

No. 187

## AN ACT

SB 1707

Authorizing the lease of Independence Mall State Park in the City of Philadelphia, Philadelphia County, to the Government of the United States of America for use as a National Park, and further authorizing the conveyance of said State Park to the United States of America for use as a National Park, and, with certain reservations, ceding jurisdiction over such lands.

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

Section 1. Lease.—The Department of Environmental Resources and The General State Authority, with the approval of the Governor, are hereby authorized on behalf of the Commonwealth of Pennsylvania to lease to the Government of the United States of America for use as a National Park, the tracts of land hereinafter described in section 2 of this act; such land situate in the City and County of Philadelphia and the Commonwealth of Pennsylvania. Said lease shall be for a period of five years, and from year to year thereafter, for a consideration of one dollar (\$1) per year, until such time as all bonds issued with respect to said tracts by The General State Authority of the Commonwealth of Pennsylvania are retired.

Section 2. Conveyance to United States Authorized; Description.—The Department of Environmental Resources and The General State Authority, with the approval of the Governor, are hereby authorized on behalf of the Commonwealth of Pennsylvania, to convey to the Government of the United States of America for use as a National Park, for a consideration of one dollar (\$1), the following described tracts of land situate in the City and County of Philadelphia, Commonwealth of Pennsylvania, commonly referred to as Independence Mall State Park. Said conveyance shall take place when all bonds issued with respect to said tracts by The General State Authority are retired.

The tracts are more particularly bounded and described as follows:

**BLOCK I**

Beginning at a point, said point being located at the intersection of the projected west curb line of Fifth Street with the projected south curb line of Market Street; thence, south along the west curb line of Fifth Street, a distance of 487.619 feet to the point of intersection with the north curb line of Chestnut Street; thence, west along said line, a distance of 369.104 feet to a point of intersection with the east curb line of Sixth Street; thence, north along the east curb line of Sixth Street, a distance of 487.917 feet to the point of intersection with the south curb line of Market Street; thence, east along said line, a distance of 368.071 feet to a

point of intersection with the west curb line of Fifth Street, the point of beginning.

Contains 4.36 acres, more or less.

### BLOCK II

Beginning at a point, said point being located at the intersection of the projected west curb line of Fifth Street with the projected south curb line of Arch Street; thence, south along the west curb line of Fifth Street, a distance of 690.46 feet to the point of intersection with the north curb line of Market Street; thence, west along said line, a distance of 368.00 feet to a point of intersection with the east curb line of Sixth Street; thence, north along the east curb line of Sixth Street, a distance of 690.04 feet to the point of intersection with the south curb line of Arch Street; thence, east along said line, a distance of 368.00 feet to a point of intersection with the west curb line of Fifth Street, the point of beginning.

Contains 5.83 acres, more or less.

### BLOCK III

Beginning at a point, said point being located at the intersection of the projected west curb line of Fifth Street with the projected south curb line of Race Street; thence, south along the west curb line of Fifth Street, a distance of 644.189 feet to the point of intersection with the north curb line of Arch Street; thence, west along said line, a distance of 368.00 feet to a point of intersection with the east curb line of Sixth Street; thence, north along the east curb line of Sixth Street, a distance of 644.987 feet to the point of intersection with the south curb line of Race Street; thence, east along said line, a distance of 367.933 feet to a point of intersection with the west curb line of Fifth Street, the point of beginning.

Contains 5.45 acres, more or less.

Section 3. Easements, Servitudes, and Rights of Others.—The lease and conveyance authorized hereunder shall be made under and subject to (1) the agreement between the Philadelphia Parking Authority and The General State Authority for the three-level parking garage under the park; (2) the agreement with the Junior League of Philadelphia, Inc., and the Department of Environmental Resources for the Free Quaker Meeting House; (3) all other easements, servitudes and rights of others, including, but not confined to streets, roadways and rights of any telephone, telegraph, water, electric, gas or pipeline company, 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 erected thereon.

Section 4. Approval of Lease and Deed; Execution.—The lease and deed of conveyance shall be approved by the Department of Justice and shall be executed by the Secretary of the Department of Environmental

Resources and the Executive Director of The General State Authority, in the name of the Commonwealth of Pennsylvania.

Section 5. Jurisdiction Ceded; Exceptions.—Exclusive jurisdiction over the lands conveyed under the provisions of this act is hereby ceded to the United States of America by the Commonwealth of Pennsylvania and said lands shall be exempt from the payment of all taxes, State and local: Provided, That the Commonwealth of Pennsylvania shall retain a concurrent jurisdiction with the United States of America over the lands so acquired by the United States of America for the purpose of serving of all civil processes: And, provided further, That such criminal processes as may issue under the authority of the Commonwealth against any person or persons charged with crimes committed without the area so acquired may be executed therein in the same manner as though this cession had not been granted.

Section 6. This act shall take effect immediately.

APPROVED—The 20th day of July, A. D. 1974.

MILTON J. SHAPP

The foregoing is a true and correct copy of Act of the General Assembly No. 187.

A handwritten signature in black ink, reading "C. McLaughlin Tucker". The signature is written in a cursive, flowing style.

*Secretary of the Commonwealth.*