

wherein such intervention shall have taken place, shall be made by the borough without notice to such intervening taxpayer and opportunity for him to be heard.

APPROVED—The 20th day of April, A. D. 1921.

WM. C. SPROUL.

No. 114.

AN ACT

To amend sections one, two, three, four, five, six, nine, twelve, and thirteen, and to repeal section eleven, of an act, approved the third day of June, one thousand nine hundred and eleven (Pamphlet Laws, six hundred and thirty-one), entitled "An act to encourage the breeding of horses; to regulate the public service of stallions and jacks; to prevent misrepresentation of same; to require the licensing of stallions and jacks; and to provide for the enforcement thereof."

Stallions and
jacks.

Act of June 3,
1911 (P. L. 631),
amended.

Section 1. Be it enacted, &c., That section one of the act, approved the third day of June, one thousand nine hundred and eleven (Pamphlet Laws, six hundred and thirty-one), entitled "An act to encourage the breeding of horses; to regulate the public service of stallions and jacks; to prevent misrepresentation of same; to require the licensing of stallions and jacks; and to provide for the enforcement thereof," which reads as follows:—

Section 1, cited
for amendment.

"Section 1. Be it enacted, &c., That every person, firm, or company, standing or traveling any stallion or jack for breeding purposes in the State, shall cause the name, description, and pedigree of such stallion or jack to be enrolled by the *State Livestock Sanitary Board*, and procure a license certificate from said board, which shall thereupon be presented to and recorded by the prothonotary of the county or counties in which said stallion or jack is used for public service. Standing for public service shall be interpreted to mean the service of a stallion or jack, for which a fee is charged, whether such stallion or jack be stood at his home stable or traveled for breeding purposes," is hereby amended to read as follows:—

Registration
and licensing.

Section 1. Be it enacted, &c., That every person, firm, or company, standing or traveling any stallion or jack for breeding purposes in the State, shall cause the name, description, and pedigree of such stallion or jack to be enrolled by the *Bureau of Animal Industry of the Department of Agriculture*, and procure a license certificate from said bureau, which shall thereupon be presented to and recorded by the prothonotary of the county or counties in which said stallion or jack is used for public service. Standing for public service shall be interpreted to mean the service of a stallion or jack for which a fee is charged, whether such stallion or jack be stood at his home stable or traveled for breeding purposes.

Section 2. That section two of said act, which reads as follows:—

“Section 2. In order to obtain the license certificate herein provided for, the owner, part owner, or keeper of such stallion or jack shall cause him to be examined by a duly qualified veterinarian, who shall certify to his true condition of soundness, specifying such unsoundness as exist, if any; or *in lieu thereof, the owner may make affidavit before a notary public, that after diligent inquiry, said stallion or jack is, to the best of his knowledge and belief, free from any and all unsoundnesses, or in case any unsoundness does exist, it shall be clearly stated in the affidavit.* The veterinarian’s certificate, or owner’s affidavit to the same effect, together with the studbook certificate of registry of the pedigree of said stallion or jack, and any other documents that may be necessary to define and describe his breeding and ownership, shall be forwarded to the *State Livestock Sanitary Board,*” is hereby amended to read as follows:—

Section 2, cited for amendment.

Section 2. In order to obtain the license certificate herein provided for, the owner, part owner, or keeper of such stallion or jack shall cause him to be examined by a duly qualified *and approved* veterinarian, who shall certify to his true condition of soundness *and conformation*, specifying such unsoundness *or inferior conformation* as exists, if any. The veterinarian’s certificate, together with the studbook certificate of registry of the pedigree of said stallion or jack, and any other documents that may be necessary to define and describe his breeding and ownership, shall be forwarded to the *Bureau of Animal Industry.*

Certificate of veterinarian.

Section 3. That section three of said act, which reads as follows:—

“Section 3. Each stallion or jack for which a pedigree registry certificate is furnished, bearing the signature of the president and secretary of a studbook recognized and approved by the *State Livestock Sanitary Board,* shall be accepted as registered, and entitled to a license certificate as such,” is hereby amended to read as follows:—

Section 3, cited for amendment.

Section 3. Each stallion or jack for which a pedigree registry certificate is furnished, bearing the signature of the president and secretary of a studbook recognized and approved by the *Bureau of Animal Industry,* shall be accepted as registered, and entitled to a license certificate as such.

Eligibility to licensing.

Section 4. That section four of said act, which reads as follows:—

“Section 4. It shall be the duty of those charged with the enforcement of this act to pass upon the qualifications of the stallions or jacks for which applications for licenses are made, and to issue license

Section 4, cited for amendment.

