests and Waters to transfer such lands and spread the resolution upon its minutes.

Procedure for transfer.

(b) In order to have its application accepted for the establishment of State forests in a county, the board of county commissioners must demonstrate to the Department of Forests and Waters—

Application for establishment of State forest.

1. That it has in its possession a total of at least one thousand acres of such land which it offers to deed to the State for the establishment of State forests in the county, that no single piece of such land is less than one hundred acres in area, and that such one thousand acres is located within a radius of five miles.

2. That it is willing to deed the necessary land free of any and all costs to the State for the purpose of assisting in the establishment of such State forests.

3. That it is willing to convey to the Department of Forests and Waters all title, rights and control over the management of such lands when established as State forests; in return for which the State shall pay an annual charge of five cents (5c) per acre for such lands as are included in the State forests for county, road and school purposes, in the same manner as in the case of State forest lands, and a share of not to exceed twenty-five per centum (25%) of the net income derived from the operation of such State forests in the county, if and when such net income eventuates, which shall be for the use of the county.

Annual charge
on State
forests.

Inspection and
acceptance.

(c) After the date of the filing of an application for the establishment of State forests in a county, if the application appears to fulfill the necessary conditions, the Department of Forests and Waters shall cause to be inspected the areas covered by the said application. If after inspection the department finds that the conditions on the ground are in accord with the application and that they fulfill the legal requirements, then the department shall notify the board of county commissioners that its application has been accepted and shall instruct them to proceed with the preparation of the necessary deeds and papers required for the transfer of title to the lands to the State for the establishment of a State forest. Upon the proper conveyance of the title to the lands, the Department of Forests and Waters shall proceed with the work of organizing the lands as State forests following the dictates of sound forest and land management.

Report.

(d) Each year the Department of Forests and Waters shall file a report with the board of commissioners of the county, which shall include a financial statement of receipts and payments and net income, if any, covering the administration of the State forests.

Transfer of
additional
unredeemed
lands to
State.

Section 7. After the establishment of State forests in any county, if the board of county commissioners desires to add to the area of the State forests by further transfers of unredeemed seated or unseated lands held or acquired by the board in accordance with the provisions of this act, they may do so by making application with the Department of Forests and Waters in the manner hereinbefore provided. The Department of Forests and Waters is also herewith empowered to accept as gifts any lands which in the department's judgment will be use-

Gifts of
lands.

ful or valuable additions to the State forests already established. The Department of Forests and Waters is also authorized to add to the area of State forests in a county through purchase, when funds are available, at prices not to exceed five dollars (\$5.00) per acre, and it is also empowered to make such exchanges of land as in its judgment will benefit the State forests.

Purchase
of lands.

Section 8. In every county where State forests are established, the Department of Forests and Waters, acting in coöperation with the board of county commissioners, shall appoint a local State Forest Advisory Council for that county. This council shall consist of nine persons, who shall serve without pay, and whose duties shall be educational and advisory. As far as possible, the council should include public spirited residents of the county from the following walks of life:

Local State
Forest Advisory
Council.

1. A farmer working on a farm in the county.
2. A woodworker in the forests of the county.
3. A teacher from a rural school.
4. A teacher from a high school or college in the county.
5. A logger or sawmill man operating in the county.
6. A labor union delegate from a labor union in the county.
7. A worker from a wood-using industry in the county.
8. A representative from a sportsmen's organization in the county.

It shall be the duty of this council to be the intermediary between the people of the county and the representative of the Department of Forests and Waters administering the State forests in the county. The appointments to the council shall be for three years, and shall rotate by having three new appointments and three terminations occur annually.

Section 9. All acts and parts of acts inconsistent herewith are hereby repealed.

Repeal.

APPROVED—The 13th day of April, A. D. 1933.

GIFFORD PINCHOT

No. 31

AN ACT

To amend section one of, and to add section two to, the act, approved the twenty-fifth day of June, one thousand nine hundred and thirty-one (Pamphlet Laws, thirteen hundred sixty-four), entitled "An act prohibiting the use of counterfeit or spurious coins in automatic instruments or machines; and providing a penalty," by including devices or substances other than metal, and by providing penalties for the manufacture for sale, or sale or gift, of counterfeit or spurious coins for the fraudulent operation of automatic instruments or machines.

Section 1. Be it enacted, &c., That the act, approved the twenty-fifth day of June, one thousand nine hundred

Counterfeit
coins or
devices.