

approved the twenty-fourth day of May, one thousand eight hundred and eighty-seven; but such repeal not to revive any law repealed by the said act of twenty-fourth of May, one thousand eight hundred and eighty-seven," amended June 28, 1951 (P. L. 936), is hereby amended to read:

Compensation  
for copies of  
stenographic  
notes.

Section 8. Every official stenographer shall be paid, in addition to the compensation provided in section six of this act, [twenty-five] *thirty* cents for each one hundred words of every copy of the stenographic notes of trials and of other matters in connection with the business of the court, that are furnished to the court or filed of record, and ten cents for each one hundred words of every copy that is given to counsel or to parties, if ordered so that they may be typewritten at the same time with the filing copy; payment for such copies to be made by the county in which the case is pending, or for which the work is performed upon the order of the presiding judge.

APPROVED—The 2nd day of September, A. D. 1961.

DAVID L. LAWRENCE

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No. 527

AN ACT

Amending the act of October 21, 1959 (P. L. 1345), entitled "An act authorizing the Department of Property and Supplies, with the approval of the Secretary of Public Welfare and the Governor, to convey 153.91 acres, more or less, of land in Bensalem Township, Bucks County, and 13.34 acres, more or less, of land in Somerset Township, Somerset County, in exchange for two tracts containing 109.87 acres, more or less, of land situate in Somerset Township, Somerset County," reducing the amount of land which the Department of Property and Supplies is authorized to convey, authorizing the conveyance of appurtenant easements, authorizing the sale of less than all of the said tracts, requiring the payment of compensation in the event that the lands exchanged have different market values, and prescribing the method of determining the respective market values.

Real property.

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

Title, sections 1, 2 and last paragraph of description of Tract II., section 3, act of October 21, 1959, P. L. 1345, amended.

Section 1. The title, \*sections 1, 2 and last paragraph of the description of Tract II. in section 3, act of October 21, 1959 (P. L. 1345), entitled "An act authorizing the Department of Property and Supplies, with the approval of the Secretary of Public Welfare and the Governor, to convey 153.91 acres, more or less, of land in Bensalem

\* "section in original.

Township, Bucks County, and 13.34 acres, more or less, of land in Somerset Township, Somerset County, in exchange for two tracts containing 109.87 acres, more or less, of land situate in Somerset Township, Somerset County," are amended to read:

### AN ACT

Authorizing the Department of Property and Supplies, New title. with the approval of the Secretary of Public Welfare and the Governor, to convey [153.91] 80.39 acres, more or less, of land in Bensalem Township, Bucks County, *together with appurtenant easements*, and 13.34 acres, more or less, of land in Somerset Township, Somerset County, in exchange for two tracts containing 109.87 acres, more or less, of land situate in Somerset Township, Somerset County.

Section 1. The Department of Property and Supplies, Department of Property and Supplies, with approval of Secretary of Public Welfare and Governor, authorized to convey certain lands in Bensalem Township, Bucks County, and Somerset Township, Somerset County. with the approval of the Secretary of Public Welfare and the Governor, is hereby authorized to convey in the name of the Commonwealth of Pennsylvania to the Pennsylvania Turnpike Commission, its successors and assigns, [four] *three* parcels of land, *or any parts thereof, together with appurtenant easements*, situate in the Township of Bensalem and County of Bucks and Commonwealth of Pennsylvania and one tract of land situate in the Township of Somerset and County of Somerset and Commonwealth of Pennsylvania, bounded and described as follows:

