

VALIDATING WRITS OF SCIRE FACIAS
Act of Apr. 4, 1935, P.L. 24, No. 14
AN ACT

Cl. 53

Validating amicable writs of scire facias to revive municipal claims entered by boroughs and townships of the first class where more than five years have elapsed since the original claims were filed, or a prior revival thereof made.

Section 1. Be it enacted, &c., That whenever any borough or township of the first class has heretofore filed in the office of the prothonotary of the proper county an amicable writ of scire facias to revive any municipal claim, and such writ of scire facias shall not have been filed within the period of five years from the time the original claim was filed, or within five years after any prior revival of such claim; then in any such case such action in filing such amicable writ of scire facias is hereby ratified, confirmed, and made valid notwithstanding that the same was not filed within the time required by law, and that the lien of such municipal claim was lost; and the lien of any such municipal claim shall be deemed revived from the date such amicable writ of scire facias was filed in the office of the prothonotary; and such lien may be proceeded upon, further revived, and collected as provided by law: Provided, however, That the lien of any such municipal claim shall not reattach against any real estate transferred to any purchaser during the time when the lien of the same was lost: And provided further, That where any mortgage shall have been entered of record against any such real estate during the period when the lien of any such municipal claim was lost, such mortgage shall have priority over such revived municipal claim.

(1 amended July 12, 1935, P.L.724, No.286)

Section 2. This act shall become effective immediately upon final enactment.