LAWS OF PENNSYLVANIA,

certificates in accordance with the merits of each case, as follows:—

“The.....stallion (or jack).....
 Number....., owned by
 of; by
 of.....; foaled....., weight.....,
 height....., color.....,
 markings:
 is hereby certified to be registered in volume.....
 of the.....
 and to be of superior breeding, type, conformation,
 and soundness. He is therefore licensed to stand for
 service in Pennsylvania, and is very highly commended
 to the horse-breeders of the State. Above described
 stallion (or jack) inspected by.....
 (Signature).....
Secretary State Livestock Sanitary Board.

Certificate approved:

(Signature)
Director of Horse-Breeding.

“The..... stallion (or jack).....
 Number....., owned by.....
 of.....;by.....
 of.....; foaled....., weight.....,
 height....., color.....,
 markings:
 is hereby certified to be registered in volume.....
 of the.....
 and to be sound. He is therefore approved and
 licensed to stand for service in Pennsylvania.
 Certified sound by.....
 (Signature).....

Secretary State Livestock Sanitary Board.

Certificate approved:

(Signature)
Director of Horse-Breeding.

“The.....stallion (or jack).....
 Number....., owned by
 of; by
 of.....; foaled....., weight.....,
 height....., color.....,
 markings:
 is hereby certified to be registered in volume.....
 of the.....
 but to be unsound as specified herein. He is licensed
 to stand for service in Pennsylvania.
 Unsoundness certified to by.....
 (Signature).....

Secretary State Livestock Sanitary Board.

Certificate approved:

(Signature)
Director of Horse-Breeding.

"The.....stallion (or jack).....
 owned by.....
 of.....; foaled....., weight.....,
 height....., color.....,
 markings:.....
 is hereby certified to be unregistered, but of good type,
 conformation, and sound, and is therefore licensed to
 stand for service in Pennsylvania.
 Certified sound by
 (Signature).....
 Secretary State Livestock Sanitary Board.

Certificate approved:
 (Signature).....
 Director of Horse-Breeding.

"The.....stallion (or jack).....
 owned by.....
 of.....; foaled....., weight.....,
 height....., color.....,
 markings:.....
 is hereby certified to be unregistered and unsound, and
 is so licensed for service in Pennsylvania.
 Unsoundness certified to by.....
 (Signature).....
 Secretary State Livestock Sanitary Board.

Certificate approved:
 (Signature).....
 Director of Horse-Breeding,"

is hereby amended to read as follows:—

Section 4. It shall be the duty of those charged
 with the enforcement of this act to pass upon the
 qualifications of the stallions or jacks for which ap-
 plications for licenses are made, and to issue license
 certificates in accordance with the merits of each case,
 as follows:—

Form of license
 certificates.

The.....stallion (or jack)
 Number....., owned by.....
 of.....;by.....
 of.....; foaled....., weight.....,
 height....., color.....,
 markings:.....,
 is hereby certified to be registered in volume.....
 of the.....
 and to be of superior breeding, type, conformation, and
 soundness. He is therefore licensed to stand for serv-
 ice in Pennsylvania, and is very highly commended to
 the horse-breeders of the State. Above described stal-
 lion (or jack) inspected by.....
 (Signature).....
 Director Bureau of Animal Industry.

Pure bred.

Sound. The.....stallion (or jack).....
 Number....., owned by.....
 of.....;by.....
 of.....; foaled, weight.....,
 height....., color.....,
 markings:,
 is hereby certified to be registered in volume.....
 of the.....
 and to be sound. He is therefore approved and
 licensed to stand for service in Pennsylvania.
 Certified sound by,
 (Signature).....

Director Bureau of Animal Industry.

Unsound. The.....stallion (or jack).....
 Number....., owned by.....
 of.....;by.....
 of.....; foaled, weight.....
 height....., color.....,
 markings:,
 is hereby certified to be registered in volume.....
 of the.....,
 but to be unsound as specified herein. He is licensed
 to stand for service in Pennsylvania.
 Unsoundness certified to by.....
 (Signature).....

Director Bureau of Animal Industry.

Section 5. That section five of said act, which
 reads as follows:—

Section 5, cited
 for amendment.

“Section 5. Any stallion or jack the patronage of
 which, in the opinion of those charged with the en-
 forcement of this act, on account of impure breeding,
 unsoundness, inferior type, or conformation may
 prove a detriment to the horsebreeding interests of
 the State, shall be refused a license, and when license
 is so refused the said stallion or jack shall not stand
 for public service for profit or gain in this State,” is
 hereby amended to read as follows:—

Refusal of
 license.

Section 5. *No unregistered stallion or jack shall
 be licensed under this act or be used for public service
 in the State.* Any stallion or jack the patronage of
 which, in the opinion of those charged with the en-
 forcement of this act, on account of unsoundness, in-
 ferior type or conformation, may prove a detriment
 to the horsebreeding interests of the State, shall be re-
 fused a license, and when license is so refused the
 said stallion or jack shall not stand for public service
 in this State.

