

representative of the Department of Revenue, or to any representative of the Department of the Auditor General.

**When effective.**

Section 2. This act shall become effective on the first day of the month succeeding the date of its final enactment.

APPROVED—The 7th day of May, A. D. 1935.

GEORGE H. EARLE

No. 64

AN ACT

To amend section one of the act, approved the twenty-fourth day of July, one thousand nine hundred and thirteen (Pamphlet Laws, one thousand thirteen), entitled "An act regulating the issuance of licenses to marry; prohibiting the issuance of such licenses to certain persons; regulating the time during which licenses shall be valid, and the time when returns shall be made of marriages solemnized to the clerk of the orphans' court; and prescribing the duties of the clerk of the orphans' court," by requiring three days to elapse between the application for and the issuance of the license.

**Marriage licenses.**

Section 1, act  
of July 24, 1913  
(P. L. 1013),  
amended.

Section 1. Be it enacted, &c., That section one of the act, approved the twenty-fourth day of July, one thousand nine hundred and thirteen (Pamphlet Laws, one thousand thirteen), entitled "An act regulating the issuance of licenses to marry; prohibiting the issuance of such licenses to certain persons; regulating the time during which licenses shall be valid, and the time when returns shall be made of marriages solemnized to the clerk of the orphans' court; and prescribing the duties of the clerk of the orphans' court," is hereby amended to read as follows:

**Application.**

Section 1. Be it enacted, &c., That no license to marry shall be issued except *after three days from the day of making application therefor and upon written and verified application to the clerk of the orphans' court: Provided, That in cases of emergency or extraordinary circumstances, a judge of the orphans' court may authorize the license to be issued at any time before the expiration of said three days.* Such application shall contain a statement of the full Christian name and surname, color, occupation, birthplace, residence, and ages of the parties; whether the marriage contemplated is the first, second or other marriage; and that neither of the contracting parties is afflicted with a transmissible disease; together with the full Christian name and surname, residence, color, occupation, and birthplace of their parents, including the maiden name of the mother; together with such other facts as may be necessary to determine whether any legal impediment to the proposed marriage

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exists. Such application shall be recorded by the clerk, together with the license and certificate of marriage, in a book provided for that purpose, which book shall be a public record.

Licenses must be recorded.

Section 2. This amendment shall become effective on the first day of October, one thousand nine hundred and thirty-five.

When effective.

APPROVED—The 7th day of May, A. D. 1935.

GEORGE H. EARLE

No. 65

AN ACT

To amend section two thousand nine hundred one of the act, approved the twenty-fourth day of June, one thousand nine hundred and thirty-one (Pamphlet Laws, one thousand two hundred six), entitled "An act concerning townships of the first class; amending, revising, consolidating, and changing the law relating thereto," by providing further exception to the tax on transient merchants.

Section 1. Be it enacted, &c., That section two thousand nine hundred one of the act, approved the twenty-fourth day of June, one thousand nine hundred and thirty-one (Pamphlet Laws, one thousand two hundred six), entitled "An act concerning townships of the first class; amending, revising, consolidating, and changing the law relating thereto," is hereby amended to read as follows:

Section 2901, act of June 24, 1931 (P. L. 1206), amended.

Section 2901. Every township shall have power, by ordinance, to regulate and license each and every transient retail business, within such township, for the sale of goods, wares and/or merchandise, and to prohibit the commencement or doing of any such business until or unless the license required by such ordinance has been procured from the proper authorities by the person, firm, or corporation desiring to commence such transient retail business; and to enforce such ordinances by penalties, not exceeding three hundred dollars, and/or by other appropriate means. The amount of any such license shall not exceed two hundred dollars for each month, or fractional part thereof, during which any such sale is continued.

Transient retail merchants.

Nothing contained in this section shall be construed to apply to (1) farmers selling their own produce, or (2) to the sale of goods, wares, and merchandise, donated by the owners thereof, the proceeds whereof are to be applied to any charitable or philanthropic purpose, or (3) to any manufacturer or producer in the sale of bread and bakery products, meat and meat products, or milk and milk products.

APPROVED—The 9th day of May, A. D. 1935.

GEORGE H. EARLE