

affected, that such statements may be recorded in the counties where the land lies; and that the record thereof or certified copies thereof shall be evidence where the said certified statement would be evidence."

(h) The act of June 27, 1913 (P. L. 665), entitled "An act authorizing and regulating the survey, appraisal, and patenting of lands in beds of navigable rivers or streams, permitted by the Government of the United States to be abandoned and filled as no longer of use for ordinary purposes of navigation."

Section 18. Effective Date.—This act shall take effect immediately. Act effective immediately.

APPROVED—The 9th day of July, A. D. 1959.

DAVID L. LAWRENCE

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No. 138

AN ACT

Amending the act of June 23, 1931 (P. L. 932), entitled "An act relating to cities of the third class; and amending, revising, and consolidating the law relating thereto," limiting the provisions relating to the annexation of boroughs by petition to those having a population of less than ten thousand inhabitants, and establishing a procedure for the annexation of boroughs having a population of ten thousand or more.

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows: The Third Class City Code.

Section 1. Section 501, act of June 23, 1931 (P. L. 932), known as "The Third Class City Code," reenacted and amended June 28, 1951 (P. L. 662) and amended April 1, 1959 (Act No. 12), is amended to read:

Section 501, act of June 23, 1931, P. L. 932, reenacted and amended June 28, 1951, P. L. 662, and amended April 1, 1959, Act No. 12, further amended.

Section 501. Petition for Annexation of Boroughs or Townships and Parts of Townships.—Any borough *having a population of less than ten thousand inhabitants*, or any township or part of a township, contiguous to any city, whether wholly or partially within the same or different counties, may become annexed to any such city in the following manner:

(a) In the case of a borough, the borough council may pass an ordinance for such annexation, whenever three-fifths of the taxable inhabitants of such borough shall present a petition, accompanied with the written consent of a majority in number and interest of property owners of the borough, asking for such annexation.

(b) In the case of a township, or part thereof, whenever three-fifths of the taxable inhabitants of such township or part thereof shall present a petition to the council

of said city, accompanied with the written consent of a majority in number and interest of property owners of such township or part of a township, asking for such annexation.

(c) In case of part of a township, when there are no taxable inhabitants residing therein, then whenever three-fifths of the property owners in number and interest of property situated therein shall present a petition to the council of said city asking for such annexation.

In construing this section, a majority in interest of owners of undivided interests in any piece of property shall be deemed and treated as one person for the purpose of ascertaining the number of petitioners.

Section 2. The act is amended by adding, after section 505, a new section to read:

Act of June 23, 1931, P. L. 932, reenacted and amended June 28, 1951, P. L. 662, further amended by adding a new section 506.

Section 506. Petition for Annexation of Boroughs Having Ten Thousand or More Inhabitants.—Whenever electors, equal to at least ten per centum of the highest vote cast for any office in any borough having a population of ten thousand or more inhabitants contiguous to a city at the last preceding general election, or whenever ten per centum of the qualified electors, residing within any part of a borough having a population of ten thousand or more inhabitants contiguous to a city, shall petition the council of such city for the annexation of the borough, or part thereof, to the contiguous city, and for a referendum on the question of such annexation, the council shall cause a question to be submitted at the primary or general election occurring at least sixty days thereafter, by certifying a resolution, duly adopted, to the county board of elections of the county or counties in which any part of the city or borough is located, for submission of such question on the ballot or on voting machines at such election, both in such borough and in the city to which annexation is desired, in the manner provided by the election laws of this Commonwealth.

Such question shall be in the following form:

<i>Do you favor the annexation of the borough of</i>	<i>Yes</i>	
<i>(or the part of the borough briefly described) to the city of</i>	<i>No</i>	

If a majority of the persons voting on such question in the entire borough shall vote "yes," and a majority of the persons voting on such question in the city shall vote "yes," then the borough or part thereof, as the

case may be, shall on the first Monday of January next following, be and become a part of the city.

If a majority of the persons voting on the question in the borough or in the city shall vote "no," no further proceeding shall be had, and it shall not be lawful to hold another election upon the question until the second general or municipal election thereafter occurring.

All petitions shall be accompanied by a plot or plots of the territory to be annexed, showing all streets and highways, municipal improvements and public buildings, and all petitions for the annexation of a part of a borough shall include a description of the part of the borough sought to be annexed.

Section 3. This act shall take effect immediately.

Act effective immediately.

APPROVED—The 10th day of July, A. D. 1959.

DAVID L. LAWRENCE

No. 139

AN ACT

Amending the act of June 23, 1931 (P. L. 932), entitled "An act relating to cities of the third class; and amending, revising, and consolidating the law relating thereto," providing for the terms and salaries of officials and employes of annexed territory and ordinances of the annexed territory.

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

The Third Class City Code.

Section 1. Article V., act of June 23, 1931 (P. L. 932), known as "The Third Class City Code," reenacted and amended June 28, 1951 (P. L. 662), is amended by adding, at the end thereof, two new subarticles to read:

Article V., act of June 23, 1931, P. L. 932, amended by adding two new subarticles (i) section 570 and (j) section 580.

(i) *Terms and Salaries of Officials and Employes of Annexed Territory*

Section 570. *Annexation Officials and Employes.*—*In case of annexation, all salaried public officials of territory annexed who have theretofore been elected for a definite term shall continue to receive during the term for which they were elected the same salaries as they would have received except for such annexation, and it shall be the duty of the mayor of such city to assign to such public officials the performance of such suitable services and duties as will be in the public interest of the city and particularly of the annexed portion thereof. In case of nonelective employes of such annexed borough or township, they shall, so far as practicable, be employed at corresponding duties by the city in*