

tion provided for the reception, care, treatment and maintenance of mental patients, an appeal shall lie in the same manner and with like effect as if sentence to a prison, workhouse or penitentiary had been imposed in the case. Such appeal may be taken by either the defendant or the attorney for the defendant.

Section 2. This act shall become effective immediately upon its final enactment. When effective.

APPROVED—The 20th day of June, A. D. 1935.

GEORGE H. EARLE

No. 160

AN ACT

To further amend section seven of the act, approved the twenty-sixth day of April, one thousand eight hundred fifty-five (Pamphlet Laws, three hundred twenty-eight), entitled "An act relating to corporations and to estates held for corporate, religious, and charitable uses," by changing the method of holding the title to and controlling real and personal property heretofore or hereafter bequeathed, devised, or conveyed for the use of any church, congregation, or religious society; and conferring jurisdiction upon courts of equity to enforce the provisions hereof.

Section 1. Be it enacted, &c., That section seven of the act, approved the twenty-sixth day of April, one thousand eight hundred fifty-five (Pamphlet Laws, three hundred twenty-eight), entitled "An act relating to corporations and to estates held for corporate, religious, and charitable uses," as last amended by the act, approved the twentieth day of May, one thousand nine hundred and thirteen (Pamphlet Laws, two hundred and forty-two), is hereby further amended to read as follows:

Charters, churches, etc.

Control of property, real and personal.

Section 7, act of April 26, 1855 (P. L. 328), as last amended by act of May 20, 1913 (P. L. 242), further amended.

Section 7. Whensoever any property, real or personal, [other than funds from plate, Christmas, and Easter collections, and annual voluntary contributions for salaries of clergy, teachers, organist and sexton] *has heretofore been or shall hereafter be bequeathed, devised, or conveyed to any ecclesiastical corporation, bishop, ecclesiastic, or other person, for the use of any church, congregation, or religious society, for or in trust for religious worship or sepulture, or for use by said church, congregation, or religious society, for a school, educational institution, convent, rectory, parsonage, hall, auditorium, or the maintenance of [either] any of these, the same shall be taken and held subject to the control and disposition of [the lay members] such officers or authorities of such church, congregation, or religious society, [or the control and disposition of such constituted officers or representatives thereof, as shall be composed of a ma-*

How to be taken and held.

Officers, etc.

jority of lay members, citizens of Pennsylvania] having a controlling power according to the rules, regulations, usages, or corporate requirements [thereof so far as consistent herewith] of *such church, congregation, or religious society*, which control and disposition shall be exercised in accordance with and subject to the rules and regulations, usages, canons, discipline and requirements of the religious body, *denomination* or organization to which such church, congregation, or religious society shall belong, [Provided, It shall be lawful for the majority of the male members, of lawful age, of any unincorporated church, congregation, or religious society, to choose for their trustee or trustees any other person or persons than a layman; and, whenever not previously declared, to declare the manner in which the title to their said trust property shall be held and conveyed, subject, however, to all the terms and conditions upon which the same may have been bequeathed, devised, or conveyed to such unincorporated church, congregation, or religious society; and, upon due proof of such consent, any court having jurisdiction over trusts may direct the legal title to be conveyed accordingly] but nothing herein contained shall authorize the diversion of any property from the purposes, uses, and trusts to which it may have been heretofore lawfully dedicated, or to which it may hereafter, consistently herewith, be lawfully dedicated: And provided, All charters heretofore granted for any church, congregation, or religious society, without incorporating therein the requirement that the property, real and personal, of such corporation, shall be taken, held, and enure subject to the control and disposition as herein provided, but which are in other respects good and valid, and shall be in all respects as good and valid, for all purposes, as if the said requirement had been inserted therein when the said charters were originally granted; and the title to all property, real and personal, [other than the funds above excepted] heretofore bequeathed, devised, or conveyed to such church, congregation, or religious society, or which may have heretofore been granted or conveyed by such corporation, shall be firm and stable forever, with like effect as though the said requirements had been contained in the charter of such corporation when the same was originally granted: Provided, That all property, real and personal, [other than the funds above excepted, now] held by such existing corporation, shall enure, and be taken and held, subject to the control and disposition as herein provided, with like effect as though such provision had been inserted in the charter of such corporation when originally granted, any other or different provision therein notwithstanding.

Proviso.

Omission  
in charter.

Validation  
of certain  
charters.

Titles.

Proviso.

Jurisdiction.

Section 2. Jurisdiction is hereby conferred upon courts of equity to enforce the provisions of this act.

Section 3. This act shall become effective immediately upon its final enactment. When effective.

APPROVED—The 20th day of June, A. D. 1935.

GEORGE H. EARLE

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No. 161

AN ACT

To add section four hundred and forty-nine to the act, approved the second day of May, one thousand nine hundred and twenty-nine (Pamphlet Laws, one thousand two hundred seventy-eight), entitled "An act relating to counties of the second, third, fourth, fifth, sixth, seventh and eighth classes; and revising, amending and consolidating the laws relating thereto," authorizing counties of the third class to appropriate money to county poor districts for hospital purposes.

Section 1. Be it enacted, &c., That the act, approved the second day of May, one thousand nine hundred and twenty-nine (Pamphlet Laws, one thousand two hundred seventy-eight), entitled "An act relating to counties of the second, third, fourth, fifth, sixth, seventh and eighth classes; and revising, amending and consolidating the laws relating thereto," is hereby amended by adding thereto the following new section:

Counties  
of the third  
class.

Section 449  
added to act of  
May 2, 1929  
(P. L. 1278).

*Section 449. Appropriation by Counties of the Third Class to Poor District for Hospital Purposes.—The board of commissioners of any county of the third class may, upon request of the directors of the poor of any poor district coextensive with the county, appropriate moneys not exceeding one hundred thousand dollars (\$100,000) to any such poor district for the sole purpose of erecting a new hospital, or constructing an addition or additions to any existing poor district hospital.*

Section 2. The provisions of this act shall become effective immediately upon its final enactment.

When effective.

APPROVED—The 20th day of June, A. D. 1935.

GEORGE H. EARLE

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No. 162

AN ACT

Authorizing the taking of oaths and affidavits by certain employees of the Department of Military Affairs for limited purposes.

Section 1. Be it enacted, &c., That employees of the Department of Military Affairs of this Commonwealth, whose specific duty is to aid and assist veterans and their widows, children, and dependents in the prosecu-

Employees of  
the Department  
of Military  
Affairs.