

No. 312

AN ACT

To further amend the first paragraph of section nine of the act, approved the sixteenth day of May, one thousand nine hundred and twenty-three (Pamphlet Laws, two hundred seven), entitled "An act providing when, how, upon what property, and to what extent, liens shall be allowed for taxes and for municipal improvements, for the removal of nuisances, and for water rents or rates, sewer rates, and lighting rates; for the procedure upon claims filed therefor; the methods for preserving such liens and enforcing payment of such claims; the effect of judicial sales of the properties liened; the distribution of the proceeds of such sales, and the redemption of the property therefrom; for the lien and collection of certain taxes heretofore assessed, and of claims for municipal improvements made and nuisances removed, within six months before the passage of this act; and for the procedure on tax and municipal claims filed under other and prior acts of Assembly," by permitting the filing of claims in more than one county in certain cases.

First paragraph of section 9, act of May 16, 1923 (P. L. 207), as amended by section 2, act of May 4, 1927 (P. L. 729), and by section 3, act of May 4, 1927 (P. L. 733), further amended.

Section 1. Be it enacted, &c., That the first paragraph of section nine of the act, approved the sixteenth day of May, one thousand nine hundred and twenty-three (Pamphlet Laws, two hundred seven), entitled "An act providing when, how, upon what property, and to what extent, liens shall be allowed for taxes and for municipal improvements, for the removal of nuisances, and for water rents or rates, sewer rates, and lighting rates; for the procedure upon claims filed therefor; the methods for preserving such liens and enforcing payment of such claims; the effect of judicial sales of the properties liened; the distribution of the proceeds of such sales, and the redemption of the property therefrom; for the lien and collection of certain taxes heretofore assessed, and of claims for municipal improvements made and nuisances removed, within six months before the passage of this act; and for the procedure on tax and municipal claims filed under other and prior acts of Assembly," as amended by section two of the act, approved the fourth day of May, one thousand nine hundred and twenty-seven (Pamphlet Laws, seven hundred twenty-nine), and by section three of the act, approved the fourth day of May, one thousand nine hundred and twenty-seven (Pamphlet Laws, seven hundred thirty-three), is hereby further amended to read as follows:

Time for filing of claims.

Section 9. Claims for taxes, water rents or rates, lighting rates, power rates, and sewer rates must be filed in the court of common pleas of the county in which the property is situated on or before the last day of the third calendar year after that in which the taxes or rates are first payable; and other municipal claims must be filed in said court within six months from the time the work was done in front of the particular property, where the charge against the property is assessed

or made at the time the work is authorized; within six months after the completion of the improvement, where the assessment is made by the municipality upon all the properties after the completion of the improvement; and within six months after confirmation by the court, where confirmation is required; the certificate of the surveyor, engineer, or other officer supervising the improvement, filed in the proper office, being conclusive of the time of completion thereof, but he being personally liable to anyone injured by any false statement therein. *Where a borough lies in more than one county, any such claim filed by such borough may be filed in each of such counties.* In case the real estate benefited by the improvement is sold before the municipal claim is filed, the date of completion in said certificate shall determine the liability for the payment of the claim as between buyer and seller, unless otherwise agreed upon or as above set forth. The legal rate of interest shall be collectible on all municipal claims from the date of the completion of the work after it is filed as a lien.

Certificate.

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

GEORGE H. EARLE

No. 313

AN ACT

To amend sections three, seven, eight, fifteen, twenty-four, and twenty-eight, sections fourteen, thirty-four, and thirty-eight as amended, sections eighteen and sixty-one as amended, sections fifty-four and fifty-seven as amended, and to repeal section nineteen of the act, approved the seventeenth day of May, one thousand nine hundred and twenty-one (Pamphlet Laws, eight hundred sixty-nine), entitled "An act providing for the organization, government, discipline, maintenance, and regulation of the armed land forces of this Commonwealth," by providing for the reorganization of the division; changing the designation Staff Corps and Departments to State Staff and Detachment; defining the powers of the division commander; providing for the vacation of commissions upon transfer to the Inactive National Guard; making the period of enlistment and qualifications conform to the National Guard Bureau requirements; defining the duties of the Adjutant General; providing for the elimination of officers or warrant officers by courts of inquiry; changing the basic annual allowance for mounted troops, and increasing the minimum allowance; providing expenses of headquarters for more than one division, and eliminating the allowance for headquarters of trains; providing a term of office for staff and warrant officers, and eliminating an obsolete reference to five year terms; providing that any sheriff or constable may receive and confine military offenders; providing that any division commander may appoint a general court-martial; providing for the collection of court-martial fines, and execution of sentence of court-martial, and rescinding obsolete provisions referring to staff officers.

Section 1. Be it enacted, &c., That sections three, seven, eight, fifteen, twenty-four, and twenty-eight of

Sections 3, 7, 8,
15, 24, and 28
act of May 17,
1921 (P. L. 869),
amended.