

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

Section 1. Clause (2) of section 491, act of April 12, 1951 (P. L. 90), known as the "Liquor Code," is amended by adding, at the end thereof, a new paragraph to read: Clause (2), section 491, act of April 12, 1951, P. L. 90, amended by adding a new paragraph.

Section 491. Unlawful Acts Relative to Liquor, Alcohol and Liquor Licensees.—

It shall be unlawful—

* * * * *

(2) Possession or Transportation of Liquor or Alcohol.***

None of the provisions herein contained shall prohibit nor shall it be unlawful for any person to import into Pennsylvania, transport or have in his possession, an amount of liquor not exceeding one gallon in volume upon which a State tax has not been paid, and the package in which the liquor is contained does not bear the official seal of the board, if it can be shown to the satisfaction of the board that such person purchased the liquor in a foreign country and was allowed to bring it into the United States duty free. Such liquor shall not be possessed, offered for sale or sold on any licensed premises.

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APPROVED—The 26th day of July, A. D. 1961.

DAVID L. LAWRENCE

No. 382

AN ACT

Relating to the satisfaction of mortgages in counties of the second, third, fourth, fifth, sixth, seventh and *eighth class by the recording of a satisfaction piece, prescribing forms therefor, and fixing fees for the recording thereof.

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

Mortgage satisfaction in counties except first class.

Section 1. Definitions.—As used in this act:

Definitions.

(1) "Mortgage" shall mean any instrument or document recorded or filed for record in the office of the recorder of deeds (or other officials in charge of recording mortgages) in any county of the second, third, fourth, fifth, sixth, seventh or eighth class of the Commonwealth which creates or purports to create a specific lien on any real property within such county.

(2) "Real Property" shall mean lands, tenements, buildings and parts thereof or any interest therein.

(3) "Mortgagee" shall mean the owner or holder of the mortgage lien and shall include natural persons, co-

**"eight" in original

partnerships, associations, societies, fiduciaries, private and public corporations, authorities, the United States of America and any other country and their respective governmental agencies, the Commonwealth of Pennsylvania and any other state and their respective political subdivisions and agencies or the heir at law, legal representative, assignee, successor in interest, or attorney in fact of any of the foregoing.

Satisfaction of lien.

Section 2. Every mortgagee may enter of record in the office where the mortgage is recorded a duly executed satisfaction piece which shall forever thereafter satisfy and discharge the lien of the mortgage referred to therein.

Contents of satisfaction piece.

Section 3. Every satisfaction piece shall be in substantially the form provided in section 4 of this act and shall contain the names of the mortgagor, mortgagee and of the last assignee of mortgagee, if any, the date and the original principal amount of the mortgage, an accurate reference by book and page (or other appropriate recording reference) to the place where the mortgage and the last assignment thereof are recorded or filed for recording, and a brief description of or a statement of the location of the mortgaged real estate, and shall be executed and acknowledged by or on behalf of the mortgagee. The satisfaction piece shall be accompanied, upon presentation for recording, by the original mortgage instrument.

Form of satisfaction piece for natural persons.

Section 4. (a) Form of satisfaction piece for use by natural persons.

Satisfaction Piece

Made this.....day of19.....

Name of Mortgagor:

Name of Mortgagee:

Name of Last Assignee:

Date of Mortgage:

Original Mortgage Debt:\$

Mortgage recorded on, 19, in the office of the Recorder of Deeds ofCounty, Pennsylvania, in Mortgage Book, page

(Unless the word "None" is inserted after the "Name of Last Assignee" above, include the following):

Last assignment recorded on, 19....., in the Office of the Recorder of Deeds of

County, Pennsylvania, in Mortgage Book
page

Brief Description or Statement of Location of Mort-
gaged Premises:

The undersigned hereby certifies that the debt secured
by the above-mentioned Mortgage has been fully paid or
otherwise discharged and that upon the recording hereof
said Mortgage shall be and is hereby fully and forever
satisfied and discharged.

Witness the due execution hereof.

Witnessed by:

.....
.....

(Affix Acknowledgment)

(b) Form of satisfaction piece for use by other than
natural persons.

Form of
satisfaction piece
for other than
natural persons.