#### Tract I.

Beginning at a point situate 22.20 feet, more or less, from the Turnpike Center Line Station 278 + 57.6 south 36 degrees 54 minutes 37 seconds west; thence from the said point by the following courses and distances which are adjacent to other lands of the Commonwealth of Pennsylvania, Department of Property and Supplies: Descriptions. (1) north 36 degrees 54 minutes 37 seconds east a distance of 731.71 feet, more or less, (2) south 81 degrees 40 minutes 2 seconds east a distance of 790.00 feet, more or less, (3) south 50 degrees 11 minutes 45 seconds east a distance of 149.06 feet, more or less, (4) north 72 degrees 13 minutes 24 seconds east a distance of 245.68 feet, more or less, (5) north 58 degrees 34 minutes 5 seconds east a distance of 146.68 feet, more or less, (6) north 48 degrees 52 minutes 1 second east a distance of 146.71 feet, more or less, (7) north 33 degrees 48 minutes 56 seconds east a distance of 201.32 feet, more or less, (8) north 40 degrees 22 minutes 9 seconds east a distance of 151.63 feet, more or less; thence along the western right-of-way line of Legislative Route 281 by a curve to the

left with a radius of 11,519.15 feet an arc distance of 1,580.52 feet, more or less; thence along lands of the Commonwealth of Pennsylvania now being conveyed to the Pennsylvania Turnpike Commission by the following courses and distances: (1) north 73 degrees 34 minutes 5 seconds west a distance of 520.75 feet, more or less, (2) south 61 degrees 25 minutes 55 seconds west a distance of 7.07 feet, more or less, (3) north 73 degrees 34 minutes 5 seconds west a distance of 145.01 feet, more or less, (4) north 28 degrees 34 minutes 5 seconds west a distance of 7.07 feet, more or less, (5) north 73 degrees 34 minutes 5 seconds west a distance of 361.29 feet, more or less, (6) north 53 degrees 5 minutes 23 seconds west a distance of 254.95 feet, more or less, to the point and place of beginning, containing 24.605 acres, more or less, *excepting and reserving therefrom all that certain parcel of land bounded and described as follows:*

*Beginning at a point in the northern right-of-way line of the Turnpike, said point being normal to and 675 feet distant in a northerly direction from Turnpike Center Line Station 285 + 00, in Bucks County, Delaware River Extension; and continuing thence along the northern right-of-way line of the Turnpike, the four following courses: south 61 degrees 25 minutes 58 seconds west a distance of 106.07 feet to a point; thence north 78 degrees 38 minutes 53 seconds west a distance of 225.91 feet to a point; thence north 73 degrees 34 minutes 05 seconds west a distance of 100.00 feet to a point; thence south 85 degrees 38 minutes 35 seconds west a distance of 32.19 feet to a point common to the Turnpike right-of-way and the Swartz-Commonwealth of Pennsylvania property line; thence along the common Swartz-Commonwealth property line north 36 degrees 54 minutes 37 seconds east a distance of 102.60 feet to a common Swartz-Commonwealth corner; continuing thence across the Commonwealth's land by other lands of the Commonwealth, the following two courses: south 81 degrees 40 minutes 2 seconds east a distance of 790.00 feet to a point; thence south 50 degrees 11 minutes 45 seconds east a distance of 149.08 feet to a point in the Turnpike northern right-of-way line; thence along the Turnpike northern right-of-way line, the following five courses: south 72 degrees 13 minutes 24 seconds west a distance of 29.99 feet to a point, south 84 degrees 37 minutes 50 seconds west a distance of 107.73 feet to a point, north 73 degrees 34 minutes 5 seconds west a distance of 100.00 feet to a point, north 54 degrees 46 minutes west a distance of 107.73 feet to a point, north 80 degrees 41 minutes 35 seconds west a distance of 201.45 feet to the point of beginning, containing 1.717 acres, more or less.*

