

AND NOW, 19 , the Commonwealth of Pennsylvania, by the Secretary of Revenue, Claimant herein, suggests of record, that the above claim is still due and owing to the claimant, and avers that the above named defendant is still in default for nonpayment thereof. The prothonotary is directed to enter this suggestion and averment on the proper docket of said claim, and also to index it in the judgment index for the purpose of continuing the lien of said claim.

The prothonotary shall docket and index such suggestion and averment as directed therein, and for such services shall be entitled to a fee of one dollar (\$1) where the indexing is in one name only, plus twenty-five cents (25¢) for each additional name. The filing and indexing of such suggestion and averment within the prescribed period shall have the same force and effect for the purposes of continuing and preserving the lien of the claim as though a writ of scire facias had been issued or a judgment of revival had been obtained within such period. No prothonotary shall require, as a condition precedent to such filing or indexing, the payment of the costs incident thereto.

Section 2. This act shall take effect immediately.

APPROVED—The 7th day of August, A. D. 1963.

WILLIAM W. SCRANTON

No. 297

AN ACT

Amending the act of December 27, 1951 (P. L. 1742), entitled, as amended, "An act to provide revenue by imposing a State tax relating to certain documents and transactions; prescribing and regulating the method and manner of evidencing the payment of such tax; conferring powers and imposing duties upon certain persons, partnerships, associations, and corporations, sheriffs, recorders of deeds, and the Department of Revenue; saving certain State and local taxes and authorizing amendments, extensions and supplements to the ordinances and resolutions relating thereto; and providing penalties," excluding from taxation any transfers to nonprofit industrial development agencies and providing that such exclusion shall be retroactive for a specified period.

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

The Realty
Transfer Tax
Act.

Definition of "Document," section 2, act of December 27, 1951, P. L. 1742, reenacted and amended February 9, 1961, P. L. 13, and amended June 15, 1961, P. L. 426, August 12, 1961, P. L. 985, and September 15, 1961, P. L. 1310, further amended.

Section 1. The definition of "Document" in section 2, act of December 27, 1951 (P. L. 1742), known as "The Realty Transfer Tax Act," reenacted and amended February 9, 1961 (P. L. 13) and amended June 15, 1961 (P. L. 426), August 12, 1961 (P. L. 985) and September 15, 1961 (P. L. 1310), is amended to read:

Section 2. The following words when used in this act shall have meanings ascribed to them in this section, except in those instances where the context clearly indicates a different meaning:

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"Document." Any deed, instrument or writing whereby any lands, tenements or hereditaments within this Commonwealth or any interest therein shall be quitclaimed, granted, bargained, sold, or otherwise conveyed to the grantee, purchaser, or any other person, but does not include wills, mortgages, transfers between nonprofit industrial development agencies and industrial corporations purchasing from them, *any transfers to nonprofit industrial development agencies*, and transfers between husband and wife, transfers between persons who were previously husband and wife but who have since been divorced provided such transfer is made within three months of the date of the granting of the final decree in divorce, and the property or interest therein subject to such transfer was acquired by the husband and wife or husband or wife prior to the granting of the final decree in divorce, transfers between parent and child or the spouse of such a child or between parent and trustee for the benefit of a child or the spouse of such child, by and between a principal and straw party for the purpose of placing a mortgage or ground rent upon the premises, correctional deeds without consideration, transfers to the United States, the Commonwealth of Pennsylvania, or to any of their instrumentalities, agencies or political subdivisions, by gift, dedication or deed in lieu of condemnation or deed of confirmation in connection with condemnation proceedings, or reconveyance by the condemning body of the property condemned to the owner of record at the time of condemnation which reconveyance may include property line adjustments provided said reconveyance is made within one year from the date of condemnation, leases, a conveyance to a trustee under a recorded trust agreement for the express purpose of holding title in trust as security for a debt contracted at the time of the conveyance under which the trustee is not the lender and requiring the trustee to make reconveyance to the grantor-borrower upon the repayment of the debt, or a transfer by the owner of previously occupied residential premises to a builder of new residential premises when

such previously occupied residential premises is taken in trade by such builder as part of the consideration from the purchaser of a new previously unoccupied residential premises any transfer from a purchase money mortgagor to the vendor holding the purchase money mortgage whether pursuant to a foreclosure or in lieu thereof, or conveyances to municipalities pursuant to acquisition by municipalities of tax delinquent properties at sheriff sale or tax claim bureau.

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Section 2. This act shall take effect immediately and the provisions thereof shall be retroactive to January 1, 1963. Effective date and retroactive.

APPROVED—The 7th day of August, A. D. 1963.

WILLIAM W. SCRANTON

No. 298

AN ACT

Amending the act of July 12, 1913 (P. L. 711), entitled "An act establishing a court for the county of Philadelphia; prescribing its jurisdiction and powers; providing for the service of its writs, process, or warrants by the proper officers of the county or city of Philadelphia; regulating the procedure therein, and appeals therefrom, and providing for the expenses thereof," increasing the number of judges of the County Court of Philadelphia.

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

Section 1. Section 1, act of July 12, 1913 (P. L. 711), entitled "An act establishing a court for the county of Philadelphia; prescribing its jurisdiction and powers; providing for the service of its writs, process, or warrants by the proper officers of the county or city of Philadelphia; regulating the procedure therein, and appeals therefrom, and providing for the expenses thereof," amended January 14, 1952 (P. L. 1861), is amended to read: Section 1, act of July 12, 1913, P. L. 711, amended January 14, 1952, P. L. 1861, further amended.

Section 1. Be it enacted, &c., That in the county of Philadelphia there shall be, and hereby is created, a court of record, to be known as the [Municipal] *County* Court of Philadelphia. It shall consist of a president judge, and [thirteen] *fifteen* associate judges. County Court of Philadelphia.
President judge.

Section 2. The Governor shall appoint two persons learned in the law and otherwise legally qualified, and commission them as associate judges of the County Court of Philadelphia, to serve until the first Monday of Janu- Governor to appoint two judges learned in the law.