

payment of such expenses, by instituting, in the name of the Commonwealth, an action of assumpsit in [the court of common pleas of] any county in which the defendant can be served with process, but no such action shall be brought unless the person liable for the payment of such expenses has failed to pay the same within thirty days after receiving a bill therefor from the Department of Forests and Waters.

All moneys recovered by the Department of Justice in such action [less any expenses incurred in the litigation, including the fees of special attorneys, if any employed therein,] shall be paid into the General Fund of the State Treasury.

Disposition
of moneys
recovered.

APPROVED—The 22d day of May, A. D. 1933.

GIFFORD PINCHOT

No. 179

AN ACT

To amend sections one, two, and three of the act, approved the twenty-first day of April, one thousand nine hundred and fifteen (Pamphlet Laws, one hundred forty), entitled "An act directing the county commissioners of the several counties to offer for sale to the Department of Forestry tracts of land which they may have purchased at county treasurers' sales, for acceptance or refusal for forestry purposes, and to convey to the Commonwealth of Pennsylvania the tracts so offered to be sold, if accepted by the department," applying the provisions thereof to the Department of Forests and Waters, and extending the provisions thereof to the Board of Game Commissioners.

Section 1. Be it enacted, &c., That sections one, two, and three of the act, approved the twenty-first day of April, one thousand nine hundred and fifteen (Pamphlet Laws, one hundred forty), entitled "An act directing the county commissioners of the several counties to offer for sale to the Department of Forestry tracts of land which they may have purchased at county treasurers' sales, for acceptance or refusal for forestry purposes, and to convey to the Commonwealth of Pennsylvania the tracts so offered to be sold, if accepted by the department," are hereby amended to read as follows:

Sale of unredeemed lands to State.

Sections 1, 2 and 3, act of April 21, 1915 (P. L. 140), amended.

Section 1. Be it enacted, &c., That when county commissioners shall have received from the county treasurer a conveyance of lands which shall have been advertised and sold for unpaid taxes, in accordance with the several acts of Assembly relating to the sale and conveyance of lands for taxes, the said commissioners are hereby directed, after the period for redemption of said lands shall have expired, to offer said lands to the Department of [Forestry] *Forests and Waters and the Board of Game Commissioners*, for acceptance or rejection by said department or commission, for forestry or game purposes, when required so to do by the Department of [Forestry]

County commissioners to offer unredeemed lands to State for forestry or game purposes.

Description.	<p><i>Forests and Waters or the Board of Game Commissioners.</i> The county commissioners, in making such offer, shall describe the land by giving the name of its former owner, its location, warrantee name or number, and its adjoiners. They shall state the number of acres and perches in each tract so offered, and the amount of taxes, interest, and costs due thereon, which shall have been levied and become a lien and accrued to the time of making the offer. Every such offer shall be accompanied</p>
Draft.	<p>by a draft of the land, when required by the department <i>or commission</i>, to be prepared by the county surveyor. The cost of the preparation of such draft shall be paid by the county commissioners, and in no case shall exceed the ordinary and usual amount paid for the making of</p>
Cost of draft.	<p>similar drafts in the course of county business. The cost of the draft may be added by the commissioners to the amount of costs accrued against the land which they shall offer the Department of [Forestry] <i>Forests and Waters or the Board of Game Commissioners.</i> Where adjoining tracts are so offered, they shall be included within one draft, and the cost of the draft shall be ratably apportioned among the several tracts in accordance with the area thereof.</p>
Examination and valuation.	<p>Section 2. That upon receiving any such offer from the county commissioners, which offer shall be made upon blank forms to be prepared by the Department of [Forestry] <i>Forests and Waters or the Board of Game Commissioners</i> and supplied to the commissioners, the department <i>or commission</i> shall make an examination and valuation of the land so offered to determine whether it is suitable for forestry <i>or game land</i> purposes. If found not suitable for forestry <i>or game land</i> purposes, the department <i>or commission</i> shall so notify the commissioners. If found to be suitable for [that purpose, it] <i>the authorized purposes of either the department or the commission, the one desiring such land</i> shall likewise notify the commissioners of its suitability, make a conditional acceptance, and proceed to examine the title. If such examination shall disclose that the title is marketable, and of such character as can be safely accepted,</p>
Conditional acceptance.	<p>the department <i>or commission</i> shall prepare a deed, to be executed by the commissioners, conveying such land to the Commonwealth of Pennsylvania. The consideration shall include all taxes levied, interest, and costs due to date of conveyance; but shall, in no case, exceed the limit of purchase price now or hereafter fixed by law for the purchase of land by the Department of [Forestry for forestry purposes] <i>Forests and Waters or the Board of Game Commissioners for authorized purposes.</i></p>
Deed.	<p>Section 3. That if the title examination shall disclose incumbrances upon the land, or other objections, which, in the judgment of the Department of [Forestry] <i>Forests and Waters or the Board of Game Commissioners, whichever is contemplating the purchase of the land,</i></p>
Removal of objections, etc.	

will render the title unmarketable or undesirable for the State to own, the county commissioners shall then proceed to remove such objections to title, and cure such defects, so far as it may be possible to do so, or may be required by the practice of the Department of [Forestry] *Forests and Waters or the Board of Game Commissioners* in the purchase of lands. The purchase of said land shall not be further proceeded with until the title shall be rendered acceptable to the [Department of Forestry] *department or commission contemplating purchase*. In case the county commissioners neglect or refuse to remove objections to title when required by the department [the Department] *or the commission, whichever is contemplating the purchase of the land, such agency* may, after a reasonable time, not exceeding six months, notify the commissioners that it refuses to consider the further purchase of the land so offered. The time for removal of objections may be extended by the department *or commission* for cause shown.

Refusal.

APPROVED—The 22d day of May, A. D. 1933.

GIFFORD PINCHOT

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No. 180

AN ACT

To amend section two hundred and four of 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," by providing that the coroner shall act in case the sheriff resigns.

Section 1. Be it enacted, &c., That section two hundred and four of 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 to read as follows:

The General
County Law.

Section 204, act
of May 2, 1929
(P. L. 1273),
amended.

Section 204. Coroner to Act as Sheriff in Case of Vacancy.—If any sheriff shall be legally removed from his office, or shall die *or resign* before expiration of the term for which he was commissioned, the coroner of the county shall execute the office of sheriff and perform all things thereunto appertaining until another sheriff is commissioned and notice thereof is given to such coroner.

APPROVED—The 23d day of May, A. D. 1933.

GIFFORD PINCHOT