Section 6. That section six of said act, which
 reads as follows:—

Section 6, cited
 for amendment.

“Section 6. The *State Livestock Sanitary Board*
 reserves the right to revoke a license once issued, or
 to reclassify a stallion or jack as to the kind of license

certificate which he is to receive," is hereby amended to read as follows:—

Section 6. The *Bureau of Animal Industry* reserves the right to revoke a license once issued, or to re-classify a stallion or jack as to the kind of license certificate which he is to receive.

Revocation and reclassification.

Section 7. That section nine of said act, which reads as follows:—

"Section 9. A fee of *two* dollars shall be paid for the issuance of a license certificate in accordance with the provisions of this act. License shall expire on the first of January of each year, and shall be renewed annually, for which a fee of one dollar shall be charged. Renewal certificates need not be recorded with the prothonotary," is hereby amended to read as follows:—

Section 9, cited for amendment.

Section 9. An annual fee of *ten* dollars shall be paid for the issuance of a license certificate in accordance with the provisions of this act. Licenses shall expire on the first of January of each year. Renewal certificates need not be recorded with the prothonotary, nor be accompanied by a veterinarian's certificate, unless required.

Fees.

Expiration and renewal of licenses.

Section 8. That section twelve of said act, which reads as follows:—

"Section 12. The fees paid to the *State Livestock Sanitary Board* under the provisions of this act shall immediately be covered into the State Treasury, for the use of the Commonwealth," is hereby amended to read as follows:—

Section 12, cited for amendment.

Section 12. The fees paid to the *Bureau of Animal Industry* under the provisions of this act shall immediately be covered into the State Treasury for the use of the Commonwealth.

Disposition of fees.

Section 9. That section thirteen of said act, which reads as follows:—

"Section 13. Any person who shall violate any of the provisions of this act shall be guilty of a misdemeanor, and upon conviction thereof, before any alderman, magistrate, or justice of the peace of the proper county, shall be sentenced to pay a fine not to exceed fifty dollars, or, in default thereof, to be committed to the jail of the proper county for a period not to exceed thirty days. All fines shall be for the use of the Commonwealth, shall be paid to the *Secretary of the State Livestock Sanitary Board*, and shall be by him paid into the State Treasury," is hereby amended to read as follows:—

Section 13, cited for amendment.

Section 13. Any person who shall violate any of the provisions of this act shall be guilty of a misdemeanor, and, upon conviction thereof, before any alderman, magistrate, or justice of the peace of the proper county, shall be sentenced to pay a fine not to exceed fifty dollars, or, in default thereof, to be

Violations.

Misdemeanor.

Penalty.

committed to the jail of the proper county for a period not to exceed thirty days. All fines shall be for the use of the Commonwealth, shall be paid to the *Bureau of Animal Industry*, and shall be by them paid into the State Treasury.

Section 11. repealed.

When effective.

Section 10. That section eleven of said act be, and the same is hereby, repealed. This act shall take effect and be in force from and after January first, one thousand nine hundred and twenty-two.

APPROVED—The 21st day of April, A. D. 1921.

WM. C. SPROUL.

No. 115.

AN ACT

Providing that the waiver of an inquisition on real estate contained in any note, bond, or other obligation shall be effective against and bind real estate on which the same is a lien, in the hands of the maker or obligor, and in the hands of any purchaser or subsequent owner thereof.

Executions.

Real estate.

Obligations containing waiver of inquisition.

Effect.

As to subsequent owners of real estate.

Sale of real estate.

Section 1. Be it enacted, &c., That whenever in any note, bond, or other obligation, given for the payment of a debt or the performance of any obligation, there is contained on the part of the maker or obligor a waiver of inquisition on real estate, and the said note, bond, or other obligation is entered of record in the office of the clerk of the proper court, and becomes a lien on any real estate of the maker or obligor, such waiver of inquisition shall be effective against and bind the real estate on which the same is a lien, in the hands of the maker or obligor, or in the hands of any purchaser or subsequent owner of such real estate, and shall at all times enure to the benefit of the payee or obligee of such note, bond, or obligation. In any proceedings for the collection of such note, bond, or obligation by a sale of the real estate on which the same is a lien, whether such real estate be in the hands of the maker or obligor or in the hands of a purchaser or subsequent owner, the real estate may be sold on a writ of fieri facias or venditioni exponas, as may be provided in said note, bond, or obligation, or as may be provided by law, without any proceedings for an inquisition on the real estate, as is now provided by law.

APPROVED—The 21st day of April, A. D. 1921.

WM. C. SPROUL.