

No. 4

AN ACT

SB 575

Amending the act of March 26, 1785 (2 Sm.L.299, Ch.MCXXXIV), entitled "An act for the limitation of actions to be brought for the inheritance or possession of real property, or upon penal acts of Assembly," reducing certain age requirements.

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

Section 1. Section IV., act of March 26, 1785 (2 Sm.L.299, Ch.MCXXXIV), entitled "An act for the limitation of actions to be brought for the inheritance or possession of real property, or upon penal acts of Assembly," is amended to read:

Section IV. Provided also, and be it further enacted by the authority aforesaid, That if any person or persons having such right or title be, or shall be at the time such right or title first descended or accrued, within the age of [twenty-one] *eighteen* years, feme-covert, non compos mentis, or imprisoned, then such person or persons, and the heir or heirs of such person or persons, shall and may, notwithstanding the said twenty-one years be expired, bring his or their action, or make his or their entry, as he, she or they might have done, before the passing of this act, so as such person or persons, or the heir or heirs of such person or persons, shall, within ten years next after attaining full age *of eighteen*, discoverture, soundness of mind, enlargement out of prison, or coming into the said United States, take benefit of or sue for the same, and no time after the said ten years; and in case such person or persons shall die within the said term of ten years, under any of the disabilities aforesaid, the heir or heirs of such person or persons shall have the same benefit, that such person or persons could or might have had, by living until the disabilities should have ceased or been removed; and if any abatement happen in any proceeding or proceedings upon such right or title, such proceeding or proceedings may be renewed and continued, within three years from the time of such abatement, but not afterward.

Section 2. Any person who, on the effective date of this act, is between the ages of 18 and 21 years, shall be at liberty to bring the same actions, within the time hereby before limited, after attaining the age of 21 years.

Section 3. This act shall take effect in 60 days.

APPROVED—The 10th day of February, A. D. 1976.

MILTON J. SHAPP