

Section 4. The recording of any such lease, sublease, agreement or memorandum in accordance with the provisions of this act shall constitute constructive notice to subsequent purchasers, mortgagees and *judgment creditors of the lessor of the making and of the provisions of such lease, sublease or agreement, including any purchase or refusal provisions set forth in the lease, sublease or agreement.

Constructive notice.

Section 5. This act shall not be construed as derogating from any actual or constructive notice which would be effective under existing law of the making or of the provisions of any present or future lease, sublease or agreement.

Construction of act.

Section 6. The recording of any such memorandum shall constitute full compliance with the provisions of any act now or hereafter requiring or permitting the recording of leases, subleases or agreements to lease or to sublease in connection with the mortgaging or assignment thereof.

Effect of recording memorandum.

Section 7. The provisions of this act shall apply to all such instruments recorded after the effective date hereof.

Applicability of act.

APPROVED—The 2nd day of June, A. D. 1959.

DAVID L. LAWRENCE

No. 87

AN ACT

Amending the act of May 25, 1933 (P. L. 1050), entitled "An act creating and establishing a fund for the care, maintenance, and relief of aged, retired and disabled employes of the bureau of fire in cities of the second class; creating a board for the management thereof; providing the mode and manner of payment to beneficiaries, and for the care and disposition of its funds; and providing for the transfer and payment of all moneys and securities in existing funds in similar boards superseded by the fund and board herein created," providing payments to the widow and children of members who are killed while on duty.

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows:

Titles of second class.

Section 1. Clause (2) of section 9, act of May 25, 1933 (P. L. 1050), entitled "An act creating and establishing a fund for the care, maintenance, and relief of aged, retired and disabled employes of the bureau of fire in cities of the second class; creating a board for the management thereof; providing the mode and manner

Clause (2), section 9, act of May 25, 1933, P. L. 1050, amended June 28, 1955, P. L. 206, further amended.

* "judgement" in original.

of payment to beneficiaries, and for the care and disposition of its funds; and providing for the transfer and payment of all moneys and securities in existing funds in similar boards superseded by the fund and board herein created," amended June 28, 1955 (P. L. 206), is amended to read:

Requirements
for eligibility
in fund.

Section 9. Any individual eligible to membership in such fund, as aforesaid, shall be required—

* * * * *

(2) To contribute to said fund five per centum of his rated monthly salary or wages, but not in excess of twenty-five dollars a month which shall be deducted from his salary or wages by the city controller from the payroll for the last half of each month, and paid into the fund. All beneficiaries of the fund shall, in addition thereto, pay the sum of one dollar a month into the said fund, and in the case of active members, the city controller shall deduct said contribution from the payroll of the last half of each month and the secretary of the fund shall deduct the sum of one dollar from the pension paid each pensioner. The amount so collected shall be paid into the firemen's relief and pension fund, and out of the funds of the firemen's relief and pension fund there shall be paid to the beneficiary of any deceased member of the fund, the sum of one thousand two hundred dollars.

When any member of the fund shall resign or be dismissed from service there shall be paid to him from the fund a sum of money equal to all dues paid by him into the fund, without interest. When any member of the fund shall die in active service there shall be paid from the fund a sum of money equal to all dues paid by him into the fund, without interest, to his widow, if there be such widow, or in the absence of such widow to such person or persons as he shall have designated on a form prepared and approved by the board for such purpose, or in the absence of such widow and such designation to his estate. When any beneficiary shall die before he has received pension payments equal in amount to his total contributions to the fund, there shall be paid a sum of money equal to the difference between the amount of his said contributions and the amount he shall have received as pension payments, without interest, to his widow, if there be such widow, or in the absence of such widow to such person or persons as he shall have designated on a form prepared and approved by the board for such purpose, or in the absence of such widow and such designation to his estate.

When any member of the fund shall die as a result of injuries incurred while in the performance of his duties, there shall be paid to his widow from the fund

monthly sums in amounts which, together with any payments received under "The Pennsylvania Workmen's Compensation Act" or "The Pennsylvania Occupational Disease Act," will be equal to fifty per centum of his salary at the time of his death, provided such combined payment shall be not less than two hundred dollars per month and not more than two hundred fifty dollars per month. Such monthly payments shall continue for three hundred fifty weeks, or until the widow shall remarry, or until her death, whichever shall first occur.

In the event there are surviving children but no widow, or after the payments herein provided for the widow have been discontinued by reason of the end of the three hundred fifty week period or her remarriage or death, each unmarried child of the deceased member under the age of eighteen years shall thereafter receive payments equal to twenty-five per centum of the payments above provided for the widow, but in no case shall total payments to one family be more than two hundred fifty dollars. Where there is only one child, the minimum monthly payments shall be sixty dollars. Where the maximum amount is payable, it shall be divided equally among the children entitled thereto. The payments for each child shall terminate upon his reaching the age of eighteen years or his marriage or death. These payments shall consist of any payments received under "The Pennsylvania Workmen's Compensation Act" or "The Pennsylvania Occupational Disease Act," supplemented by the necessary amounts from the pension fund.

Regular employes shall serve at least fifteen days in each month and appear on both semi-monthly payrolls of said bureau of fire in said month in order to be credited for one month's service for pension under this act. In the event, however, that such regular employe served one or more days in any month while serving as a substitute employe prior to becoming a regular employe, such regular employe shall be given a full month's credit for the day or days in every month so served as a substitute: Provided, That the dues for each month so credited are paid in full.

APPROVED—The 2nd day of June, A. D. 1959.

DAVID L. LAWRENCE

No. 88

AN ACT

Amending the act of May 22, 1935 (P. L. 233), entitled "An act creating and establishing a fund for the care, maintenance, and relief of aged, retired, and disabled employees of the Bureau of Police in cities of the second class; providing a pension fund for said employees; and providing for the payment of certain