

rental as may be determined and, with the approval of the Governor, to lease as lessor to the Commonwealth of Pennsylvania and any city, county, school district, or other political subdivision, or any agency, department, or public body of the Commonwealth, or land grant college, any project at any time constructed by the Authority, whether wholly or partially completed, and any property, real, personal or mixed, tangible or intangible, or any interest therein, at any time acquired by the Authority, whether wholly or partially completed, and with the approval of the Governor, to sell, transfer and convey to the Commonwealth of Pennsylvania, any project at any time constructed by the Authority, and, *with the approval of the Governor, to sell, transfer and convey* any property, real, personal or mixed, tangible or intangible, or any interest therein, at any time acquired by the Authority.

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Section 2. This act shall take effect immediately.

Act effective immediately.

APPROVED—The 22nd day of December, A. D. 1955.

GEORGE M. LEADER

No. 275

AN ACT

Amending the act of May three, one thousand nine hundred nine (Pamphlet Laws 413), entitled "An act relating to the granting of titles by the Commonwealth of Pennsylvania to vacant or unappropriated land, the price to be paid for the same, the conveyance to the State Forestry Reservation Commission, where desirable for forest culture or forest preservation, preventing the granting of warrants for the beds of navigable rivers, and providing for acceptance of returns of surveys without limitation as to excess or surplus," providing for and regulating the granting of warrants or other office rights and easements in, across and under the beds of navigable rivers for sewer lines and other facilities of sewage treatment systems.

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

Lands vacant or unappropriated.

Section 1. Section three, act of May three, one thousand nine hundred nine (Pamphlet Laws 413), entitled "An act relating to the granting of titles by the Commonwealth of Pennsylvania to vacant or unappropriated land, the price to be paid for the same, the conveyance to the State Forestry Reservation Commission, where desirable for forest culture or forest preservation, preventing the granting of warrants for the beds of navigable rivers, and providing for acceptance of returns of

Section 3, act of May 3, 1909, P. L. 413, amended May 21, 1943, P. L. 304, further amended.

surveys without limitation as to excess or surplus," amended May twenty-one, one thousand nine hundred forty-three (Pamphlet Laws 304), is amended to read:

Beds of navigable rivers, etc.

Section 3. That on and after the passage of this act, there shall be no warrants, *easements* or other office rights granted in any of the counties of the Commonwealth for lands in the beds of navigable *rivers, or in beds of streams which are by law declared public highways, except

Department of Forests and Waters.

Proviso.

Easements for sewage treatment plants, etc.

(1) *Warrants or other office rights may be granted* for such lands as intervene between former islands for which patents have been granted, and the former mainland of navigable rivers, where such intervening lands form an obstruction to navigation, and are without the ordinary low water lines of such navigable rivers, as shown by the certificate [of the Secretary of War] of the United States *Secretary of the Army*. No such warrant, or other office right, shall be granted, unless and until written approval of the Water and Power Resources Board of the Department of Forests and Waters has been obtained, following the submission of formal application and plans to the board, showing the manner in which the said lands within the flood water channel of the navigable river will be occupied and used, and the extent to which the flood carrying capacity of the channel will be reduced or modified: Provided, however, That preference in granting any such patent shall be given to applications of owners of the land abutting the land intervening between the former islands to which patents have been granted and the former mainland of navigable rivers. Such patents may be issued in accordance with any agreement entered into by all such land owners, providing for an allotment of the land intervening between the former islands.

(2) *Easements may be granted for sewage treatment plants and intercepting sewer systems and facilities necessary and incidental thereto, under, across and in the beds of navigable rivers or streams which are, by law, declared public highways for the purpose of diverting sewage and industrial wastes from said rivers or streams to sewage treatment plants, where permits for the construction thereof have been issued by, or by authorization of, the Sanitary Water Board, the Water and Power Resources Board and the United States Secretary of the Army. The Secretary of Internal Affairs shall, on application by any municipality authority or institution, make such grants to such municipality of such easements in the name of the Commonwealth and in such form as shall be approved by the Attorney General without the*

* "river" in original.

payment of purchase money, interest or fees. The Secretary of Internal Affairs shall not be required to submit, to the Department of Forests and Waters, any copies of such applications as is required in applications for vacant lands generally. As used herein, "municipality authority or institution" means any county, county authority, municipality authority, city, borough, town, township, school district and any healing, preventive mental health, educational, correctional and penal institution, almshouse and county and city homes, operated by the State or any political subdivision thereof, the sewage from which is not admitted to a public sewer system.

APPROVED—The 22nd day of December, A. D. 1955:

GEORGE M. LEADER

No. 276

AN ACT

Amending the act of June twenty-five, one thousand nine hundred forty-seven (Pamphlet Laws 1145), entitled, as amended, "An act empowering cities of the second class, cities of the second class A, cities of the third class, boroughs, towns, townships of the first class, townships of the second class, school districts of the second class, school districts of the third class and school districts of the fourth class to levy, assess, and collect or to provide for the levying, assessment and collection of certain additional taxes subject to maximum limitations for general revenue purposes; authorizing the establishment of bureaus and the appointment and compensation of officers and employes to assess and collect such taxes; and permitting penalties to be imposed and enforced; providing an appeal from the ordinance or resolution levying such taxes to the court of quarter sessions and to the Supreme Court and Superior Court," defining the effect of requirement that real property transfer taxes be paid by the transferor on preexisting ordinances and resolutions and validating such ordinances and resolutions.

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

Section 1. Subsection A of section one, act of June twenty-five, one thousand nine hundred forty-seven (Pamphlet Laws 1145), entitled, as amended, "An act empowering cities of the second class, cities of the second class A, cities of the third class, boroughs, towns, townships of the first class, townships of the second class, school districts of the second class, school districts of the third class and school districts of the fourth class to *levy, assess, and collect or to provide for the levying, assessment and collection of certain additional taxes subject to maximum limitations for general revenue

Subsection A, section 1, act of June 25, 1947, P. L. 1145, amended June 28, 1955, Act No. 60, further amended.

* "lavy" in original.