

uty prothonotary shall also at all times perform all other duties specially imposed upon him by the prothonotary or the principal deputy prothonotary. In case of the death, or during the illness, absence, or other temporary disability of the prothonotary and of the principal deputy prothonotary at the same time, the second deputy prothonotary shall act in the name, place, and stead of the prothonotary in all matters relating to the performance of the duties of the prothonotary.

Salaries.

Section 3. The salary of the principal deputy prothonotary in such counties is hereby fixed at the sum of eight thousand dollars (\$8,000) per annum, and the salary of the second deputy prothonotary is hereby fixed at the sum of six thousand dollars (\$6,000) per annum, to be paid by such counties.

Repeal.

Section 4. All acts or parts of acts inconsistent herewith, or which may be supplied hereby insofar as they may be so inconsistent or supplied, be and the same are hereby repealed.

APPROVED—The 19th day of March, A. D. 1925.

GIFFORD PINCHOT.

No. 40.

AN ACT

Validating proceedings and ordinances of borough councils; providing for joint grading, paving, curbing, and draining of public highways by the borough and county, borough and State, or the borough, county and State; and validating municipal liens therefor.

Boroughs.

Jointly improved highways.

Ordinances authorizing.

Municipal liens therefor.

Section 1. Be it enacted, &c., That whenever in any borough in this Commonwealth, prior to the passage of this act, a highway or part thereof has been jointly improved by the borough and county, borough and State, or the borough, county, and State by being graded, paved, or paved, curbed, and drained, with brick, concrete, or other paving, curbing and draining materials in pursuance of the authority of an act of Assembly and an ordinance passed and enacted in pursuance thereof, and the costs and expenses or part thereof of the improvement assessed on abutting property owners, as provided by the ordinance and act of Assembly authorizing and directing such improvement, and a municipal claim or lien has been filed against the property therefor, but owing to some defect in the ordinance, assessment, or notice of assessment or time of filing the lien, or for any other reason whatsoever, the ordinance or proceeding by the council authorizing and directing the improvement and making the assessment

or filing the lien therefor, or the proceedings in filing of any municipal claim or lien therefor, are for any reason defective or invalid, or where by reason of the fact that the interest of the person or corporation named in the lien as owner or reputed owner is an estate in the minerals only, whether as tenant or as owner thereof, it might or could be contended that the land described in the lien is not bound thereby, and especially in the case the lien has not been filed within the time prescribed by law; such ordinance and all proceedings authorizing the improvement and making the assessment therefor, and any municipal claim or lien filed therefor, are hereby validated and made binding for the amount justly and equitably due and payable on account of such grading, paving, curbing, and draining: Provided, That this act shall not apply to any proceeding, suit, or lien whereon a final order or judgment of any court of record has already been made or entered: *And provided further, That this act shall not validate any lien against any property which has been conveyed to a bona fide purchaser thereof subsequent to the expiration of the period prescribed by law for the filing of such liens and prior to the time of the filing thereof, or give the lien thus filed priority over any bona fide lien or liens then existing against the property.*

Validation.

Proviso.

APPROVED—The 21st day of March, A. D. 1925.

GIFFORD PINCHOT.

No. 41.

AN ACT

Validating certain proceedings and elections of counties, cities, boroughs, townships, school districts, and other municipalities or incorporated districts had and held pursuant to the provisions of an act, approved the twentieth day of April, one thousand eight hundred and seventy-four, entitled "An act to regulate the manner of increasing the indebtedness of municipalities, to provide for the redemption of the same, and to impose penalties for the illegal increase thereof," and the amendments and supplements thereto, and validating bonds issued or authorized to be issued in pursuance of such proceedings and elections.

Section 1. Be it enacted, &c., That all proceedings and elections heretofore had and held by any county, city, borough, township, school district, or other municipality or incorporated district within this Commonwealth to increase its indebtedness under the method or procedure specified by the provisions of an act of Assembly, entitled "An act to regulate the manner of increasing the indebtedness of municipalities, to provide for the redemption of the same, and to im-

Municipalities.

Election to increase indebtedness.