

as State Highway Route 652, Traffic Route 88, south 19 degrees 15 minutes west 547 feet, more or less, to the line of the easement granted in subsection (a) of this section; thence along the line of said easement north 69 degrees 02 minutes 19 seconds west to a line parallel to and 40 feet distant from said line of property of Dixmont State Hospital as extended; thence north 19 degrees 15 minutes east along said line parallel to said line of property of Dixmont State Hospital and said line as extended and 40 feet distant therefrom through said property of the Department of Highways, known as State Highway Route 652, Traffic Route 88, and through the property of Dixmont State Hospital a distance of 556 feet, more or less, to a point on the southerly line of Huntingdon Avenue aforesaid; thence along said southerly line of Huntingdon Avenue south 53 degrees 15 minutes east a distance of 41 feet, more or less, to the line of the property of Dixmont State Hospital the point at the place of beginning.

Section 2. The easements granted in section 1 of this act are for use by the Borough of Emsworth in connection with its sewage system, and 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 executed thereon.

Approval and execution.

Section 3. The deeds of conveyance shall be approved by the Department of Justice and shall provide appropriate protection for the Commonwealth as to the use of the surface of said land and from claims for personal injuries or property damage which may arise due to the presence, maintenance, installation, use or removal of said sewage system. It shall be executed by the Secretary of Property and Supplies in the name of the Commonwealth of Pennsylvania.

Act effective immediately.

Section 4. This act shall take effect immediately.

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

DAVID L. LAWRENCE

No. 197

AN ACT

Amending the act of May 28, 1915 (P. L. 596), entitled "An act requiring cities of the second class to establish a pension fund for employes of said cities, and regulating the administration and the payment of such pensions," providing a method of pay-

ing service increments from the pension fund to employes of the city after retirement.

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

Cities of the second class.

Section 1. The act of May 28, 1915 (P. L. 596), entitled "An act requiring cities of the second class to establish a pension fund for employes of said cities, and regulating the administration and the payment of such pensions," is amended by adding, after section 4, a new section to read:

Act of May 28, 1915, P. L. 596, amended by adding a new section 4.1.

Section 4.1. In every city of the second class, in addition to the pension which is authorized by law and notwithstanding the limitations therein placed upon pensions and upon contributions, every contributor who shall have otherwise become entitled to the pension shall also be entitled to the payment of a service increment in accordance with and subject to the conditions herein-after set forth:

Entitlement to service increments.

(1) *Service increment shall be the sum obtained by computing the number of whole years after such time at which the contributor shall have otherwise become entitled to pension and multiplying the number of years so computed by an amount equal to five dollars (\$5) for each month of service beyond such time at which the contributor shall have otherwise become entitled to pension. This sum shall be divided by twelve to arrive at the monthly increment payment. In computing the service increment, no employment after the contributor has reached the age of sixty-five years shall be included, and no service increment shall be paid in excess of seventy-five dollars (\$75) per month.*

Computation.

(2) *Each contributor, from and after the effective date of this amendment, shall pay into the retirement fund as the contribution to the increment fund a monthly sum in addition to his or her retirement contribution, which shall be equal to one-half of one per centum of his or her salary. Such payment shall not exceed the sum of one dollar per month. The service increment contribution shall not be paid after a contributor has reached the age of sixty-five years.*

Service increment contribution.

(3) *Persons, who are contributors on the effective date of this amendment, who have already reached the age of sixty-five years, shall have his or her service increment computed on the years of employment prior to the date of reaching his or her sixty-fifth birthday. Such person, however, shall be entitled to the increment only by paying in the one dollar (\$1) per month contribution for the number of months his or her service exceeds the service required to otherwise entitle the contributor to pension.*

Service increment contribution for contributors over 65 years of age.

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: