

No. 1980-72

AN ACT

HB 1408

Authorizing the Department of General Services, with the approval of the Department of Health and the Governor of the Commonwealth of Pennsylvania to convey a certain lot or tract of ground situate in the Township of Mount Joy, Lancaster County, Pennsylvania.

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

Section 1. The Department of General Services, with the approval of the Department of Health and the Governor is hereby authorized on behalf of the Commonwealth of Pennsylvania to convey to the Township of Mount Joy, Lancaster County, for a consideration of \$1 the following described tract of 0.3275 acre of land situate in Mount Joy Township, Lancaster County, Pennsylvania:

All that certain lot or tract of unimproved land being situate in the Township of Mount Joy, County of Lancaster, and Commonwealth of Pennsylvania, and more particularly known as property of the Commonwealth of Pennsylvania situate northeast of the right-of-way line of Mill Road (Township Road 312) as relocated, and shown on a plan prepared for Mount Joy Township of Right-of-Way Abandonment of Mill Road by D. C. Gohn Associates, Inc., on October 3, 1978, Reference Drawing No.1792-678/RW-1, and all of the same being more fully bounded and described as follows, to wit:

Beginning at a point, a corner of Tract "A" as shown on the above referenced Right-of-Way Abandonment Plan (property to be released to Edwin E. Musser), said point also being the intersection of the original right-of-way line of Mill Road (Township Road 312) with the existing right-of-way line of Mill Road (Township Road 312) as shown on the above referenced plan; thence continuing along said Tract "A" (property to be released to Edwin E. Musser) on a course of north 61 degrees 31 minutes 55 seconds east, a distance of 13.45 feet to a point in line of Tract "C" as shown on the above referenced Right-of-Way Abandonment Plan (property to be released to Milton C. and Evelyn M. Heilman); thence continuing along said Tract "C" (property to be released to Milton C. and Evelyn M. Heilman) on a course of south 56 degrees 53 minutes 00 seconds east, a distance of 173.39 feet to a point, a corner of Tract "D" (property to be released to Charles G., Jr. and Edna J. Bailey) as shown on the above referenced Right-of-Way Abandonment Plan; thence continuing along said Tract "D" (property to be released to Charles G., Jr. and Edna J. Bailey) on a course of south 18 degrees 14 minutes 30 seconds east, a distance of 164.01 feet to a point, a corner of Tract "E" (property to be released to Harold C. and Cleora N. Shank) as shown on the above referenced

Right-of-Way Abandonment Plan; thence continuing along said Tract "E" (property to be released to Harold C. and Cleora N. Shank) on a course of south 08 degrees 48 minutes 10 seconds east, a distance of 41.84 feet to a point on the existing right-of-way line of Mill Road (Township Road 312) as aforesaid; thence continuing along the same, the following two courses: (1) on a curved line to the left, having a radius of 546.44 feet, an arc length of 40.32 feet, and said arc being subtended by a chord of north 35 degrees 05 minutes 10 seconds west, a distance of 40.31 feet to a point, and (2) north 37 degrees 12 minutes 00 seconds west, a distance of 316.94 feet to a point, the place of beginning.

Containing an area of 14,265.96 square feet or 0.3275 acre of land.

Being part of the same premises which Thomas D. Caldwell, et ux, by deed dated January 28, 1926 and recorded in the Recorder of Deeds office in and for Lancaster County in Deed Book K, Volume 27, Page 339, granted and conveyed to the Commonwealth of Pennsylvania.

This 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 pipeline 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.

The Deed of Conveyance shall contain a clause that the lands conveyed shall be used only for municipal purposes by Mount Joy Township and if at any time the said Mount Joy Township or its successors in function conveys said property or authorizes or permits said property to be used for any purpose other than municipal purposes, the title thereto shall immediately revert to and revest in the Commonwealth of Pennsylvania.

Section 2. The Deed of Conveyance shall be approved by the Department of Justice and shall be executed by the Secretary of the Department of General Services in the name of the Commonwealth of Pennsylvania.

Section 3. This act shall take effect immediately.

APPROVED—The 22nd day of June, A. D. 1980.

DICK THORNBURGH