

condemnation thereof, and shall pay from the proper appropriation or fund, as hereinafter provided, into the court of common pleas of the county wherein such lands are located a sum equal to the amount estimated by him as the market value of the property taken and condemned. The court may pay up to seventy-five per centum of such money to the person entitled thereto upon petition and proof of such entitlement. Such payments to the court or by the court shall not prejudice the rights of the parties to have the true damages determined as hereinafter provided. Any payments made pursuant hereto shall be credited upon the award and final judgment, provided such award and judgment is in a greater amount. Any payments made in excess of the award and final judgment shall be refunded. At any time after such payment into court, the Secretary of Forests and Waters, the Executive [Secretary of the Board of Game Commissioners, or the Commissioner of Fisheries] Director of the Pennsylvania Game Commission, or the Executive Director of the Pennsylvania Fish Commission, respectively, through the Attorney General, or any of the owners, if known, may apply to the court of common pleas of the county wherein such lands are located for the appointment of viewers. The court shall appoint three viewers, and shall appoint a time, not less than twenty nor more than thirty days after the presentation of such petition, when the viewers shall meet upon the lands and view the same and all improvements in connection therewith.

Duty of court.

Without prejudice to determination of true damages.

Petition to court.

Appointment of viewers.

Time of view.

Section 10. When the amount payable to the owner of such land has been finally determined, the same, adjusted in accordance with any amount previously paid into court as provided in section 2 of this act, shall be paid by the Secretary of Forests and Waters, the Executive [Secretary of the Board of Game Commissioners, or the Commissioner of Fisheries] Director of the Pennsylvania Game Commission, or the Executive Director of the Pennsylvania Fish Commission, as the case may be, from appropriations for such purposes or from the Game Fund or the Fish Fund. All costs in connection with any such proceedings shall be paid by the Commonwealth in like manner.

Payment of damages awarded.

Costs.

APPROVED—The 15th day of May, A. D. 1961.

DAVID L. LAWRENCE

No. 104

AN ACT

Amending the act of March 10, 1949 (P. L. 30), entitled "An act relating to the public school system, including certain pro-

visions applicable as well to private and parochial schools; amending, revising, consolidating and changing the laws relating thereto," authorizing the temporary investment of funds by school districts of the first class and first class A.

Public School
Code of 1949.

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

Section 440.1,
act of March 10,
1949, P. L. 30,
added June 1,
1959, P. L. 339,
amended.

Section 1. Section 440.1 of the act of March 10, 1949 (P. L. 30), known as the "Public School Code of 1949," added June 1, 1959 (P. L. 339), is amended to read:

Section 440.1. Temporary Investment of School District Funds.—The board of school directors in any school district of the *first class, first class A*, second, third or fourth class may authorize the treasurer of such school district to make temporary investment of school district funds in United States treasury bills, or to place such funds in savings accounts or share accounts of institutions insured by the Federal Deposit Insurance Corporation or the Federal Savings and Loan Insurance Corporation to the extent that such accounts are so insured when, in its judgment, the interests of the school district will be enhanced thereby, and to dispose of such securities when the funds may be needed by the school district. Any such purchase or sale shall be made by the treasurer of the school district on a resolution adopted by the board of school directors.

Act effective
immediately.

Section 2. This act shall take effect immediately.

APPROVED—The 15th day of May, A. D. 1961.

DAVID L. LAWRENCE

No. 105

AN ACT

Amending the act of May 26, 1933 (P. L. 1088), entitled "An act authorizing the State Treasurer under certain conditions to transfer sums of money between the Motor License Fund and the General Fund; providing for subsequent transfers of equal sums between such funds; and making appropriations necessary to effect such transfers," authorizing the transfer of funds during each fiscal period and requiring the retransfer of the funds not later than thirty days after such fiscal period.

Motor License
Fund.

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

Sections 1 and
2, act of May 26,
1933, P. L. 1088,
amended.

Section 1. Sections 1 and 2, act of May 26, 1933 (P. L. 1088), entitled "An act authorizing the State Treasurer under certain conditions to transfer sums of money between the Motor License Fund and the General