

INTERSTATE TRANSFER OF LAND TITLES
Act of May 16, 1923, P.L. 242, No. 157
AN ACT

Cl. 68

Providing for the transfer to Pennsylvania of the titles to, and liens affecting, any lands theretofore regarded as being in the State of Delaware but found to be in Pennsylvania, in accordance with the interstate boundary run by the joint commission of said States appointed by virtue of the act of Assembly of Pennsylvania, approved the fourth day of May, one thousand eight hundred and eighty-nine (Pamphlet Laws, eighty-one), entitled "An act relative to the boundary lines and boundary line monuments."

Whereas, By virtue of the act of Assembly of Pennsylvania, approved the fourth day of May, one thousand eight hundred and eighty-nine (Pamphlet Laws, eighty-one entitled "An act relative to the boundary lines and boundary line monuments," a commission in cooperation with a like commission appointed by the State of Delaware was authorized to examine, survey, and reestablish the boundary line between said States, and said joint commission in pursuance thereof, in the year one thousand eight hundred and ninety-two, ran and located a boundary line and marked the same with stone monuments upon the ground, and their action was duly ratified and confirmed by the State of Pennsylvania by the act of Assembly, approved the twenty-second day of June, one thousand eight hundred ninety-seven (Pamphlet Laws, one hundred and eighty-two), entitled "An act providing for the acceptance, approval, and confirmation of the report of the commission appointed in pursuance of the act, approved the fourth day of May, Anno Domini one thousand eight hundred and eighty-nine, authorizing the examination, survey, and reestablishment of the circle of New Castle, as the boundary line between Pennsylvania and Delaware," and by the State of Delaware by act of the twenty-eighth day of March, one thousand nine hundred and twenty-one, and also by Congress by act of the thirtieth day of June, one thousand nine hundred and twenty-one, thereby making it the legal boundary between said States.

Section 1. Be it enacted, &c., That it shall be lawful for any person or persons, body politic and corporate, his, her, or their agent or attorney, who may own or have any interest in or claim to, upon, or against lands and tenements heretofore supposed to be within the limits of the State of Delaware and which are now found by the said survey to be within the limits of the State of Pennsylvania, to procure copies, duly certified and authenticated according to the laws of the State of Delaware, of all deeds, conveyances, assurances, agreements, or other instruments of writing affecting or in anywise relating to any of said lands and tenements, or the titles thereof, and which shall have been duly recorded in the proper office for recording like papers or instruments within the county of New Castle in the State of Delaware, and have the same recorded in

the office for the recording of deeds in the county within this State in which the same are now found, as aforesaid, to be situate; and it is hereby made the duty of the recorder of deeds of said last mentioned county or counties to receive and record the same on the payment of the usual fees for like services, and, when so recorded, the same shall have the like force and efficacy, validity, and effect as if the same had been originally therein recorded at the time the same were recorded in the State of Delaware; and copies, duly certified and authenticated of such records so made within this State, shall be evidence in all cases and for all purposes for which the original papers or instruments, or copies of the original record thereof, would be evidence in this State, and as if such record, hereby authorized, had been made from the original papers themselves.

Section 2. Copies, certified and authenticated in the manner required in the preceding section, of all mortgages, judgments, recognizances, or other liens or debts of record, which shall be outstanding and subsisting, at the time of such transfer, in the county of New Castle in the State of Delaware, and binding or affecting any of the lands and tenements hereinbefore mentioned had the same been within the limits of the said State, may be transferred to, and recorded or entered of record in the proper office in, any county in this State within which such lands and tenements are now found to lie by the proper officer or any party in interest, his, her, or their agent or attorney, presenting the same for record or entry, and on payment of the fees allowed by law for similar services; the proper officer to whom they are so offered for entry or record shall enter and record the same, and such entry or record, when so made, shall relate to the date of their original entry and be of the like force and effect as if originally made in said county in this State, and copies thereof shall be evidence in the same manner and under the same restrictions as are mentioned and prescribed in the preceding section of this act.

Section 3. All titles to lands along said line at any time heretofore sold under execution issued out of any of the courts of the State of Delaware, or upon proceedings in partition in any of the said courts, or by virtue of any order or orders of any of the said courts, which lands are now found to be within the limits of the State of Pennsylvania, shall be deemed and taken to be good and valid to all intents and purposes as if the said lands were within the limits of the State of Delaware.