## TRACT II.

Beginning at a point situate 172.34 feet, more or less, from Turnpike Center Line Station 333 + 92.91 south 62 degrees 3 minutes 8 seconds west, said point being the common point of beginning of parcels 2 and 4 and continuing along lands of the Commonwealth of Pennsylvania presently being conveyed to the Pennsylvania Turnpike Commission, the following two courses and distances: (1) by an arc distance of 155.52 feet, more or less, in a northwesterly direction with a radius of 2,964.73 feet, (2) by a spiral whose chord is north 74 degrees 46 minutes 5 seconds west a distance of 108.00 feet, more or less; thence along the lands, now or formerly of the Commonwealth of Pennsylvania and John W. and Edna V. Simons, the following course and distance: (1) south 39 degrees 30 minutes 44 seconds west a distance of 609.63 feet, more or less; thence along the lands, now or formerly of Anthony and Eleanor Pacenski, the following courses and distances: (1) north 52 degrees 30 minutes 00 seconds west a distance of 872.20 feet, more or less, (2) south 39 degrees 00 minutes 00 seconds west a distance of 465.30 feet, more or less; thence along the lands now or formerly of Lewis A. Swartz, the following course, (1) south 38 degrees 14 minutes 24 seconds west a distance of 684.09 feet, more or less; thence along the lands, now or formerly of Louis [Wark] *Mark*, the following two courses and distances: (1) north 53 degrees 9 minutes 28 seconds west a distance of 2,340.87 feet, more or less, (2) north 36 degrees 2 minutes 25 seconds east a distance of 39.61 feet, more or less; thence along the center line of Township Road 329 and the lands, now or formerly of Stanley Q. and Freida F. Becker and C. P. and E. C. Frye, the following three courses and distances: (1) north 46 degrees 19 minutes 55 seconds east a distance of 734.03 feet, more or less, (2) north 47 degrees 37 minutes 25 seconds east a distance of 202.34 feet, more or less, (3) north 52 degrees 22 minutes 25 seconds east a distance of 257.91 feet, more or less; thence along lands, now or formerly of C. P. and E. C. Frye, the following course and distance, (1) north 48 degrees 34 minutes 31 seconds west a distance of 594.93 feet, more or less; thence along the eastern right of way line of Legislative Route 281, the following course and distance: (1) by an arc distance [1,003.84] 1,003.16 feet, more or less, in a northeasterly direction with a radius of 11,399.15 feet; thence along the lands, now or formerly of the Commonwealth of Pennsylvania, the following four (4) courses and distances: (1) south 25 degrees 8 minutes 36 seconds west a distance of 51.01 feet, more or less, (2) south 35 degrees 33 minutes 22 seconds west a

distance of 298.16 feet, more or less, (3) south 4 degrees 8 minutes 33 seconds west a distance of 228.76 feet, more or less, (4) south 26 degrees 40 minutes 34 seconds east a distance of 630.59 feet, more or less; thence along the center line of Township Road 329 and lands of the Commonwealth of Pennsylvania, the following two (2) courses and distances: (1) north 52 degrees 20 minutes 25 seconds east a distance of 460.34 feet, more or less, (2) north 61 degrees 35 minutes 25 seconds east a distance of 106.36 feet, more or less; thence along lands, now or formerly of the Commonwealth of Pennsylvania, the following two (2) courses and distances: (1) south 53 degrees 10 minutes 49 seconds east a distance of 2,842.28 feet, more or less, (2) by an arc distance of 400.27 feet, more or less, in a southeasterly direction with a radius of 2,764.73 feet; thence along the former center line of Legislative Route 09124 and the lands, now or formerly of the Commonwealth of Pennsylvania, the following course and distance: (1) south 62 degrees 3 minutes 8 seconds west a distance of 334.34 feet, more or less, to the point of beginning, containing 123.38 acres, more or less, *excepting and reserving therefrom, however, all those five (5) parcels of land described as follows:*

(1) *Beginning at a point which is normal to and 452.8 feet + distant northwardly from Turnpike Centerline Station 299 + 70.3, in Bucks County, Delaware River Extension, and continuing along the Commonwealth-Frye property line north 48 degrees 34 minutes 31 seconds west a distance of 203.90 feet to a point common with this property line and the easterly right-of-way line of the Turnpike Trumpet with U. S. 1; continuing thence along this easterly right-of-way line, the following three courses: south 89 degrees 4 minutes 51 seconds east a distance of 5.86 feet to a point, north 65 degrees 16 minutes 9 seconds east a distance of 143.94 feet to a point, and north 19 degrees 16 minutes 22 seconds east a distance of 220.83 feet to a point common to the easterly right-of-way line of the Turnpike Trumpet and other lands of the Commonwealth; thence south 26 degrees 40 minutes 34 seconds east a distance of 290.15 feet by other lands of the Commonwealth to a point in the Commonwealth property line in Trevoise Road; thence by the Commonwealth's property line in Trevoise Road south 52 degrees 20 minutes 19 seconds west a distance of 236.04 feet to the point of beginning, containing 1.287 acres, more or less.*

