

TIMBER TAKEN FROM LANDS BY TENANTS - PROHIBITED

Act of May. 4, 1869, P.L. 1251, No. 1232

Cl. 68

AN ACT

To prevent tenants in common of timber lands from cutting or removing timber trees without the consent of all of their co-tenants.

Section 1. Tenants in Common; Cutting or Removing Timber, without Consent of Co-tenants.

From and after this date it shall be unlawful for any owner or owners of any undivided interest in timber land within this Commonwealth to cut or to remove, or to cause to be cut or removed, from the said land, any timber trees, without first obtaining the written consent of all co-tenants in said premises. 1869, May 4, P.L. 1251, Sec. 1.

Section 2. Sale of Timber without Consent of Co-tenant

No sale of any timber cut or removed from such undivided lands, before or without such consent, shall pass any title thereto; and the parties injured shall have every remedy in law and equity for the recovery of the said timber trees, and of all square timber, boards, lumber, ties, shingles and other articles whatsoever manufactured therefrom; and also for the recovery of damages for the cutting or removing of the same, which they now have against an entire stranger to the title.

1869, May 4, P.L. 1251, Sec. 2.