

existed or shall hereafter exist in the United States, or any foreign country or territory, or upon the high seas; or who was in active service in the militia of the State of Pennsylvania, under and in pursuance of any proclamation issued by the Governor during the Civil War, and not duly mustered into the service of the United States; and who was honorably discharged or relieved from such service, and shall hereafter die within their county or shall die beyond their county and shall have had a legal residence within their county at the time of his death. *The county commissioners shall expend a like sum toward the funeral expenses of any soldier, sailor, or marine, having a legal residence within their county, who shall die anywhere within or outside the United States while in the service of the United States during times of war:* Provided, however, That the county commissioners shall not contribute any moneys toward the funeral expenses of any such soldier, sailor, or marine where the total expense of any such funeral, including said allowance of seventy-five dollars, shall exceed *three* hundred dollars.

Discharge.

Death while in service.

APPROVED—The 21st day of April, A. D. 1921.

WM. C. SPROUL.

No. 135.

AN ACT

To amend section one of an act, approved the first day of June, one thousand eight hundred and eighty-three (Pamphlet Laws, fifty-eight), entitled "An act empowering and directing the county commissioners of any county to purchase ground at the county-seat for the erection thereon of such building or buildings as may be necessary for the accommodation of the courts, and of the several officers of the county, and for the reception and safe-keeping of the records and other papers in charge of such officers; and also such other building or buildings as may be necessary and proper for the purposes of a county jail or workhouse, when occasion shall require the erection of such building or buildings, and in case the said ground cannot be obtained by agreement with the owner or owners at a reasonable price in the estimation of said commissioners, then to resort to condemnation," as amended, by providing for the purchase and condemnation of ground at or near the county-seat.

Section 1. Be it enacted, &c., That section one of an act, approved the first day of June, one thousand eight hundred and eighty-three (Pamphlet Laws, fifty-eight), entitled "An act empowering and directing the county commissioners of any county to purchase ground at the county-seat for the erection thereon of such building or buildings as may be necessary for the accommodation of the courts, and of the several officers of the county, and for the reception and safe-keeping of the records and other papers in charge of such officers; and also such other building or buildings as may be necessary and proper for the purposes of a county

County Commissioners.

jail or workhouse, when occasion shall require the erection of such building or buildings, and in case the said ground cannot be obtained by agreement with the owner or owners at a reasonable price in the estimation of said commissioners, then to resort to condemnation," which, as amended by an act, approved the nineteenth day of June, one thousand nine hundred and eleven (Pamphlet Laws, ten hundred thirty-nine), entitled "An act to amend the first section of an act, approved the first day of June, Anno Domini one thousand eight hundred and eighty-three, entitled 'An act empowering and directing the county commissioners of any county to purchase ground at the county-seat for the erection thereon of such building or buildings as may be necessary for the accommodation of the courts, and of the several officers of the county, and for the reception and safe-keeping of the records and other papers in charge of such officers; and also such other building or buildings as may be necessary and proper for the purpose of a county jail or workhouse, when occasion shall require the erection of such building or buildings; and in case the said ground cannot be obtained by agreement with the owner or owners at a reasonable price, in the estimation of said commissioners, then to resort to condemnation,' by fixing the number of the viewers at three," reads as follows:—

"Section 1. Be it enacted, &c., That it shall be lawful for the county commissioners of any county, on the report of two successive grand juries, heretofore or hereafter to be made, and the approval of the same by the court of quarter sessions of such county, that the necessities of the county require ground at the county-seat for the purpose of the erection or extension of such building or buildings as may be necessary for the accommodation of the courts, and of the several officers of the county, and for the reception and safe-keeping of the records and other papers in charge of such officer, and also other building or buildings as may be necessary and proper for the purposes of a county jail or workhouse, or any or either of them, to purchase ground for the purposes aforesaid, subject to the approval of the president judge or judges of the court of common pleas of the proper county; and in case said ground, so selected by said commissioners for any of the purposes aforesaid, cannot be obtained by agreement with the owner or owners, or at a price reasonable in the estimation of said commissioners, or, by reason of the absence or legal incapacity of any such owner or owners, no such price or value can be agreed upon, the court of common pleas of the proper county, on the application thereto by petition of the commissioners of said county requiring the said ground, shall appoint three discreet and disinterested freeholders of

Section 1, act of June 1, 1883 (P. L. 58), as amended by section 1, act of June 19, 1911 (P. L. 1070), cited for amendment.