(2) *Beginning at a point which is normal to and 118 feet distant northwardly from Turnpike Centerline Station 297 + 47.3, in Bucks County, Delaware River Extension, and continuing along the Commonwealth of*

*Pennsylvania's property line in Township Road No. 329, also known as Trevoze Road, the following two courses: north 47 degrees 37 minutes 25 seconds east a distance of 150.49 feet to a point and north 52 degrees 22 minutes 25 seconds east a distance of 257.91 feet to a point common to the Commonwealth's property line and the southern right-of-way line of the access road to the Turnpike's Northern Service Station; continuing thence along the southern right-of-way line of the access road, the following eight courses: south 48 degrees 34 minutes 31 seconds east a distance of 16.50 feet to a point, by a curve in a southeasterly direction an arc length of 39.27 feet, the radius of said arc being 25 feet, to a point, south 37 degrees 29 minutes 5 seconds east a distance of 77.24 feet to a point, south 52 degrees 30 minutes 55 seconds west a distance of 15.00 feet to a point, by a curve in a southeasterly direction an arc length of 144.39 feet, the radius of said arc being 440 feet, to a point, south 33 degrees 42 minutes 46 seconds west a distance of 20.00 feet to a point, by a curve in an eastwardly direction an arc length of 412.86 feet, the radius of said arc being 460 feet to a point, and north 72 degrees 17 minutes 20 seconds east a distance of 90.99 feet to a point, common to the southern right-of-way line of the access road and the northern right-of-way line of the exit ramp to the Turnpike's Northern Service Station; continuing thence along the northern right-of-way line of the exit ramp, the following six courses: by a curve in a southwesterly direction an arc length of 118.14 feet, the radius of said arc being 129.63 feet, to a point, south 16 degrees 25 minutes 55 seconds west a distance of 33.19 feet to a point, by a curve in a southwesterly direction an arc length of 151.19 feet, the radius of said arc being 279.63 feet, to a point, by a curve in a northwesterly direction an arc length of 114.10 feet, the radius of said arc being 313.07 feet, to a point, north 75 degrees 51 minutes 34 seconds west a distance of 309.08 feet to a point, and north 73 degrees 34 minutes 5 seconds west a distance of 402.70 feet to the point of beginning, containing 4.244 acres, more or less.*

*(3) Beginning at a point which is normal to and 702.33 feet distant northwardly from Turnpike Centerline Station 312 + 00, in Bucks County, Delaware River Extension; thence along the Turnpike northern right-of-way line, the following fifteen courses south 16 degrees 25 minutes 55 seconds west a distance of 27.33 feet to a point; thence north 73 degrees 34 minutes 05 seconds west a distance of 241.95 feet to a point; thence by a curve in a westwardly direction an arc length of 133.10 feet, the radius of said arc being 375.00 feet to a point; thence north 3 degrees 54 minutes 15 seconds west a distance of 10.00 feet to a point; thence by a curve in a*

