

the viewers assessing the benefits for such improvement whether now or hereafter pending, or within twelve (12) months after the approval of this act where the improvement is now completed if no lien has been heretofore filed for the same, or within twelve (12) months after the passage of any councilmanic ordinance assessing benefits under the provisions of this act where the improvement is already completed, and the same shall be entered upon record as other municipal claims. Such liens shall state the name of the party claimant, which shall be the corporate name of the city, borough or township making the improvement; name of the owner or reputed owner of the property assessed; a reasonable description of the property assessed; the amount or sum claimed to be due which shall include interest on the assessment from the completion of the improvement; for what improvement the claim is made; the date of its completion; the date of the assessment for which the lien is filed. Such lien, when so filed, shall be prima facie evidence of all matters therein set forth and of the right of the city, borough or township to recover the amount therein claimed to be due, together with interest from the date of the lien or completion of the improvement, costs, and an attorney's commission of five per centum for collecting.

Scope of lien.

May issue execution.

When effective.

Section 3. The claim, when so filed, shall be proceeded upon for collection by writ of scire facias: Provided, That this act shall not apply to any proceeding, suit or lien wherein a final order or judgment of any court of record has already been made or entered.

Section 4. This act shall become effective immediately upon final enactment.

APPROVED—The 2d day of June, A. D. 1937.

GEORGE H. EARLE

No. 318

AN ACT

Validating certain proceedings and elections of municipalities had and held pursuant to the provisions of an act, approved the twentieth day of April, one thousand eight hundred and seventy-four (Pamphlet Laws, sixty-five), 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, and in case any bonds have been sold by a municipality, and the publication of notices of the sale have been defective, to cure such defective publication of sale notices and validate the sale thereof.

Municipalities.
Elections held to
increase indebtedness.

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 municipi-

pality or incorporated district within this Commonwealth, to increase its indebtedness under the method of 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 impose penalties for the illegal increase thereof," approved the twentieth day of April, one thousand eight hundred and seventy-four (Pamphlet Laws, sixty-five), and the acts amendatory thereof and supplementary thereto, where the majority of votes cast at such election was in favor of the increase of indebtedness, be, and the same are hereby, ratified, confirmed, and made valid, notwithstanding such election was held within ninety days after the general election, notwithstanding the date of the ordinance or vote deciding such increase was within ninety days after a general election, and notwithstanding any defect or informality in the manner of holding, mode of conducting or giving notice of such election, or in form of the ballot, and notwithstanding that the polls, at such election, were not open a full twelve hours as provided by law, and notwithstanding any patent error of orthography, or of numerical statement, on any or all of the ballots.

Said elections
validated.

All of the bonds, securities, and obligations issued, or to be issued, in pursuance of every such election are hereby made valid and binding obligations of every such county, city, borough, township, school district, or other municipality or incorporated district, and also in case any municipal bonds have been sold by a municipality, and the publication of notices of the sale have been defective, all such bonds, securities, and obligations, sold under defective publication of the notices of such sale, are hereby made valid and binding obligations of every such county, city, borough, township, school district, or other municipality or incorporated district: Provided, That all the other requirements of law concerning such procedure, election, and issue of bonds have been complied with: And provided further, That the provisions of this act shall not apply in any instance where the validity of such election, or any issue of bonds or other security based thereon, has been made the subject of litigation in any court of the Commonwealth prior to the approval of this act, nor to any litigation in any court of this Commonwealth instituted prior to the passage of this act, and still pending and undetermined.

Bonds validated.

Proviso.

Section 2. The provisions of this act shall become effective immediately upon its final enactment.

When effective.

APPROVED—The 3d day of June, A. D. 1937.

GEORGE H. EARLE