said county, and also appoint a time, not less than twenty nor more than thirty days thereafter, for said viewers to meet, at or upon the premises so to be taken, for the purposes aforesaid; of which time and place ten days' notice shall be given by the petitioners to the said viewers and the other party or parties; and the said viewers having been first duly sworn or affirmed faithfully, justly, and impartially to decide and true report to make concerning all matters and things to be submitted to them and in relation to which they are authorized to inquire in pursuance of the provisions of this act, and having viewed the premises, they shall return an accurate description of the ground so proposed to be taken, with the improvements, if any, and estimate and determine the value of all and singular the estates or interest in the land or ground so proposed to be taken for any of the purposes aforesaid and to whom payable, and shall designate the owner or owners thereof, and make report thereof to the said court, and the report of said viewers, being filed in said court, either party within thirty days thereafter may file his, her, its or their appeal from said report to said court, and after such appeal either party may put the cause at issue in the form directed by said court, and the same shall then be tried by said court and a jury, and after final judgment either party may have a writ of error thereto from the Supreme Court in manner prescribed in other cases, and if any exceptions be filed with any appeal to the proceedings they shall be speedily disposed of, and if allowed a new view shall be ordered and if disallowed the appeal shall proceed as before provided; and if no appeal is taken or exceptions filed within the time aforesaid, the said report shall be confirmed absolutely, and judgment shall be entered against said county for the amount found to be due the owner or owners of the ground, so as aforesaid taken for any of the purposes aforesaid, and if the amount thereof be not paid within thirty days after the entry of such judgment to the parties entitled or into the said court, execution may then issue thereon as in other cases of debt against the said county, for the sums so awarded; and the costs and expenses incurred shall be defrayed by the said county, and each of the said viewers shall be entitled to three dollars per day for every day necessarily employed in the performance of the duties herein prescribed, to be paid by said county: Provided, That it shall be lawful for said commissioners, in behalf of the county, by themselves, agents, or employes, during the pendency of said proceedings, to enter upon, take possession of, and occupy, and use said ground for any of the purposes aforesaid, having first filed and had approved by the court the bond hereinafter men-

tioned: Provided further, If said ground shall have improvements thereon in the actual occupancy of any person or persons, and such person or persons as had his, her or their damages assessed as aforesaid, and paid, thirty days' notice to the party or parties so in actual possession shall be given to vacate the same, and in case of refusal or neglect on the part of any one to obey said notice, it shall be lawful for said commissioners, at the expiration of said thirty days, to enter upon and eject, or cause to be ejected, any of the parties so refusing or neglecting to vacate, and to use force enough by themselves, agents, or employes, to accomplish the same," is hereby further amended to read as follows:—

Acquisition of land for court buildings.

Report of grand jury.

Approval by court.

Land at or near county-seat.

Purchase.

Condemnation.

Viewers.

Notice.

View.

Section 1. Be it enacted, &c., That it shall be lawful for the county commissioners of any county, on the report of two successive grand juries heretofore or hereafter to be made, and the approval of the same by the court of quarter sessions of such county, that the necessities of the county require ground at the county-seat for the purpose of the erection or extension of such building or buildings as may be necessary for the accommodation of the courts and of the several officers of the county and for the reception and safe-keeping of the records and other papers in charge of such officers, and also *ground at or near the county-seat for the purpose of the erection or extension of such other building or buildings as may be necessary and proper for the purposes of a county jail or workhouse, or any or either of them, to purchase ground for the purposes aforesaid, subject to the approval of the president judge or judges of the court of common pleas of the proper county; and in case said ground, so selected by said commissioners for any of the purposes aforesaid, cannot be obtained by agreement with the owner or owners, or at a price reasonable in the estimation of said commissioners, or, by reason of the absence or legal incapacity of any such owner or owners, no such price or value can be agreed upon, the court of common pleas of the proper county, on application thereto by petition of the commissioners of said county requiring the said ground, shall appoint three discreet and disinterested freeholders of said county, and also appoint a time, not less than twenty nor more than thirty days thereafter, for said viewers to meet, at or upon the premises so to be taken for the purposes aforesaid; of which time and place ten days notice shall be given by the petitioners to the said viewers and the other party or parties; and the said viewers, having been first duly sworn or affirmed faithfully, justly, and impartially to decide and true report to make concerning all matters and things to be submitted to them and in relation to which they are authorized to inquire in pursuance of the provisions of this act, and having viewed*