southwestwardly direction an arc length of 92.78 feet, the radius of said arc being 385.00 feet to a point; thence south 72 degrees 17 minutes 20 seconds west a distance of 46.32 feet to a point; thence north 17 degrees 42 minutes 40 seconds west a distance of 15.00 feet to a point; thence south 72 degrees 17 minutes 20 seconds west a distance of 172.38 feet to a point; thence by a curve in a southwestwardly direction an arc length of 119.26 feet, the radius of said arc being 300 feet, to a point; thence south 5 degrees 3 minutes 56 seconds west a distance of 20.00 feet to a point; thence by a curve in a northwestwardly direction an arc length of 119.63 feet, the radius of said arc being 320.00 feet, to a point; thence south 26 degrees 33 minutes 6 seconds west a distance of 20.00 feet to a point; thence by a curve in a northwestwardly direction an arc length of 154.07 feet, the radius of said arc being 340.00 feet, to a point; thence south 52 degrees 30 minutes 55 seconds west a distance of 10.00 feet to a point; thence north 37 degrees 29 minutes 5 seconds west a distance of 118.74 feet to a point in Township Road No. 329, also known as Trevoise Road; continuing thence along the Commonwealth of Pennsylvania property line in Trevoise Road, the following three courses and distances: north 49 degrees 53 minutes 14 seconds east a distance of 121.02 feet to a point, north 52 degrees 20 minutes 25 seconds east a distance of 460.34 feet to a point; thence north 61 degrees 35 minutes 25 seconds east a distance of 106.36 feet to a point; thence across the Commonwealth lands by a line common to other lands of the Commonwealth south 53 degrees 10 minutes 44 seconds east a distance of 1176.19 feet to a point common to the Commonwealth and the northern right-of-way line of the Turnpike; thence by the following three courses: along the northern right-of-way line of the Turnpike south 41 degrees 40 minutes 45 seconds west a distance of 20.00 feet to a point; thence by a curve in a northwestwardly direction an arc length of 173.89 feet, the radius of said arc being 394.63 feet, to a point; thence north 73 degrees 34 minutes 5 seconds west a distance of 219.83 feet to the point of beginning, containing 9.504 acres, more or less.

(4) Beginning at a point which is normal to and 100 feet southwardly from Turnpike Centerline Station 323 + 00, in Bucks County, Delaware River Extension; thence along the Turnpike southerly right-of-way line of the Turnpike south 73 degrees 34 minutes 05 seconds east a distance of 719.43 feet to a point common to the southern right-of-way line of the Turnpike and the property line of the Commonwealth of Pennsylvania; thence along the property line of the Commonwealth which is adjacent to the western side of Legislative Route 09124

south 39 degrees 40 minutes 44 seconds west a distance of 609.63 feet to a point common to the Commonwealth and Pacenski property line; thence along the common Commonwealth-Pacenski property line north 52 degrees 30 minutes west a distance of 872.20 feet to a point; thence along the same property line south 39 degrees 00 minutes west a distance of 465.30 feet to a point; thence along the common Commonwealth-Pacenski Swartz property line south 38 degrees 14 minutes 24 seconds west a distance of 684.09 feet to a point common to the Commonwealth, Swartz and Mark property lines; thence along the common Commonwealth-Mark property line north 53 degrees 9 minutes 28 seconds west a distance of 2340.87 feet to a point in Township Road No. 329, also known as Trevoise Road, said point being common to the Commonwealth, Mark and former Becker property lines; thence northwardly in Trevoise Road by the common Commonwealth and former Becker property line, the following two courses: north 36 degrees 2 minutes 25 seconds east a distance of 39.61 feet to a point; thence north 46 degrees 19 minutes 55 seconds east a distance of 347.27 feet to a point; continuing thence along the Turnpike southern right-of-way line by the following twenty-one courses: north 43 degrees 40 minutes 5 seconds east a distance of 16.50 feet to a point; thence by a curve in an eastwardly direction an arc length of 54.12 feet, the radius of said arc being 40.00 feet, to a point; thence south 57 degrees 36 minutes 54 seconds east a distance of 55.43 feet to a point; thence south 46 degrees 18 minutes 18 seconds east a distance of 101.98 feet to a point; thence south 57 degrees 36 minutes 54 seconds east a distance of 730.00 feet to a point; thence by a curve in a southeasterly direction an arc length of 364.67 feet, the radius of said arc being 364.63 feet, to a point; thence south 73 degrees 34 minutes 5 seconds east a distance of 75.00 feet to a point; thence south 16 degrees 25 minutes 55 seconds west a distance of 15.00 feet to a point; thence south 73 degrees 34 minutes 5 seconds east a distance of 135.00 feet to a point; thence north 16 degrees 25 minutes 55 seconds east a distance of 50.00 feet to a point; thence south 73 degrees 34 minutes 5 seconds east a distance of 125.00 feet to a point; thence north 16 degrees 25 minutes 55 seconds east a distance of 60.00 feet to a point; thence south 73 degrees 34 minutes 5 seconds east a distance of 100.00 feet to a point; thence north 16 degrees 25 minutes 55 seconds east a distance of 20.00 feet to a point; thence by a curve in a northeastwardly direction an arc length of 359.84 feet, the radius of said arc being 249.63 feet, to a point; thence north 38 degrees 55 minutes 3 seconds east a distance of 70.81 feet to a point; thence by a curve in a northeasterly