Satisfaction Piece

Made this day of, 19

Name of Mortgagor:

Name of Mortgagee:

Name of Last Assignee:

Date of Mortgage:

Original Mortgage Debt:\$

Mortgage Recorded on, 19....., in the
Office of the Recorder of Deeds ofCounty,
Pennsylvania, in Mortgage Book, page

(Unless the word "None" is inserted after the "Name of
Last Assignee" above, include the following): Last as-
signment recorded on, 19....., in the
Office of the Recorder of Deeds ofCounty,
Pennsylvania, in Mortgage Book, page

Brief Description or Statement of Location of Mortgaged
Premises:

The undersigned hereby certifies that the debt secured
by the above-mentioned Mortgage has been fully paid or
otherwise discharged and that upon the recording hereof

said Mortgage shall be and is hereby fully and forever satisfied and discharged.

Witness the due execution hereof.

Attested or witnessed by:

.....
..... By

(Affix Acknowledgment)

Duties of recording officer.

Section 5. The recording officer shall enter of record and properly index all satisfaction pieces against the name of the mortgagee or last assignee, as each is indicated in the satisfaction piece, and the recording officer shall indicate the recording of the satisfaction piece by an accurate reference placed on the record of the instrument satisfied thereby, or when the mortgage so satisfied is transcribed or recorded in a manner which permits notations to be made on the margin thereof, the recording officer shall note such satisfaction on the margin of the recorded mortgage and shall refer in such notation to the volume and page of the record wherein the satisfaction piece is set forth in full.

Non-liability of recording officer for mistakes in satisfaction piece.

Section 6. Nothing herein contained shall impose liability on any recording officer or any political subdivision of the Commonwealth for any mistake, error or inaccuracy found in any satisfaction piece recorded or filed for recording.

Construction of act.

Section 7. This act shall not affect or impair any other act, or any rule of civil procedure promulgated by the Supreme Court of the Commonwealth, which provides for the satisfaction or discharge of a mortgage in any manner other than as prescribed herein.

Fee.

Section 8. The fee for recording a satisfaction piece shall be four dollars and fifty cents (\$4.50), exclusive of any State tax now levied or that may hereafter be levied on recorded instruments.

Previously filed satisfaction piece validated.

Section 9. No written satisfaction or intended satisfaction given prior to the date hereof with respect to any mortgage on real property, situate in this Commonwealth, shall be deemed, held or adjudged invalid, defective or insufficient in law if the same shall purport to satisfy or discharge the lien of any mortgage and shall have been duly executed and acknowledged by or on behalf of the mortgagee and recorded in the office of the recorder of deeds of the county of the Commonwealth wherein the real property described or referred to in such satisfaction

is situate, but all such satisfactions shall be good, valid and effective in law for the purposes therein recited.

APPROVED—The 26th day of July, A. D. 1961.

DAVID L. LAWRENCE

No. 383

AN ACT

Amending the act of March 10, 1949 (P. L. 30), entitled "An act relating to the public school system, including certain provisions applicable as well to private and parochial schools; amending, revising, consolidating and changing the laws relating thereto," by further providing for the termination of contracts of professional employes.

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

Public School
Code of 1949.

Section 1. Section 1122, act of March 10, 1949 (P. L. 30), known as the "Public School Code of 1949," amended June 28, 1957 (P. L. 395), is amended to read:

Section 1122, act
of March 10, 1949,
P. L. 30,
amended June 28,
1957, P. L. 395,
further amended.

Section 1122. Causes for Termination of Contract.—The only valid causes for termination of a contract heretofore or hereafter entered into with a professional employe shall be immorality, incompetency, intemperance, cruelty, persistent negligence, mental derangement, advocacy of or participating in un-American or subversive doctrines, persistent and wilful violation of the school laws of this Commonwealth on the part of the professional employe: Provided, That boards of school directors may terminate the service of any professional employe who has attained to the age of sixty-two except a professional employe who is a member of the old age and survivors insurance system pursuant to the provisions of the act, approved the first day of June, one thousand nine hundred fifty-six (Pamphlet Laws 1973). In such case the board may terminate the service of any such professional employe at the age of *sixty-five* or at the age at which the employe becomes eligible to receive *full* benefits under the Federal Social Security Act [:Provided, That the services of such employe shall not be terminated before age sixty-two].

Nothing within the foregoing enumeration of causes, shall be interpreted to conflict with the retirement of professional employes upon proper evidence of disability, or the election by professional employes to retire during the period of voluntary retirement, or the authority of the board of school directors to require professional employes to retire during said period of voluntary retirement,