

Prior to any appropriation, the corporation shall attempt to agree with the owner as to the damage properly payable for an easement in his or her property; if such owner can be found and is sui juris; failing to agree, the corporation shall tender to the property owner a bond with sufficient sureties to secure him or her in the payment of damages; if the owner refuse to accept said bond or cannot be found or is not sui juris, the same shall then be presented to the court of common pleas of the proper county, after reasonable notice to the property owner by advertisement or otherwise, to be approved by it. Upon the approval of the bond and its being filed the right of the corporation to enter upon the enjoyment of its easement shall be complete. Upon petition of either the property owner or the corporation, thereafter, the court of common pleas shall appoint three disinterested freeholders of the county to serve as viewers to assess the damages proper to be paid to the property owner, for the easement appropriated by the company, and shall fix a time for their meeting, of which notice shall be given to both parties; and as compensation for their services each of said viewers shall receive two dollars and fifty cents for each day in which he may actually have been engaged in such duty, and mileage at the rate of ten cents for each circular mile traveled by him in going from his residence to and from such view.

Determination of damages.

Proceedings when owners refuse to accept security.

Appointment of viewers.

Time and notice of meeting.

Compensation of viewers.

Either party may appeal from the report of the viewers within twenty days after the filing thereof to the court of common pleas and have a jury trial as in ordinary cases, and writ of error to the Supreme Court.

Appeal from report of viewers.

APPROVED—The 5th day of April, A. D. 1927.

JOHN S. FISHER

No. 80

AN ACT

To amend section twelve of the act, approved the fourteenth day of May, one thousand nine hundred and twenty-five (Pamphlet Laws, seven hundred and twenty-six), entitled "An act creating a commission to select and acquire a site for the erection thereon of the Eastern State Penitentiary; defining its powers and duties," by continuing said commission until its work shall have been completed.

Section 1. Be it enacted, &c., That section twelve of the act, approved the fourteenth day of May, one thousand nine hundred and twenty-five (Pamphlet Laws, seven hundred and twenty-six), entitled "An act creating a commission to select and acquire a site

Eastern State Penitentiary Commission.

Act of May 14, 1925 (P. L. 726), amended.

for the erection thereon of the Eastern State Penitentiary; defining its powers and duties," be and the same is hereby amended to read as follows:

Commission to report February 1, 1929.

Section 12. The commission shall make a report of its work to the General Assembly not later than the first day of February, one thousand nine hundred and twenty-seven; and shall thereafter continue to exercise the powers and perform the duties conferred upon it by this act until its work shall have been finally completed. It shall make a final report to the General Assembly on or before the first day of February, one thousand nine hundred and twenty-nine.

APPROVED—The 5th day of April, A. D. 1927.

JOHN S. FISHER

No. 81

AN ACT

To amend section sixty-three of the act, approved the sixteenth day of May, one thousand nine hundred and one (Pamphlet Laws, one hundred and ninety-four), entitled "An act relating to negotiable instruments."

Negotiable instruments.

Act of May 16, 1901 (P. L. 194), amended.

An endorser.

Section 1. Be it enacted, &c., That section sixty-three of the act, approved the sixteenth day of May, one thousand nine hundred and one (Pamphlet Laws, one hundred and ninety-four), entitled "An act relating to negotiable instruments," be and the same is hereby amended to read as follows:

Section 63. A person placing his signature upon an instrument otherwise than as maker, drawer, or acceptor, is deemed to be an endorser unless he clearly indicates by appropriate words his intention to be [found] bound in some other capacity.

APPROVED—The 5th day of April, A. D. 1927.

JOHN S. FISHER

No. 82

AN ACT

To repeal an act, approved the nineteenth day of May, one thousand eight hundred and seventy-nine (Pamphlet Laws, sixty-four), entitled "An act to regulate the fees of justices of the peace and constables of the several counties of this Commonwealth."

Fees of justices and constables.

Act of May 19, 1879 (P. L. 64), repealed

Section 1. Be it enacted, &c., That an act, approved the nineteenth day of May, one thousand eight hundred and seventy-nine (Pamphlet Laws, sixty-four), entitled "An act to regulate the fees of justices of the peace and constables of the several counties of this Commonwealth," is hereby repealed.

APPROVED—The 5th day of April, A. D. 1927.

JOHN S. FISHER