*direction an arc length of 156.91 feet, the radius of said arc being 134.53 feet, to a point; thence 6 degrees 44 minutes 34 seconds west a distance of 20.00 feet to a point; thence by a curve in a southeasterly direction an arc length of 123.23 feet, the radius of said arc being 338.07 feet, to a point; thence south 73 degrees 10 minutes 1 second east a distance of 647.49 feet to a point; thence north 61 degrees 25 minutes 55 seconds east a distance of 14.15 feet to the point of beginning, containing 43.256 acres, more or less.*

*(5) Beginning at a point which is normal to and 100 feet distant northwardly from Turnpike Centerline Station 329 + 17, in Bucks County, Delaware River Extension; thence along the Turnpike northern right-of-way line, the following six courses: north 73 degrees 34 minutes 05 seconds west a distance of 667.47 feet to a point; thence north 62 degrees 15 minutes 29 seconds west a distance of 50.99 feet to a point; thence north 48 degrees 33 minutes 05 seconds west a distance of 165.51 feet to a point; thence north 62 degrees 15 minutes 29 seconds west a distance of 203.96 feet to a point; thence north 17 degrees 56 minutes 45 seconds west a distance of 106.26 feet to a point; thence by a curve in a northwesterly direction an arc length of 468.65 feet, the radius of said arc being 414.63 feet, to a point common to the right-of-way line of the Turnpike and other lands of the Commonwealth of Pennsylvania; continuing thence along other lands of the Commonwealth south 53 degrees 10 minutes 44 seconds east a distance of 1666.09 feet to a point in the northern right-of-way line of the Turnpike; thence along the northern right-of-way line of the Turnpike north 74 degrees 13 minutes 46 seconds west a distance of 196.49 feet, this line being concentric to and 100 feet distant northwardly from the Turnpike centerline, to the point of beginning, containing 7.924 acres, more or less.*

### Tract III.

Beginning at a point situate two (2) courses and distances away from the Turnpike Center Line Station 278 + 57.6 as follows: south 36 degrees 54 minutes 37 seconds west a distance of 22.20 feet, more or less, and south 53 degrees 5 minutes 23 seconds east a distance of 254.95 feet, more or less, and continuing thence from said point along the Turnpike's required southern right-of-way line by the following courses and distances: (1) south 73 degrees 34 minutes 5 seconds east a distance of 361.29 feet, more or less, (2) south 28 degrees 34 minutes 5 seconds east a distance of 7.07 feet, more or less, (3) south 73 degrees 34 minutes 5 seconds east a distance of 145.01 feet, more or less, (4) north 61 de-

grees 25 minutes 55 seconds east a distance of 7.07 feet, more or less, (5) south 73 degrees 34 minutes 5 seconds east a distance of 520.75 feet, more or less; thence along the westerly required right-of-way line of Legislative Route 281, the following two (2) courses and distances: (1) by an arc of 102.66 feet, more or less, in a southwesterly direction with a radius of 11,519.15 feet, (2) south 26 degrees 45 minutes 24 seconds west a distance of 266.05 feet, more or less; thence along lands, now or formerly of Herman Cohen and Jack Berman, the Commonwealth of Pennsylvania and the American Standard Corporation, the following course: (1) north 53 degrees 5 minutes 23 seconds west a distance of 1,037.00 feet, more or less, to the point and place of beginning, containing 4.303 acres, more or less, *excepting and reserving therefrom all that certain parcel of land bounded and described as follows:*

