

Any person or persons who shall exercise or attempt to exercise any powers, privileges or franchises under articles of association which shall have been annulled, vacated and forfeited hereunder shall be guilty of a misdemeanor, and, upon conviction thereof, shall be sentenced to pay a fine of not more than three hundred dollars (\$300) or undergo imprisonment for not more than six months, or both.

Unlawful to exercise powers, etc., under such articles thereafter.

Penalty.

The proclamation of the Governor annulling, vacating and forfeiting the articles of association of any such association shall be recorded in the office of the Secretary of the Commonwealth and also in the office of the recorder of deeds in and for the county where the registered office of the association is situated, as set forth in the articles of association, and where it is different, then also in the office of the recorder of deeds in and for the county where the principal place of business is situated. Certified copies of the records thereof shall be competent evidence for all purposes in the courts of this Commonwealth.

Proclamation of Governor annulling, vacating and forfeiting articles of association to be recorded.

Use of certified copies thereof as evidence.

Section 2. The provisions of this act shall become effective immediately upon final enactment.

Act effective immediately.

APPROVED—The 29th day of July, A. D. 1953.

JOHN S. FINE

No. 263

AN ACT

To amend section twelve hundred seven of the act, approved the ninth day of April, one thousand nine hundred twenty-nine (Pamphlet Laws 177), entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments, boards, commissions, and officers thereof, including the boards of trustees of State Normal Schools, or Teachers Colleges; abolishing, creating, reorganizing or authorizing the reorganization of certain administrative departments, boards and commissions; defining the powers and duties of the Governor and other executive and administrative officers, and of the several administrative departments, boards, commissions, and officers; fixing the salaries of the Governor, Lieutenant Governor, and certain other executive and administrative officers; providing for the appointment of certain administrative officers, and of all deputies and other assistants and employes in certain departments, boards, and commissions; and prescribing the manner in which the number and compensation of the deputies and all other assistants and employes of certain departments, boards and commissions shall be determined," by extending the duties and jurisdiction of the Board of Property to cases involving the title of land or interest therein brought by persons who claim an interest in the title to lands occupied or claimed by the Commonwealth.

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows:

"The Administrative Code of 1929."

Section 1207, act
of April 9, 1929,
P. L. 177,
amended.

Section 1. Section twelve hundred seven of the act, approved the ninth day of April, one thousand nine hundred twenty-nine (Pamphlet Laws 177), entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments, boards, commissions, and officers thereof, including the boards of trustees of State Normal Schools, or Teachers Colleges; abolishing, creating, reorganizing or authorizing the reorganization of certain administrative departments, boards, and commissions; defining the powers and duties of the Governor and other executive and administrative officers, and of the several administrative departments, boards, commissions, and officers; fixing the salaries of the Governor, Lieutenant Governor, and certain other executive and administrative officers; providing for the appointment of certain administrative officers, and of all deputies and other assistants and employes in certain departments, boards, and commissions; and prescribing the manner in which the number and compensation of the deputies and all other assistants and employes of certain departments, boards and commissions shall be determined," is hereby amended to read as follows:

Section 1207. Board of Property.—The Board of Property shall, subject to any inconsistent provisions in this act contained, continue to exercise the powers and perform the duties by law vested in and imposed upon the said board.

It shall hear and determine, in all cases of controversy on caveats, in all matters of difficulty or irregularity touching escheats, warrants on escheats, warrants to agree, rights of preemption, promises, imperfect titles, or otherwise, which heretofore have or hereafter may arise in transacting the business of the Land Office in the Department of Internal Affairs: Provided, however, That no determination of the Board of Property shall be deemed, taken and construed to prevent either of the parties from bringing their action at the common law, either for the recovery of possession or determining damages for waste or trespass.

The Board of Property shall also have jurisdiction to hear and determine cases involving the title to land or interest therein brought by persons who claim an interest in the title to lands occupied or claimed by the Commonwealth.

The board shall make its determination within thirty (30) days after the final hearing on any of the above matters, and notify by mail all parties or their attorneys of the board's determination, which determination shall be binding and final as to all parties to the proceedings, unless a party to the proceedings shall, within thirty (30) days after the determination of the board, file an

appeal to the Court of Common Pleas of Dauphin County, sitting for Commonwealth cases, with notice to the board, which appeal shall act as a supersedeas upon the payment of such costs and fees as the board shall direct; whereupon, copies of the determination and all pleadings before the board, duly certified by the secretary thereof, shall be transmitted by the board to the Prothonotary of the Court of Common Pleas of Dauphin County and duly proceeded with under the provisions of the Pennsylvania Rules of Civil Procedure, the Act of June 21, 1937 (Pamphlet Laws 1982), as now in effect or hereafter amended, and with the right of a party to the action, including the Commonwealth, to appeal from any decision, rule or order of the said Court of Common Pleas as is now or has been hitherto permitted in actions brought against other entities and persons than the Commonwealth of Pennsylvania.

Section 2. All other acts and parts of acts inconsistent herewith are hereby repealed.

Inconsistent acts repealed.

Section 3. The provisions of this act shall become effective immediately upon final enactment.

Act effective immediately.

APPROVED—The 29th day of July, A. D. 1953.

JOHN S. FINE

No. 264

AN ACT

Authorizing and empowering the Superior Court of Pennsylvania to prescribe, by general rule, the practice and procedure governing appeals to the Superior Court of Pennsylvania.

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows:

Superior Court.

Section 1. The Superior Court of Pennsylvania is hereby authorized and empowered to prescribe, by general rule, the practice and procedure governing appeals in all instances where appeals are authorized by law from any adjudication to the Superior Court of Pennsylvania. Such rules shall be consistent with the Constitution of this Commonwealth and shall neither abridge, enlarge nor modify the substantive rights of any litigant nor the jurisdiction of any court or any agency of this Commonwealth nor affect any statute of limitations.

Superior Court authorized to prescribe, by general rule, the practice and procedure governing appeals to such court.

Section 2. All acts and parts of acts are hereby repealed insofar as they are inconsistent with the provisions of this act.

Inconsistent acts repealed.

Section 3. The provisions of this act shall become effective immediately upon final enactment.

Act effective immediately.

APPROVED—The 29th day of July, A. D. 1953.

JOHN S. FINE