

ing, map, book-entry, or other document offered as evidence is the identical one which was then admitted in evidence.

(c) If the writing, map, book-entry, or other document (whether the original or a copy or transcript of the original) that was admitted in evidence at the former trial has been lost or destroyed or is in the custody of a person who is without the jurisdiction of the court or if for any cause it cannot be produced, a copy or transcript thereof shall be received in evidence when accompanied by the testimony of any person that he has compared the writing, map, book-entry, or other document offered in evidence with the one that was received in evidence at the former trial, the admission of which at such trial he has personal knowledge of, and that the former is a full and exact copy or transcript of the latter.

When document lost or destroyed or cannot be produced.

Copy may be received when verified.

Section 4. The provisions of this act shall apply only when the testimony or documentary proof, the admission of which is provided for, shall be offered in evidence in a retrial of an action or in the trial of a subsequent suit or issue within twenty-one years from the entry of final judgment in the former suit or issue.

Limitation of applicability.

Section 5. All acts or parts of acts in conflict with the provisions of this act are hereby repealed.

Repeal.

APPROVED—The 30th day of April, A. D. 1925.

GIFFORD PINCHOT.

No. 237.

AN ACT

To amend section one hundred and ten of the act, approved the fourteenth day of July, one thousand nine hundred and seventeen (Pamphlet Laws, eight hundred and forty), entitled "An act concerning townships; and revising, amending, and consolidating the law relating thereto," as amended, providing for the election of township commissioners in first class townships not divided into wards.

Section 1. Be it enacted, &c., That section one hundred and ten of the act, approved the fourteenth day of July, one thousand nine hundred and seventeen (Pamphlet Laws, eight hundred and forty), entitled "An act concerning townships; and revising, amending, and consolidating the law relating thereto," which was amended by the act, approved the twentieth day of April, one thousand nine hundred and twenty-one (Pamphlet Laws, one hundred and eighty-six), entitled "An act to amend an act, approved the fourteenth day of July, one thousand nine hundred

Townships.

Section 110 of act of July 14, 1917 (P. L. 840), as amended by act of April 20, 1921 (P. L. 186), further amended.

and seventeen (Pamphlet Laws, eight hundred and forty), entitled 'An act concerning townships; and revising, amending, and consolidating the law relating thereto,' is hereby further amended to read as follows:

Election of commissioners in townships of the first class.

Section 110. At the municipal election in the year one thousand nine hundred and twenty-one and every four years thereafter, there shall be elected, by the qualified voters of each even-numbered ward of townships of the first class, one township commissioner, who need not reside in the ward for which he is elected; in townships of the first class having five or less wards, the number of commissioners of such township shall be five. The remaining number of commissioners to which the said township is entitled, as aforesaid, including the commissioners now holding office for the odd-numbered wards of the said township, shall hold over and continue in said office until the first Monday in January, in the year one thousand nine hundred and twenty-four. At the township election to be held on the first Tuesday following the first Monday in November, in the year one thousand nine hundred and twenty-three, and every four years thereafter, the qualified voters of each odd-numbered ward of every township of the first class shall elect one commissioner, who need not reside in the ward for which he is elected; and the remaining number of commissioners to which the said township is entitled, as aforesaid, shall at the same time be elected by the qualified voters of the whole township. All commissioners hereafter elected shall hold office for the term of four years.

Election of commissioners when township organized.

When any township of the first class is organized, there shall be elected, at the municipal election following, one township commissioner from each ward, who need not reside in the ward for which he is elected. In any such townships having less than five wards, the number of township commissioners shall be five, and the number of commissioners equal to the difference between five and the number of wards shall be elected at large. At such election, the township commissioners elected in even-numbered wards shall be elected for a term of two years, and the township commissioners elected at large and in odd-numbered wards shall be elected for a term of four years, or vice versa, as the case may be, in order that the terms may harmonize with the elections in townships organized prior to the passage of this act. *In any township of the first class which has not been divided into wards and where five township commissioners were heretofore elected at large at the same election for terms of four years each, the commissioners in office shall continue in office until the end of their*

Terms.

Where township not divided into wards and five commissioners were elected for same term.

respective terms, but at the municipal election preceding the expiration of said terms there shall be elected five township commissioners, three for terms of four years each from the first Monday of January succeeding such election, and two for terms of two years each from the said first Monday of January. Biennially thereafter at each municipal election two or three township commissioners shall be elected for terms of four years each from the first Monday of January following such election to take the place of those commissioners whose terms then expire.

Biennial elections
thereafter.

APPROVED—The 30th day of April, A. D. 1925.

GIFFORD PINCHOT.

No. 238.

AN ACT

To amend an act, approved the third day of May, one thousand nine hundred and nine (Pamphlet Laws, four hundred and twenty-four), entitled "An act providing that in all counties having more than five hundred thousand inhabitants, advertisements and notices, required by law or rules of court to be published in newspapers of general circulation, unless dispensed with by special order of court, shall be published in the legal newspaper, issued at least weekly, of the proper county, designated by rules of court for the publication of court or other legal notices," as amended by extending the provisions thereof to counties of the fifth class.

Section 1. Be it enacted, &c., That section one of the act, approved the third day of May, one thousand nine hundred and nine (Pamphlet Laws, four hundred and twenty-four), entitled "An act providing that in all counties having more than five hundred thousand inhabitants, advertisements and notices, required by law or rules of court to be published in newspapers of general circulation, unless dispensed with by special order of court, shall be published in the legal newspapers, issued at least weekly, of the proper county, designated by rules of court for the publication of court or other legal notices," which was amended by the act, approved the fifth day of April, one thousand nine hundred and seventeen (Pamphlet Laws, forty-nine), entitled "An act to amend section one of an act, entitled 'An act providing that in all counties having more than five hundred thousand inhabitants, advertisements and notices required by law or rules of court to be published in newspapers of general circulation, unless dispensed with by special order of court, shall be published in the legal newspapers, issued at least weekly, of the proper county, designated by rules of court for the publication of court or other legal notices'; approved the third day

Counties of first,
second, third,
fourth and fifth
classes.

Advertisements and
notices.

Section 1 of act of
May 3, 1909 (P.
L. 424), amended
by act of April 5,
1917 (P. L. 49),
further amended.