

No. 52

## AN ACT

Validating legal instruments executed by fiduciaries without setting forth their fiduciary capacity.

Validations.

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

Instruments executed by fiduciaries without setting forth authority validated.

Section 1. Every legal instrument heretofore executed by a fiduciary which sets forth in the body of the instrument the fiduciary capacity of the person executing the instrument and which has been executed in the manner prescribed by law in all respects except that in the signing or acknowledgment of the instrument, or both, the fiduciary capacity was not indicated, is hereby made as good and valid and of the same effect as if properly executed by the fiduciary.

Exception.

Section 2. The provisions of this act shall not apply to any matter heretofore adjudicated by a court of competent jurisdiction.

Act effective immediately.

Section 3. The provisions of this act shall become effective immediately upon final enactment.

APPROVED—The 3rd day of June, A. D. 1953.

JOHN S. FINE

No. 53

## AN ACT

To add clause (15) to section 14 of the act, approved the twenty-fourth day of April, one thousand nine hundred forty-seven (Pamphlet Laws 89), entitled "An act relating to the form, execution, revocation, operation, and interpretation of wills; to nuncupative wills; to the appointment of testamentary guardians; to elections to take under or against wills and the procedure in reference thereto," by providing for a rule of construction with respect to cemetery lots owned by a testator or in which he has a right of interment.

"Wills Act of 1947."

Section 14, act of April 24, 1947, P. L. 89, amended by adding, at end thereof, a new clause (15).

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

Section 1. Section 14 of the act, approved the twenty-fourth day of April, one thousand nine hundred forty-seven (Pamphlet Laws 89), entitled "An act relating to the form, execution, revocation, operation, and interpretation of wills; to nuncupative wills; to the appointment of testamentary guardians; to elections to take under or against wills and the procedure in reference thereto," is hereby amended by adding, at the end thereof, a new clause to read as follows:

Section 14. Rules of Interpretation.—In the absence of a contrary intent appearing therein, wills shall be construed as to real and personal estate in accordance with the following rules:

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(15) *If in a will no express disposition or other mention is made of a cemetery lot owned by the testator at his decease and wherein he or any member of his family is buried, the ownership of the lot shall not pass from his lawful heirs by a residuary or other general clause of the will but shall descend to his heirs as if he had died intestate.*

APPROVED—The 3rd day of June, A. D. 1953.

JOHN S. FINE

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No. 54

AN ACT

To prohibit operation of boats having a developed horsepower rating in excess of ten on Canadohta Lake, in Crawford County.

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

Section 1. No boat equipped with a motor having a developed horsepower rating in excess of ten shall be operated on Canadohta Lake, in Crawford County.

Section 2. Any person violating the provisions of this act shall, upon summary conviction, be sentenced to pay a fine of not more than fifty dollars (\$50) and costs of prosecution, or, in default of the payment thereof, to undergo imprisonment for not more than twenty (20) days.

Section 3. The provisions of this act shall become effective immediately upon final enactment.

Canadohta Lake, Crawford County.

Operation of motor boats of more than ten horsepower on said lake prohibited.

Penalty.

Act effective immediately.

APPROVED—The 19th day of June, A. D. 1953.

JOHN S. FINE

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No. 55

AN ACT

To protect the public health as well as the livestock industry of the Commonwealth of Pennsylvania by regulating the business of collecting, transporting, cooking and feeding garbage to swine; providing for renegotiating contracts or parts of such contracts made with persons engaged in such business; providing for the licensing of such business and cancellation of such licensing; authorizing the Department of Agriculture to promulgate rules and regulations therefor; imposing certain duties upon said department; and providing penalties.