

[of the second class and ten dollars in other counties] for eight hours' service, together with the mileage and necessary expenses, including subsistence for himself and those under him, to be paid by the county.

For each special deputy appointed by any sheriff, in case of any emergency, to assist him in executing any civil or criminal process or court order, or preserving the peace, such sheriff may charge and shall receive from the county compensation for such deputy, at the rate of fifteen dollars in any county [of the second class and ten dollars in any other county] for eight hours' service, in addition to the expenses incurred for the transportation and subsistence of such deputy while rendering such service.

(m) For mileage in serving or executing any of the writs, official notices, rules, decrees, orders or processes, or copies thereof, or performing any of the duties or services herein specified or authorized by law, the sheriff shall be entitled to charge and receive, and may tax as official costs, ten cents a mile circular for each mile necessary to be traveled by him or any of his deputies or employes, and the same shall be allowed upon each separate writ, rule, order, decree, process or notice served, or service performed: Provided, That he shall not receive more than one mileage where the plaintiff and defendant in two or more contemporaneous writs are the same, or when conducting two or more persons or prisoners at one time to or from a place of detention or correction, but he shall also receive the aforesaid mileage for transporting such prisoners and his deputies guarding them, and meals and lodging during the journey and the return of his deputies.

\* \* \* \* \*

APPROVED—The 14th day of June, A. D. 1961.

DAVID L. LAWRENCE

No. 194

AN ACT

Amending the act of April 24, 1947 (P. L. 89), entitled "An act relating to the form, execution, revocation, operation, and interpretation of wills; to nuncupative wills to the appointment of testamentary guardians; to elections to take under or against wills and the procedure in reference thereto," providing for the revocation of wills by persons in military service and mariners, and providing a rule of interpretation for the lien of pecuniary legacies in excess of one hundred dollars.

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows: Wills Act of  
1947.

Subsection (b), section 1, act of April 24, 1947, P. L. 89, amended May 22, 1953, P. L. 216, further amended.

Section 1. Subsection (b) of section 1, act of April 24, 1947 (P. L. 89), known as the "Wills Act of 1947," amended May 22, 1953 (P. L. 216), is amended to read:

Section 1. Who May Make a Will.—

\* \* \* \* \*

(b) Persons in Military Service and Mariners. Any person of sound mind eighteen years of age or older and being in the Armed Forces of the United States in active service at home or abroad, or being a mariner on land or at sea, may by will dispose of all his real and personal estate subject to payment of debts and charges. [and] *He* may thereafter revoke such will [whether or not the United States is engaged in war and] whether or not he is still in such service or is a mariner.

Clause (13), section 14 of the act amended.

Section 2. Clause (13) of section 14 of the act is amended to read:

Section 14. Rules of Interpretation.—In the absence of a contrary intent appearing therein, \*wills shall be construed as to real and personal estate in accordance with the following rules:

\* \* \* \* \*

(13) Lien of Pecuniary Legacies. Pecuniary legacies of one hundred dollars or less shall not be a charge on any of the testator's real estate. All pecuniary legacies in excess of the principal sum of one hundred dollars shall be charged upon [, and payable out of,] any real estate not specifically devised [, where the personal estate is or becomes insufficient for their payment].

\* \* \* \* \*

Act effective immediately.

Section 3. This act shall take effect immediately.

APPROVED—The 14th day of June, A. D. 1961.

DAVID L. LAWRENCE

No. 195

AN ACT

Amending the act of June 3, 1937 (P. L. 1225), entitled "An act concerning game and other wild birds and wild animals; and amending, revising, consolidating, and changing the law relating thereto," further regulating the issuance of hunting licenses for antlerless deer season and providing a penalty.

The Game Law.

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

\* "will" in original.