

owners thereof, the proceeds whereof are to be applied to any charitable or philanthropic purpose.

Repeals.

Section 2. The following acts are hereby repealed in so far as they relate to cities, towns, and townships of the first class:

Act of May
24, 1923
(P. L. 442).

The act, approved May twenty-fourth, one thousand nine hundred and twenty-three (Pamphlet Laws, four hundred forty-two), entitled "An act to provide for the licensing of transient retail merchants in cities, boroughs, and townships; and providing a penalty for the failure to obtain such license."

Act of May
13, 1925
(P. L. 642).

The act, approved May thirteen, one thousand nine hundred and twenty-five (Pamphlet Laws, six hundred forty-two), entitled "An act to amend section one of the act, approved the twenty-fourth day of May, one thousand nine hundred and twenty-three (Pamphlet Laws, four hundred forty-two), entitled "An act to provide for the licensing of transient retail merchants in cities, boroughs, and townships; and providing a penalty for the failure to obtain such license."

Repeal.

All other acts or parts of acts inconsistent herewith are hereby repealed.

Repealed
acts not to be
revived.

Section 3. Nothing contained in this act shall be construed to revive any laws heretofore repealed.

APPROVED—The 12th day of June, A. D. 1931.

GIFFORD PINCHOT

No. 175
AN ACT

To amend the act, approved the sixteenth day of April, one thousand nine hundred and twenty-five (Pamphlet Laws, two hundred forty-four), entitled "An act applying to third class counties only, and regulating the selection, drawing, and summoning of all jurors and talesmen, and defining their qualifications in such counties; creating a jury board and defining its powers and procedure; providing for the appointment of a clerk to the jury board and fixing his maximum salary; providing for the custody of the jury wheel, and the filing and custody of jury lists; providing for the public drawing of jurors and the methods thereof; giving the trial judge the right to excuse jurors; prescribing the time of challenging jurors or the array, and regulating the procedure if array is quashed; repealing all acts or parts of acts inconsistent therewith," by adding section ten and one-tenth thereto, providing for the drawing of jurors when the jury wheel has been filled under the provisions of another act, and validating proceedings thereunder.

Counties of
third class.

Jurors and
Talesmen.

Section 1. Be it enacted, &c., That the act, approved the sixteenth day of April, one thousand nine hundred and twenty-five (Pamphlet Laws, two hundred forty-

four), entitled "An act applying to third class counties only, and regulating the selection, drawing, and summoning of all jurors and talesmen, and defining their qualifications in such counties; creating a jury board and defining its powers and procedure; providing for the appointment of a clerk to the jury board and fixing his maximum salary; providing for the custody of the jury wheel, and the filing and custody of jury lists; providing for the public drawing of jurors and the methods thereof; giving the trial judge the right to excuse jurors; prescribing the time of challenging jurors or the array, and regulating the procedure if array is quashed; repealing all acts or parts of acts inconsistent therewith," is hereby amended, by adding thereto a new section following section ten, to be known as section ten and one-tenth, to read as follows:

Act of April 16, 1925 (P. L. 244), amended by adding section 10.1.

Section 10.1. The provisions of this act relating to the drawing of jurors shall not apply to the drawing of jurors in any county in which the jury wheel was filled for the year under the provisions of any other act of Assembly applicable to such county at the time such wheel was filled, and the names of jurors shall be drawn therefrom under the provisions of the law applicable to such county at the time such jury wheel was so filled: Provided, however, That thereafter this act shall apply to such counties and the jury wheel shall be filled and the names of jurors drawn therefrom under the provisions of this act only.

Act not to apply when jury wheel has been previously filled for year.

Proviso.

Section 2. Any proceedings in relating to the drawing of the names of jurors from the jury wheel in any county becoming a county of the third class after the jury wheel in such county was filled differing from the procedure provided in the said act, approved the sixteenth day of April, one thousand nine hundred and twenty-five (Pamphlet Laws, two hundred forty-four), are hereby validated.

Previous drawing of jurors validated.

APPROVED—The 12th day of June, A. D. 1931.

GIFFORD PINCHOT