the premises, they shall return an accurate description of the ground so proposed to be taken, with the improvements, if any, and estimate and determine the value of all and singular the estates or interest in the land or ground so proposed to be taken for any of the purposes aforesaid and to whom payable, and shall designate the owner or owners thereof, and make report thereof to the said court; and the report of said viewers, being filed in said court, either party within thirty days thereafter may file his, her, its, or their appeal from said report to said court, and after such appeal either party may put the cause at issue in the form directed by said court, and the same shall then be tried by said court and a jury, and after final judgment either party may have a writ of error thereto from the Supreme Court in manner prescribed in other cases, and, if any exceptions be filed with any appeal to the proceedings, they shall be speedily disposed of, and if allowed a new view shall be ordered, and if disallowed the appeal shall proceed as before provided; and if no appeal is taken or exceptions filed within the time aforesaid, the said report shall be confirmed absolutely, and judgment shall be entered against said county for the amount found to be due the owner or owners of the ground so as aforesaid taken for any of the purposes aforesaid; and if the amount thereof be not paid within thirty days after the entry of such judgment to the parties entitled or into the said court, execution may then issue thereon as in other cases of debt against the said county for the sums so awarded; and the costs and expenses incurred shall be defrayed by the said county, and each of the viewers shall be entitled to three dollars per day for every day necessarily employed in the performance of the duties herein prescribed, to be paid by said county: Provided, That it shall be lawful for said commissioners, in behalf of the county, by themselves, agents, or employes, during the pendency of said proceedings, to enter upon, take possession of, and occupy, and use said ground for any of the purposes aforesaid, having first filed and had approved by the court the bond hereinafter mentioned: Provided further, If said ground shall have improvements thereon in the actual occupancy of any person or persons, and such person or persons as had his, her, or their damages assessed as aforesaid, and paid, thirty days notice to the party or parties so in actual possession shall be given to vacate the same, and in case of refusal or neglect on the part of any one to obey said notice, it shall be lawful for said commissioners, at the expiration of said thirty days, to enter upon and eject, or cause to be ejected, any of the parties so re-

Estimation of value.

Report of viewers.

Appeal to court.

Writ of error to Supreme Court.

Exceptions.

Judgment.

Execution.

Proviso.

Entry pending proceedings.

Proviso.

Improvements.

fusing or neglecting to vacate, and to use force enough, by themselves, agents, or employes, to accomplish the same.

APPROVED—The 21st day of April, A. D. 1921.

WM. C. SPROUL.

No. 136.

AN ACT

Requiring persons, partnerships, associations, or corporations advertising for or soliciting business as adjusters of claims within this Commonwealth for loss or damage arising out of policies of insurance, surety, or indemnity on property, persons, or insurable business interests within this Commonwealth, to be licensed by the Insurance Commissioner.

Insurance
Department.

Public adjusters.

Section 1. Be it enacted, &c., That the term, "public adjuster," as used in this act, shall include every person, copartnership, association, and corporation advertising, soliciting business, or holding himself or itself out to the public, as an adjuster of claims for losses or damages arising out of policies of insurance, surety, or indemnity upon property, persons, or insurable business interests within this Commonwealth, and receiving any compensation or reward for the giving of advice or assistance to the assured in the adjustment of claims for such losses, or who for compensation or reward, whether by way of salary or commission or otherwise, directly or indirectly, solicit business, investigate or adjust losses, or advise the assured with reference to claims for losses, on behalf of any other person, partnership, association, or corporation engaged in the business of adjusting losses.

Agents or
employes of
insurance com-
panies, etc.

Brokers.

The term does not include an agent or employe of an insurance company, association, or exchange, through whom a policy of insurance was written, in adjusting loss or damage under such policy, nor does it include a broker or agent acting as adjuster if the services of the agent or broker in the adjustment are without compensation.

License.

Section 2. No person, partnership, association, or corporation shall directly or indirectly act within this Commonwealth as public adjuster without first procuring from the Insurance Commissioner a license as public adjuster.

To whom
licenses may be
issued.

Section 3. The Insurance Commissioner shall issue adjusters' licenses to persons, partnerships, associations, or corporations applying therefor whom he deems to be trustworthy and competent to transact business as public adjusters in such manner as to safeguard the interests of the public.

A license issued to a corporation, partnership, or association shall authorize only the officers and direc-