

All other acts or parts of acts inconsistent herewith are hereby repealed in so far as they affect cities of the third class.

Section 42. Effective Date.—This act shall become effective July first, one thousand nine hundred and thirty-five. When effective.

APPROVED—The 1st day of July, A. D. 1935.

GEORGE H. EARLE

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No. 196

AN ACT

Limiting the time within which suits for malicious prosecution or false arrest must be brought.

Section 1. Be it enacted, &c., That every suit to recover damages for malicious prosecution or for false arrest, because of a right of action hereafter accruing, must be brought within one year from the date of the accruing of such right of action, and not thereafter: Provided, however, That actions already accrued must be brought within one year from the passage of this act. Malicious prosecution and false arrest.

Section 2. All acts or parts of acts inconsistent herewith are hereby repealed. Repealing section.

Section 3. This act shall become effective immediately upon final enactment. When effective.

APPROVED—The 1st day of July, A. D. 1935.

GEORGE H. EARLE

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No. 197

AN ACT

To protect the obligors or guarantors of bonds and mortgages, and owners of property affected thereby, and others indirectly liable for the payment thereof, and owners of mortgaged property affected thereby, by restricting the right to proceed against certain property and persons; limiting the amount of deficiency judgments; and continuing rights, duties, and obligations established or forfeited under prior laws relating to deficiency judgments.

Section 1. Be it enacted, &c., That in all cases where a bond and mortgage, or any other obligation securing or guaranteeing the payment thereof, is or has been given for the same debt, the real property, bound by such bond and mortgage, shall first be proceeded against and sold on execution, and the amount of the deficiency judgment ascertained, as hereinafter provided, before any other real property of the mortgage debtor may be Deficiency judgments.  
Plaintiff must proceed against mortgaged property before any other property may be attached.