

the bonds of this Commonwealth, or of any political subdivision thereof, and to employ the interest and income thereof to such uses as may have been specified by the donors of such fund.

Use of
income.

APPROVED—The 21st day of May, A. D. 1931.

GIFFORD PINCHOT

No. 114

AN ACT

To amend section one of the act, approved the twelfth day of May, one thousand eight hundred and eighty-seven (Pamphlet Laws, ninety-six), entitled "A supplement to an act entitled 'An act supplementary to an act relative to burial grounds and cemeteries situated in incorporated boroughs;'" approved the nineteenth day of May, one thousand eight hundred and seventy-four, changing the title of said act, and authorizing the court to make orders and decrees required by the act, and to enforce the same by process, approved the thirteenth day of May, eighteen hundred and seventy-six, further empowering courts to direct removal of remains in boroughs, cities, and towns from burial grounds where interments have ceased or have become so neglected as to become a public nuisance, or such remains interfere with the improvements, extensions, and interests of such cities, boroughs, or towns," as amended; extending the provisions of said act to burial grounds belonging to or in charge of municipalities.

Section 1. Be it enacted, &c., That section one of the act, approved the twelfth day of May, one thousand eight hundred and eighty-seven (Pamphlet Laws, ninety-six), entitled "A supplement to an act, entitled 'An act supplementary to an act relative to burial grounds and cemeteries situated in incorporated boroughs;'" approved the nineteenth day of May, one thousand eight hundred and seventy-four, changing the title of said act, and authorizing the court to make orders and decrees required by the act, and to enforce the same by process, approved the thirteenth day of May, eighteen hundred and seventy-six, further empowering courts to direct removal of remains in boroughs, cities, and towns from burial grounds where interments have ceased or have become so neglected as to become a public nuisance, or such remains interfere with the improvements, extensions, and interests of such cities, boroughs, or towns," which was amended by the act, approved the twenty-seventh day of April, one thousand nine hundred and twenty-five (Pamphlet Laws, three hundred), entitled "An act to amend section one of an act, approved the twelfth day of May, one thousand eight hundred and eighty-seven (Pamphlet Laws, ninety-six), entitled 'A supplement to an act, entitled 'An act supplementary to an act relative to burial grounds and cemeteries situated in incorporated boroughs;'" ap-

Burial
grounds and
cemeteries.

Cities,
boroughs and
towns.

Section 1,
act of May 12,
1887 (P. L. 96),
as amended by
act of
April 27, 1925
(P. L. 300),
further
amended.

proved the nineteenth day of May, one thousand eight hundred and seventy-four, changing the title of said act, and authorizing the court to make orders and decrees required by the act, and to enforce the same by process, approved the thirteenth day of May, eighteen hundred and seventy-six, further empowering courts to direct removal of remains in boroughs, cities, and towns from burial grounds where interments have ceased or have become so neglected as to become a public nuisance, or such remains interfere with the improvements, extensions, and interests of such cities, boroughs, or towns,' as amended; providing that such removal may be authorized when such land is desired by said municipalities for opening, laying out or extending streets, or establishing playgrounds or recreation centres," is hereby further amended to read as follows:

Court of quarter sessions may direct removal of bodies from certain burial grounds.

Section 1. Be it enacted, &c., That when by the growth of cities, towns, and boroughs, and the opening of incorporated or unincorporated cemeteries in cities and boroughs, or in the vicinity thereof, or from other causes, any burial-ground privately owned and in charge of no person or persons, or any burial-ground belonging to or in charge of any religious society or church directly, or through trustees thereof, or in charge of no person, persons, church or society, *or belonging to or in charge of any municipality*, has ceased to be used for interments, or has become so neglected, as in the opinion of the court, to become a public nuisance, or that the remains of bodies interred in any such neglected or disused cemetery in any city or borough interfere with and hinder the improvements, extensions, and general progressive interests of any city or borough; or when the said land shall be desired by the said municipality, or in the school district thereof, for the erection thereon of any municipal school, or free public library building, or for use as recreation centres or municipal playgrounds, or the opening, laying out, or extension through said land of any street or highway, or for any other public purposes; the court of quarter sessions of the several counties of this Commonwealth, upon petition of the managers, officers *or municipality*, or, on the petition of fifty or more citizens or residents in the vicinity, in case where such cemetery or graveyard is not in charge of any person, persons, church or society, or trustees of such society or church, setting forth that the erection, extension, improvements, and general progressive interests of such city or borough are hampered and interfered with, and the welfare of such city or borough is injured to the detriment thereof and of the public good, or, upon the petition of said municipality, or school district thereof, that the said land shall be desired by said municipality or the school district thereof for the erec-

Municipal burial grounds, etc.

Petition by managers, officers or municipality.

Contents of petition.

tion thereon of any municipal, school, or free public library building, or for use as recreation centres or municipal playgrounds, or the opening, laying out, or extension through said land of any street or highway, or for any other public purposes, and, after three weeks of advertisement or hearing in open court for the purpose, may, after a full hearing of the parties, their proofs and allegations, authorize and direct the removal of the remains of the dead from such burial grounds: Provided, That no such application shall be made by the managers, officers, or trustees of such society or church, except in pursuance of the wishes of a majority of the members of such society or church, expressed at a meeting held for that purpose after two weeks' public notice. After the removal of all dead bodies from such burial grounds, the said land shall cease to be a cemetery or burial ground for all and any purpose whatsoever, and may be acquired by the municipality or school district thereof as other lands are acquired for municipal or school purposes.

Advertisement of hearing.

Proviso.

APPROVED—The 21st day of May, A. D. 1931.

GIFFORD PINCHOT

No. 115

AN ACT

To further amend section twelve of the act, approved the twenty-ninth day of April, one thousand eight hundred and seventy-four (Pamphlet Laws, seventy-three), entitled "An act to provide for the incorporation and regulation of certain corporations," by providing that corporations organized either for the supply, storage, or transportation of water and water power, or for the supply of light, heat, and power by means of electricity, and corporations formed by the merger or consolidation of such corporations, may subscribe for, take, purchase, hold, and dispose of the bonds and stock of any company of the same character, or may guarantee the payment of principal and interest of such bonds, or either principal or interest, or may lease and operate corporate property.

Section 1. Be it enacted, &c., That section twelve of the act, approved the twenty-ninth day of April, one thousand eight hundred and seventy-four (Pamphlet Laws, seventy-three), entitled "An act to provide for the incorporation and regulation of certain corporations," which was last amended by section one of the act, approved the twenty-fourth day of March, one thousand nine hundred and five (Pamphlet Laws, fifty-six), entitled "A supplement to an act, entitled 'A supplement to an act, entitled 'An act to provide for the incorporation and regulation of certain corpora-

Corporations.

Section 12, act of April 29, 1874 (P. L. 73), as last amended by act of March 24, 1905 (P. L. 56), further amended.