

Time and manner of payment of service increment contributions and withdrawals.

(4) *Service increment contributions shall be paid at the same time and in the same manner as pension contributions, and may be withdrawn in full, without interest, by persons who leave the employment of the city, subject to the same conditions by which pension contributions may be withdrawn or by persons who retire before becoming entitled to any service increment. When any person is reemployed by the city after withdrawal of pension contributions, his or her prior service shall not be used in the computation of service increment unless the amount of such contributions be repaid into the pension fund, subject to the same conditions by which pension fund withdrawals are permitted to be repaid.*

Those subject to these provisions.

(5) *All employes of the city who are now contributors to the pension fund and all persons who are employed by the city after the effective date of this amendment, who are required to become contributors to the pension fund, shall be subject to the provisions of this section.*

Limitation of application of act.

Section 2. The provisions of this amending act shall have no application to or any effect on pensions now being paid to persons retired on the effective date of this act, nor shall persons on retirement pension on the effective date of this act, if reemployed, receive any increase in pension as a result of these amendments.

Act effective immediately.

Section 3. This act shall take effect immediately.

APPROVED—The 4th day of August, A. D. 1959.

DAVID L. LAWRENCE

No. 198

AN ACT

Authorizing the Department of Property and Supplies to convey a certain parcel of land situate in Bear Creek Township, Luzerne County, Pennsylvania, in exchange for another parcel of land situate in Bear Creek Township, County of Luzerne.

Real property.

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

Department of Property and Supplies, with approval of Governor, authorized to convey certain land in Luzerne County.

Section 1. The Department of Property and Supplies, with the approval of the Governor, is hereby authorized on behalf of the Commonwealth to convey to Margaret E. Behrens a certain parcel of land, together with any improvements thereon described as follows:

Beginning at a point formed by the intersection of the line between the lands of the Bear Creek Volunteer Fire Company and lands of Margaret E. Behrens, with the easterly line of lands of the Commonwealth of Pennsylvania, beginning point being distant 414.57 feet measured in a course of south 47 degrees 30 minutes west along the easterly line of land of the Commonwealth of Pennsylvania from the westerly line of the 100.00 feet wide State Highway, Legislative Route Number 169; thence along the easterly line of lands of the Commonwealth of Pennsylvania, south 47 degrees 30 minutes west 509.50 feet to a point; thence along the southerly line of lands of the Commonwealth of Pennsylvania, north 15 degrees 23 minutes west 458.49 feet to a point; thence south 78 degrees 52 minutes east 506.29 feet to the place of beginning, containing 2.387 acres, more or less, and being a triangular shaped parcel of land situated at the southerly end of lands conveyed by deed of Henry A. Behrens and Margaret E. Behrens, his wife, to the Commonwealth of Pennsylvania, dated February 9, 1939, and recorded in Luzerne County Deed Book 781, at page 421.

Description.

The conveyance shall be made under and subject to all easements, servitudes and rights of others, including but not confined to streets, roadways, and rights of any telephone, telegraph, water, electric, gas or pipe line companies, as well as under and subject to any estates or tenancies vested in third persons, whether or not appearing of record, for any portion of the land or improvements erected thereon.

The deed of conveyance shall be approved by the Department of Justice and shall be executed by the Department of Property and Supplies in the name of the Commonwealth of Pennsylvania.

Approval and execution.

Section 2. The aforementioned conveyance shall be made in exchange for a grant and conveyance to the Commonwealth of Pennsylvania by Margaret E. Behrens, widow, of a tract or parcel of land situate in Bear Creek Township, Luzerne County, Pennsylvania, described as follows:

Conveyance in exchange for other land.

Beginning at a point on the northwesterly line of lands of the Commonwealth of Pennsylvania, 1.00 foot south of the steel and wire fence erected upon lands of the Pennsylvania Turnpike Commission and also being distant 66.38 feet measured in a course of south 47 degrees 30 minutes west along said land of the Commonwealth from the center line of State Highway, Legislative Route Number 169, at Highway Station 409-58.46; thence along the southerly line of lands of the Pennsylvania Turnpike Commission on a line 1.00 foot south of and parallel with the steel and wire fence, north 69 de-

Description.

grees 47 minutes west 482.50 feet to a point; thence continuing along the easterly line of lands of the Pennsylvania Turnpike Commission and 1.00 foot east of the fence, south 39 degrees 33 minutes west 299.41 feet to a point; thence continuing along the easterly line of the Pennsylvania Turnpike Commission and 1.00 foot east of the fence, south 13 degrees 48 minutes west 542.16 feet to a point; thence along the line of lands of Margaret E. Behrens, south 78 degrees 52 minutes east 220.89 feet to a point on the westerly line of lands of the Commonwealth of Pennsylvania; thence from said point and along the westerly line of lands of the Commonwealth of Pennsylvania by the following three courses and distances:

(1) North 15 degrees 23 minutes west 42.51 feet to a point.

(2) North 26 degrees 25 minutes east 141.18 feet to a point.

(3) North 47 degrees 30 minutes east 680.15 feet to the point of beginning, containing 6.45 acres, more or less, of land and being a part of the same lands conveyed to Henry A. Behrens and Margaret E. Behrens, his wife, by deed of Hugh R. Lewis, dated January 30, 1937, and recorded in Luzerne County Deed Book 759, at page 475.

The descriptions of the tracts are made in accordance with a survey made by the Sturdevant-Dilley Engineering Co. Ltd., of Wilkes-Barre, Pennsylvania.

Approval.

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 4th day of August, A. D. 1959.

DAVID L. LAWRENCE

No. 199

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," further regulating contract procedures.

The Third Class City Code.

Sections 1901 and 1903, act of June 23, 1931, P. L. 932, reenacted and amended June 28, 1951, P. L. 662, and amended May 6, 1957, P. L. 105, further amended.

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

Section 1. The first paragraph of section 1901 and section 1903, 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 May 6, 1957 (P. L. 105), are amended to read: