

## No. 525

## AN ACT

Providing for the commencement of civil actions for damages arising from any accident or injury occurring upon real estate, the footways, sidewalks, and curbs adjacent thereto; and providing for the service of process in such cases.

Section 1. Be it enacted, &c., That in cases where claims are made for damages arising from any accident or injury occurring upon real estate, the footways, sidewalks, and curbs adjacent thereto, it shall be lawful to commence an action for the recovery of damages in any court of record in the county wherein the real estate, footways, sidewalks, and curbs, are located, and service of process may be made by the sheriff of the county in which the action is brought, by deputizing the sheriff of the county wherein the defendant resides or where service may be had upon such defendant under the existing laws of this Commonwealth, in like manner as process may be now served in the proper county.

Accident or injury damage claims.

Real estate; footways; sidewalks; curbs.

Action in any court of record

Service of process.

Section 2. This act shall become effective immediately upon final enactment.

When effective

APPROVED—The 1st day of July, A. D. 1937.

GEORGE H. EARLE

## No. 526

## AN ACT

To amend section twenty-one of the act, approved the seventh day of June, one thousand nine hundred and seventeen (Pamphlet Laws, three hundred sixty-three), entitled "An act relating to the organization, jurisdiction and procedure of the orphans' courts; the powers and duties of the judges thereof; and appeals therefrom," by authorizing the orphans' court to conduct jury trials to determine issues awarded by it, and regulating the procedure and appeals in such cases.

Section 1. Be it enacted, &c., That section twenty-one of the act, approved the seventh day of June, one thousand nine hundred and seventeen (Pamphlet Laws, three hundred sixty-three), entitled "An act relating to the organization, jurisdiction and procedure of the orphans' courts; the powers and duties of the judges thereof; and appeals therefrom," is hereby amended, by adding at the end thereof a new subdivision to read as follows:

Section 21, act of June 7, 1917 (P. L. 363), amended.

Section 21.

(d) In any case where the orphans' court may deem it expedient or shall be required to send an issue to the court of common pleas for the trial of facts by a jury, the orphans' court, or a judge thereof, may, in its or his discretion, draw a jury, and a judge of said

Jury trials by orphans' court.