*Beginning at a point in the Turnpike's southern right-of-way line, which point is normal to and 125 feet distant southerly from Turnpike Centerline Station 281 + 19.5, in Bucks County, Delaware River Extension; thence along the Turnpike southern right-of-way line south 73 degrees 34 minutes 5 seconds east a distance of 994.08 feet to a point in the western right-of-way line of U. S. 1; continuing thence along the common Commonwealth-U. S. 1 property line, the following two courses: by a curve in a southwesterly direction an arc length of 87.38 feet, the radius of said arc being 11,519.15 feet, to a point, and south 26 degrees 45 minutes 24 seconds west a distance of \*266.05 feet to a common point in the Commonwealth of Pennsylvania and Louis Mark property line; thence along the Commonwealth-Mark property line north 53 degrees 5 minutes 23 seconds west a distance of 994.14 feet to the point of beginning, containing 3.962 acres, more or less.*

[Tract IV.]

Beginning at a point situate 172.34 feet, more or less, from the Turnpike Center Line Station 333 + 92.91 south 62 degrees 3 minutes 8 seconds west, said point being the common point of beginning of parcels 2 and 4, and continuing along the lands, now or formerly of John W. and Edna V. Simons, the following two courses and distances: (1) south 61 degrees 4 minutes 4 seconds west a distance of 469.80 feet, more or less, (2) south 39 degrees 30 minutes 00 seconds west a distance of 284.40 feet, more or less; thence along the lands, now or formerly of Anthony and Eleanor Pacenski, the following course and distances: (1) north 52 degrees 30 minutes 00 seconds west a distance of 65.00 feet,

\* "266.06" in original.

more or less; thence along the lands, now or formerly of the Commonwealth of Pennsylvania, the following three (3) courses and distances: (1) north 39 degrees 30 minutes 44 seconds east a distance of 609.63 feet, more or less, (°) south 74 degrees 46 minutes 05 seconds east a distance of 108.00 feet, more or less, (3) south 77 degrees 04 minutes 15 seconds east a distance of 155.50 feet, more or less, to the point of beginning, containing 1.624 acres, more or less.]

The above [four] *three* tracts being the same land conveyed to the Commonwealth of Pennsylvania by deed of Friends Hospital, dated July 22, 1949, and recorded in Bucks County Deed Book 911, at page 420.

Tract [V] *IV*.

Beginning at or about Station 742 + 92.31 in the Turnpike Center Line, said point being 97.76 feet, more or less, distant therefrom measured at right angles; thence south 66 degrees 57 minutes 30 seconds east by the Turnpike Southern Right-of-Way Line, a line parallel to and the distance of 100 feet from the Turnpike Center Line, a distance of 1249.36 feet, more or less, to a corner common to lands of the Pennsylvania Turnpike Commission and other lands of the within grantor; thence south 35 degrees 25 minutes west a distance of 730.27 feet, more or less; thence north 66 degrees 57 minutes 30 seconds west 378.27 feet, more or less, to a corner common to lands of the Pennsylvania Turnpike Commission and other lands of the within grantor; thence north 22 degrees 06 minutes west a distance of 1008.10 feet, more or less, to a point in the Turnpike Southern Right-of-Way Line, said point being opposite at or about Station 742 + 92.31 in the Turnpike Center Line 100 feet distant therefrom measured at right angles; thence north 23 degrees 02 minutes 30 seconds east a distance of 2.24 feet, more or less, to the point and place of beginning, containing 13.34 acres, more or less.

Bounded on the west and north by lands of the Pennsylvania Turnpike Commission, on the east and south by other lands of the Commonwealth of Pennsylvania.

Being part of the lands, formerly of the Somerset County Poor District, which became vested in the Commonwealth of Pennsylvania, Department of Welfare, by the act of September 29, 1938 (P. L. 53).

Conditions.

The conveyances 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 and 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 erected thereon.

