

No. 141

AN ACT

HB 1683

Amending the act of April 18, 1905 (P.L.202), entitled "An act to settle title to real estate; providing when any person or persons claiming, or having an apparent interest in or title to, any real estate, but not having been in possession thereof for a period of twenty-one years next prior to the date of any proceedings commenced by virtue of this act, are unknown, or, being known, their residence cannot be ascertained, that rule may be had upon such person or persons requiring them to bring action of ejectment for said land within six months of the service of said rule upon said person or persons, and providing for service of said rule by publication; and, in case of no appearance being made or cause shown why such ejectment cannot be so brought, providing for final judgment thereon, and for the appointment of a trustee for any of such persons as are unknown, or are minors or lunatics, or are suffering under any other legal disability, upon whom such service may be personally made," reducing certain age requirements.

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

Section 1. Section 2, act of April 18, 1905 (P.L.202), entitled "An act to settle title to real estate; providing when any person or persons claiming, or having an apparent interest in or title to, any real estate, but not having been in possession thereof for a period of twenty-one years next prior to the date of any proceedings commenced by virtue of this act, are unknown, or, being known, their residence cannot be ascertained, that rule may be had upon such person or persons requiring them to bring action of ejectment for said land within six months of the service of said rule upon said person or persons, and providing for service of said rule by publication; and, in case of no appearance being made or cause shown why such ejectment cannot be so brought, providing for final judgment thereon, and for the appointment of a trustee for any of such persons as are unknown, or are minors or lunatics, or are suffering under any other legal disability, upon whom such service may be personally made," is amended to read:

Section 2. Whenever any person or persons claiming, or having an apparent interest in or title to, real estate, but not having been in possession thereof as aforesaid, shall have been served by publication in the manner prescribed in the preceding section, are unknown, or are minors, under the age of ~~[twenty-one]~~ *eighteen* years, or are lunatics, or are suffering under any other legal disability, and shall fail to appear within six months after the date of such service, it shall be the duty of the court to appoint a trustee for such unknown parties, or minors or lunatics, or parties suffering under other legal disability, upon whom the rule to bring ejectment, as aforesaid, shall be served; and it shall be the duty of such trustee to investigate the matters set forth in said petition, and to appear and make answer thereto, within sixty days of the date of the service of

such rule upon him, if, upon such investigation, such trustee should decide that an appearance and answer are required to properly protect the interest of the parties unknown, or minors or lunatics, or parties suffering under any legal disability, as aforesaid.

APPROVED—The 16th day of June, A. D. 1972.

MILTON J. SHAPP

The foregoing is a true and correct copy of Act of the General Assembly No. 141.

A handwritten signature in black ink, reading "C. McLaughlin Tucker". The signature is written in a cursive, flowing style.

Secretary of the Commonwealth.