

*plied to, any boroughs incorporated under special acts of Assembly and to which boroughs, as limited by the provisions of this section, this act does not apply.*

Application to boroughs incorporated under special acts.

APPROVED—The 26th day of April, A. D. 1921.

WM. C. SPROUL.

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No. 141.

AN ACT

Authorizing the council of cities of the third class, whenever any city of such class shall have sold or leased the coal underlying any public park or common within the limits of said city, to apply the proceeds thereof for certain improvements of such park or common and the policing and lighting thereof, for the purchase of certain lands for park purposes, and for other public improvements; and providing for the issuing of improvement bonds for such purposes.

Section 1. Be it enacted, &c., That whenever any city of the third class shall have sold or leased the coal underlying any public park or common within the limits of said city, the proceeds of said sale or lease shall be applied only as follows: First. To the improvement, policing, and lighting of the said park or common, or the redemption of bonds issued for the improvement of said park or common; Second. Any surplus of the said proceeds left beyond what is required for improving, policing, and lighting said park or common may be applied and used for the purchase and improvement of other lands, within the limits of the city or immediately adjacent thereto, for use as public parks or common, or for the building of bridges, construction of drains and sewers: Provided, That no land shall be purchased for such use with said funds unless the ordinance authorizing the purchase shall have been passed by the affirmative vote of two-thirds of the members elected to the said council.

Cities of the third class.

Lease or sale of coal underlying parks, etc.

Disposition of proceeds.

Proviso.

Section 2. Whenever hereafter any such city shall have leased the coal under any public park or common for a rental or royalty payable in periodical instalments, in order to provide for the payment of the cost of any such improvements authorized in section one of this act, the said city may from time to time issue improvement bonds, based upon the faith and credit of the city and upon the pledge of such royalties, in such sums as may be from time to time required, not to exceed the cost of such improvement and the interest thereon. Such bonds shall bear interest at the rate not to exceed six per centum per annum, payable semi-annually.

Leases of coal.

Bonds issued upon pledge of royalties.

Interest.

The said rental or royalty shall be paid to the city treasurer, and placed to the credit of the sinking fund for the redemption of said bonds and the payment of the interest thereon as the same shall become due.

Payment of royalties.

Redemption.	The method of redemption shall be provided for in the ordinance authorizing the issuing of such bonds.
Sale of bonds.	Section 3. Said bonds shall be sold at not less than par, and the proceeds thereof shall be applied solely to the payment of the cost of the said improvement hereinbefore referred to. They shall be redeemable in not less than five (5) years, and payable at any time not exceeding thirty (30) years, from the date of issue thereof, at the option of said city.
Redemption.	

APPROVED—The 26th day of April, A. D. 1921.

WM. C. SPROUL.

No. 142.

AN ACT

To amend sections ten and twenty-two of an act, approved the twenty-ninth day of June, Anno Domini one thousand nine hundred and seventeen (Pamphlet Laws, six hundred and fifty-seven), entitled "An act to provide for the protection of agriculture and horticulture; and to prevent the introduction into and the dissemination within the Commonwealth of insect and disease pests injurious or harmful to plants or plant products; providing for inspection of nurseries; providing for quarantines necessary to the enforcement of this act; and imposing penalties."

Agriculture and horticulture.

Act of June 29, 1917 (P. L. 657), amended.

Section 1. Be it enacted, &c., That section ten of the act, approved the twenty-ninth day of June, Anno Domini one thousand nine hundred and seventeen (Pamphlet Laws, six hundred and fifty-seven), entitled "An act to provide for the protection of agriculture and horticulture; and to prevent the introduction into and the dissemination within the Commonwealth of insect and disease pests injurious or harmful to plants or plant products; providing for inspection of nurseries; providing for quarantines necessary to the enforcement of this act; and imposing penalties," which reads as follows:—

Section 10, cited for amendment.

"Section 10. (a) If the inspector or deputy shall find on examination any nursery, orchard, small fruit plantation, park, cemetery, or any private or public premises, infested or infected with injurious insects or plant diseases, or if reasonable evidence or suspicion of such infestation or infection is brought to his attention from a reliable source, he shall cause an inspection to be made; and, if such infection or infestation exists, he shall notify the owner or person having charge of such premises to that effect; and the owner or person having charge of the premises shall, within ten days after such notice, cause the removal and destruction of such trees, plants, shrubs, or other plant material, if incapable of successful treatment; otherwise, cause them to be treated as the inspector may direct. No damages shall be awarded to the