

officer of the court, or of any trustee or other person in a fiduciary capacity, or upon the audit of any such account, that the said receiver or other officer, trustee or other person, has in his possession, or has any knowledge of the existence of, any real estate which shall have escheated or is supposed to have escheated to the Commonwealth, the said court shall have power to order and direct the said administrator or executor, receiver or other officer, trustee or other person, filing an account as aforesaid, to file a true and accurate statement of all said real estate, describing the same as aforesaid, so far as he has been or shall be able to ascertain the same; and any and all accounts and statements filed under the provisions of this act shall be verified by oath or affirmation, in the customary manner. *And whensoever any escheator shall have been commissioned by the Department of Revenue of and concerning any money, estate or effects which have been or shall hereafter be paid into or deposited in the custody, or be under the control of any court of the United States in and for any district within this Commonwealth, or shall be in the custody of any depository, registry, or of any receiver, clerk, or other officer of any such court of the United States, he may join in one petition of escheat any number of items of such money, estate or effects, though held for different persons or in different proceedings in such court of the United States.*

All items in custody of any United States Court or its officers in any district in Pennsylvania, or in any depository or registry, may be joined in one petition of escheat.

Section 2. This act shall become effective immediately and shall apply to all proceedings now pending, as well as hereafter instituted.

APPROVED—The 13th day of April, A. D. 1943.

EDWARD MARTIN

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No. 23

AN ACT

To amend section two of the act, approved the twenty-second day of May, one thousand nine hundred thirty-five (Pamphlet Laws, two hundred twenty-eight), entitled "A supplement to the act, approved the eighteenth day of June, one thousand nine hundred and twenty-three (Pamphlet Laws, eight hundred forty), entitled 'An act concerning declaratory judgments and decrees, and to make uniform the law relating thereto,' prescribing the practice to be pursued in such proceedings," making further provision for the service and return of petitions for declaratory judgments.

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

Section 1. Section two of the act, approved the twenty-second day of May, one thousand nine hundred

Declaratory judgments and decrees.

thirty-five (Pamphlet Laws, two hundred twenty-eight), entitled "A supplement to the act, approved the eighteenth day of June, one thousand nine hundred and twenty-three (Pamphlet Laws, eight hundred forty), entitled 'An act concerning declaratory judgments and decrees, and to make uniform the law relating thereto,' prescribing the practice to be pursued in such proceedings," is hereby amended to read as follows:

Act of May 22,
1935, P. L. 228,
section 2,
amended.

Endorsement.

Section 2. (a) The petition shall have endorsed thereon, a notice to the defendant or defendants as follows: "You are required to file an answer within fifteen days from the service of this copy upon you, and to enter a written appearance in the court named, to the term and number stated hereon, specifying a person and a place within the county where service may be made upon you of all other papers, processes, and notices in the case. If you fail in either respect, a declaratory judgment or decree may be entered against you in your absence."

Service.

(b) [Petitions for declaratory judgments shall be served, and return made in the same manner as in the case of summons.] *Petitions for declaratory judgments may be served upon parties to the proceedings by the petitioner or by any authorized agent, or if required by the petitioner, it shall be served by the sheriff or coroner, as the case may require, of the proper county. The manner of service shall be by giving a copy thereof to the party to be served personally, or by leaving such copy with some adult member of his family at his place of residence.*

(c) *Such service may be made anywhere within this Commonwealth, and if any party required to be served resides outside the Commonwealth and his place of residence is known, and the proceeding concerned property situate within this Commonwealth, the court may in its discretion authorize service to be made on such party personally wherever found, or by registered mail, or may direct notice to be given by publication in such manner as shall appear to the court to be reasonable and proper according to general rules adopted by the court, or special orders made by the court in particular cases.*

(d) *The return of service of the petition, if made by the petitioner or his agent as aforesaid, shall be on oath or affirmation, and in all cases of service the return of service shall state how such petition was served.*

Act effective
immediately;
applies to cases
now pending.

Section 2. The provisions of this act shall become effective immediately upon its final enactment and shall apply to all cases now pending, as well as to all future proceedings.

APPROVED—The 13th day of April, A. D. 1943.

EDWARD MARTIN