

No. 525

AN ACT

Providing for the commencement of civil actions for damages arising from any accident or injury occurring upon real estate, the footways, sidewalks, and curbs adjacent thereto; and providing for the service of process in such cases.

Section 1. Be it enacted, &c., That in cases where claims are made for damages arising from any accident or injury occurring upon real estate, the footways, sidewalks, and curbs adjacent thereto, it shall be lawful to commence an action for the recovery of damages in any court of record in the county wherein the real estate, footways, sidewalks, and curbs, are located, and service of process may be made by the sheriff of the county in which the action is brought, by deputizing the sheriff of the county wherein the defendant resides or where service may be had upon such defendant under the existing laws of this Commonwealth, in like manner as process may be now served in the proper county.

Accident or injury damage claims.

Real estate; footways; sidewalks; curbs.

Action in any court of record

Service of process.

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

When effective

APPROVED—The 1st day of July, A. D. 1937.

GEORGE H. EARLE

No. 526

AN ACT

To amend section twenty-one of the act, approved the seventh day of June, one thousand nine hundred and seventeen (Pamphlet Laws, three hundred sixty-three), entitled "An act relating to the organization, jurisdiction and procedure of the orphans' courts; the powers and duties of the judges thereof; and appeals therefrom," by authorizing the orphans' court to conduct jury trials to determine issues awarded by it, and regulating the procedure and appeals in such cases.

Section 1. Be it enacted, &c., That section twenty-one of the act, approved the seventh day of June, one thousand nine hundred and seventeen (Pamphlet Laws, three hundred sixty-three), entitled "An act relating to the organization, jurisdiction and procedure of the orphans' courts; the powers and duties of the judges thereof; and appeals therefrom," is hereby amended, by adding at the end thereof a new subdivision to read as follows:

Section 21, act of June 7, 1917 (P. L. 363), amended.

Section 21.

(d) *In any case where the orphans' court may deem it expedient or shall be required to send an issue to the court of common pleas for the trial of facts by a jury, the orphans' court, or a judge thereof, may, in its or his discretion, draw a jury, and a judge of said*

Jury trials by orphans' court.

court shall preside at the trial of said issue. The panel of jurors drawn for service in the common pleas court of the county in which the orphans' court is located shall be available for such service in the orphans' court when required, and in counties where there is a separate orphans' court, the orphans' court and the courts of common pleas of said county shall, by appropriate rules, provide for and regulate the manner in which the jurors shall be made available and sent to the orphans' court when required for the trial of issues therein.

Unless and until the orphans' court otherwise directs, the appropriate rules of the common pleas courts of said county shall apply to jury trials of issues in the orphans' court, and matters relating to such trials shall be heard and disposed of by the orphans' court.

The entry of judgments in such cases shall have the same force and effect and be subject to appeals in the same manner as appeals in like cases are now taken in the common pleas courts from judgments on issues certified by the orphans' court, except that only one appeal shall be taken and that shall be from the final decree of the orphans' court, upon which appeal all alleged errors may be assigned, whether arising in the jury trial or otherwise.

APPROVED—The 1st day of July, A. D. 1937.

GEORGE H. EARLE

No. 527

AN ACT

To validate conveyances, purporting to be the act and deed of a corporation, heretofore erroneously executed and acknowledged, or executed and acknowledged by persons purporting to be agents of, or trustees for, a corporation which has since been dissolved.

Errors in deeds
of corporate
grantors.

Section 1. Be it enacted, &c., That where any deed of conveyance heretofore executed, purporting to be the act and deed of a corporation, shall have failed therein to specifically name the corporation as the grantor, and shall have been erroneously executed by failure to affix the corporate seal, or otherwise, and shall have been erroneously acknowledged; or where any deed of conveyance has been executed and acknowledged by persons purporting to act as agents of, or trustees for, a corporation, although failing therein to specifically name the corporation, and the said real estate so conveyed was in fact the property of the corporation, and the consideration money was in fact received by said corporation, and said corporation has been since dissolved, such deed

Which validated.