

land last mentioned west 192 rods to stones corner; thence south 15 degrees west $34\frac{1}{2}$ rods to a stones corner; thence by other land of John Inch east 200 rods to a post corner; thence north 33 rods to the place of beginning, containing 40 acres, more or less.

Tract No. 2. Beginning at stones in the west line of land formerly of John Sampson and the southeast corner of land formerly of John B. Tuthill; thence south along the east line of said lot 52 rods to stones; thence west by land contracted to Hiram Frisbie 192 rods to stones in the line of George Rix's land; thence north 15 degrees east 54 rods to stones being the southwest corner of land, formerly of John B. Tuthill; and thence east 178 rods to the place of beginning, said tract being situate in Elk Forest and known as the middle part of lot No. 47, containing 60 acres and 20 perches as surveyed by D. S. West.

Excepting all that land that Geo. F. Munson et ux, by deed dated May 23, 1901, and recorded in Wayne County Deed Book 88, page 219, granted and conveyed to Delaware & Hudson Co. This conveyance contained $9\frac{1}{2}$ acres.

And being the same tracts of land conveyed to Elmer Faber and Elma M. Faber, his wife, by deed of James Rutherford, Executor, under the Last Will and Testament of Susan E. Munson, deceased, dated February 26, 1948, and recorded in Wayne County Deed Book 168, page 350.

Approval
of titles.

Section 2. The land shall not be acquired until its title has been approved by the Department of Justice.

Act effective
immediately.

Section 3. This act shall take effect immediately.

APPROVED—The 25th day of May, A. D. 1961.

DAVID L. LAWRENCE

No. 130

AN ACT

Amending the act of May 27, 1949 (P. L. 1903), entitled "An act providing for powers, responsibilities, duties and limitations of the Governor, Adjutant General, Department of Military Affairs, Pennsylvania State Armory Board, Military Reservation Commission in connection with the armed Military and Naval forces and the internal security of the Commonwealth; for the definition, organization, powers and limitations of the unorganized militia, Pennsylvania National Guard, Pennsylvania Guard, Naval Militia, Pennsylvania Naval Militia and for coordination with the government of the United States in the organization and functioning of the Pennsylvania National Guard and the National Guard of the United States apportioned the Commonwealth," providing for promotions for certain retired Major-Generals.

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

The Military Code of 1949.

Section 1. Section 827.1, act of May 27, 1949 (P. L. 1903), known as "The Military Code of 1949," added October 21, 1959 (P. L. 1338), is amended to read:

Section 827.1, act of May 27, 1949, P. L. 1903, added October 21, 1959, P. L. 1338, amended.

Section 827.1. Promotions of Officers, Warrant Officers and Enlisted Men.—Every retired officer, warrant officer and enlisted man of the Army or Air National Guard or Reserve, shall, upon application to the Adjutant General after his or her retirement, be promoted to the next higher grade in the Pennsylvania National Guard above that presently held in a grade or rank federally recognized: Provided, That the applicant meets the following requirements:

(1) The applicant has served ten years in the Pennsylvania National Guard with active Federal service counting as double time.

(2) The applicant has served a total of twenty-five years in any of the Reserve components of the armed forces of the United States, to include the Army National Guard, Air National Guard, Army Reserve, Navy Reserve, Air Force Reserve, Marine Corps Reserve and Coast Guard Reserve.

(3) Such twenty-five years' service as prescribed in clause (2) hereof shall be such as would be credited for retirement under Federal law covering retirement of National Guard and Reserve personnel—or

(4) In lieu of the requirements of clauses (1), (2) and (3) hereof, the applicant shall have attained the grade of Major-General in the Pennsylvania National Guard and has been federally recognized in such grade.

Section 2. This act shall take effect immediately.

Act effective immediately.

APPROVED—The 25th day of May, A. D. 1961.

DAVID L. LAWRENCE

No. 131

AN ACT

Amending the act of May 31, 1911 (P. L. 468), entitled "An act providing for the establishment of a State Highway Department, by the appointment of a State Highway Commissioner, two Deputy State Highway Commissioners, chief engineer, chief draughtsman, superintendents of highways, and staff of assistants and employes; defining their duties and the jurisdiction of the State Highway Department, and fixing salaries of commissioner