*The Department of Property and Supplies, acting through the Secretary of Property and Supplies, with the approval of the Secretary of Public Welfare and the Governor, is authorized to grant necessary easements in, over and through adjoining lands of the Commonwealth for the efficient, continued use and maintenance of the lands to be conveyed to the Pennsylvania Turnpike Commission, including but not confined to power line easements, water line easements, easement for relocation of road, known as Legislative Route 09124, easement for relocation of Township Road, known as T-329, sewer easements, easements for water authorities, and easements needed by Bensalem Township as well as easements for ditches of Turnpike.*

Department of Property and Supplies, with approval of Secretary of Public Welfare and Governor, authorized to grant easements to Pennsylvania Turnpike Commission.

*The easements granted by the Commonwealth shall contain regulations and prohibitions deemed necessary by the Department of Justice for the use, maintenance, repair, renewal and reversion thereof, for the protection of the Commonwealth and the adjoining lands.*

Section 2. The deeds of conveyance, *together with authorized easements*, 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.

Approval and execution.

Section 3. The \*conveyances shall be made in exchange for a grant and conveyance to the Commonwealth of Pennsylvania and its assigns by the Pennsylvania Turnpike Commission of two tracts of land hereinafter described, and the Department of Property and Supplies is hereby authorized and empowered to accept, on behalf of the Commonwealth of Pennsylvania, by deed from the Pennsylvania Turnpike Commission, the two tracts of land situate in the Township of Somerset, County of Somerset, Commonwealth of Pennsylvania, bounded and described as follows:

Consideration: Pennsylvania Turnpike Commission authorized to convey certain lands in Somerset Township, Somerset County.

\* \* \* \* \*

Tract II.

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The descriptions of the tracts are made in accordance with a survey, dated June 6\*\*, 1959, made by the Neilan Engineers, Somerset, Pennsylvania.

Survey.

Section 2. The act is amended by adding, after section 3, a new section to read:

Act amended by adding a new section 3.1.

\* "conveyance" in original.  
\*\* "9" in original.

*Section 3.1. Before the exchange of the tracts of land or conveyance of the easements hereinbefore described is consummated, an appraisal of all tracts, including easements to be conveyed, shall be made by three (3) appraisers. One shall be selected by the Department of Property and Supplies, the second shall be selected by the Pennsylvania Turnpike Commission, and these two shall select the third appraiser. The three appraisers so selected shall be licensed real estate brokers, and shall receive three hundred fifty dollars (\$350), each, as compensation for their services, including expenses, said services to be equally borne by the Department of Property and Supplies and the Pennsylvania Turnpike Commission.*

*The appraisers shall, within two weeks of their appointment, meet and shall, collectively, determine the market value of each tract of land, easement or other interest therein involved, or parts thereof, as determined by the Commonwealth and the Pennsylvania Turnpike Commission as of the first day of June, 1952. The decision of two of the three appraisers shall bind the third appraiser, and shall be made in detailed form with a signed copy delivered to the Secretary of Property and Supplies, the Chairman of the Pennsylvania Turnpike Commission and the Attorney General. If, as a result of the exchange contemplated by this act, either party would obtain land, easements or interest therein of greater value than the other party as determined by the appraisers, the former party shall compensate the latter party in money for any such difference in value.*

APPROVED—The 2nd day of September A. D. 1961.

DAVID L. LAWRENCE

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No. 528

AN ACT

Amending the act of June 27, 1947 (P. L. 1095), entitled, as amended, "An act providing for the regulation of mining of anthracite coal by the open pit or strip mining method and for the conservation and improvement of lands affected directly or indirectly by such mining; requiring operators to register, pay a license fee and secure a permit to engage in strip mining and file a bond conditioned for compliance with this act; requiring backfilling of stripping pits and leveling and planting lands affected to prevent erosion and the pollution of waters and to protect public health, safety and welfare; conferring powers and imposing duties upon the Department of Mines; providing for appeals, and imposing penalties, and making appropriations," further regulating anthracite strip mining operations, changing provisions with respect to bonds,