

**Conditions.**

The conveyance shall be made under and subject, nevertheless, 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, nevertheless, to any estate or tenancies vested in third persons, whether or not appearing of record, for any portion of the said land or improvements erected thereon.

**Approval and execution of deed.**

Section 2. The deed of conveyance shall be approved by the Department of Justice and shall be executed by the Secretary of Property and Supplies in the name of the Commonwealth of Pennsylvania.

**Disposition of proceeds.**

Section 3. All moneys received from the sale of the land herein authorized to be conveyed shall be deposited in the General Fund.

**Act effective immediately.**

Section 4. This act shall take effect immediately.

APPROVED—The 22nd day of December, A. D. 1959.

DAVID L. LAWRENCE

No. 738

**AN ACT**

Amending the act of May 21, 1943 (P. L. 328), entitled "An act authorizing the Secretary of Highways, at the request of, and under agreement with the Public Roads Administration of the United States, to lay out, establish, construct and maintain flight strips and roads to the sites of war activities, or to replace roads or streets which have been closed by defense or military activities, and to condemn property for such purposes, authorizing a width of two hundred feet for such roads in certain cases; and making an appropriation," further regulating payment of property damages by the Department of Highways.

**Road construction to facilitate war effort.**

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

**Section 4, act of May 21, 1943, P. L. 328, amended.**

Section 1. Section 4, act of May 21, 1943 (P. L. 328), entitled "An act authorizing the Secretary of Highways, at the request of, and under agreement with the Public Roads Administration of the United States, to lay out, establish, construct and maintain flight strips and roads to the sites of war activities, or to replace roads or streets which have been closed by defense or military activities, and to condemn property for such purposes, authorizing a width of two hundred feet for such roads in certain cases; and making an appropriation," is amended to read:

**Eminent domain.**

Section 4. The condemnation of property for the establishment of such flight strips, and for the establish-

ing, widening and relocating of such roads by the Secretary of Highways as herein provided, shall be done by the preparation, approval and filing of a plan, and property damages shall be determined and paid in the same manner which is now or may be in force for the relocation of State highways in townships, regardless of whether or not a State highway is involved: Provided, however, That the Department of Highways shall be fully reimbursed by the Public Roads Administration for such costs and expenditures as it may incur or make where no State highway is involved: And provided further, That the cost of removal and relocation of any structures of public utilities in place within such flight strips at the time of their taking shall be paid by the Department of Highways from the funds furnished by the Public Roads Administration. Where a State highway is involved, such reimbursement shall be *paid by the Department of Highways from the funds furnished by the Public Roads Administration* in accordance with the terms of the agreement entered into as herein provided [, except that the Department of Highways shall bear no portion of the property damages occasioned by the laying out and establishing of such roads or flight strips in cities].

APPROVED—The 22nd day of December, A. D. 1959.

DAVID L. LAWRENCE

No. 739

AN ACT

Amending the act of June 25, 1947 (P. L. 971), entitled "An act relating to the annual salaries and compensation of certain county officers of counties of the eighth class," increasing the compensation of auditors.

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

Section 1. Clause (d) of section 1, act of June 25, 1947 (P. L. 971), entitled "An act relating to the annual salaries and compensation of certain county officers of counties of the eighth class," amended August 19, 1953 (P. L. 1176), is amended to read:

Section 1. The annual salaries of the following county officers of counties of the eighth class shall be as follows:

\* \* \* \* \*

(d) The county auditors shall each receive [ten dollars (\$10)] *twelve dollars and fifty cents (\$12.50)* for each day necessarily employed in the discharge of their duties,

Eighth class counties.

Clause (d), section 1, act of June 25, 1947, P. L. 971, amended August 19, 1953, P. L. 1176, further amended.

Salaries of county officers.