

## No. 1981-121

## AN ACT

## HB 769

Authorizing and directing the Department of General Services, with the approval of the Department of Public Welfare and the Governor, to convey to the Abington Area Line Officers Association, 27 acres of land, more or less, situate in Newton Township, Lackawanna 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 Public Welfare and the Governor, is hereby authorized and directed on behalf of the Commonwealth of Pennsylvania, to grant and convey to the Abington Area Line Officers Association, the following tract of land situate in the Township of Newton, County of Lackawanna and Commonwealth of Pennsylvania, bounded and described as follows:

Beginning at a concrete monument corner on the southerly right-of-way of Legislative Route 35018, said corner being the most northeasterly corner of the Abington Heights School District (Middle School) and common with other lands of the grantor herein; thence along the southerly right-of-way of said Legislative Route 35018 south 75 degrees 25 minutes 00 seconds east a distance of 99.48 feet to a concrete monument corner; thence continuing along the southerly right-of-way line of Legislative Route 35018 and also along the southerly right-of-way line of Legislative Route 440 south 83 degrees 16 minutes 59 seconds east a distance of 696.52 feet to a concrete monument corner; thence across said Legislative Route 440 and along other lands of the grantor herein north 6 degrees 58 minutes 50 seconds east a distance of 1492.64 feet to a corner; thence continuing along the lands of the grantor herein south 82 degrees 49 minutes 59 seconds east a distance of 800.00 feet to a corner; thence still along the lands of the grantor herein and crossing Legislative Route 440 and Legislative Route 35018 south 7 degrees 10 minutes 01 second east a distance of 1500.00 feet to the place of beginning. Containing 27.29 acres of land be the same more or less.

Excepting from the above described all that land encompassed by the right-of-ways for Legislative Route 440 and Legislative Route 35018.

Also excepting any portion of the above described tract, all that land which was previously conveyed under the act of December 19, 1980 (P.L.1325, No.240), entitled "An act authorizing and directing the Department of General Services, with the approval of the Department of Public Welfare and the Governor, to convey to Newton Township, Lackawanna County, Pennsylvania, 37.177 acres of land, more or less, situate in Newton Township, Lackawanna County, Pennsylvania," part of which appears to overlap the above described land.

The conveyance shall be made under and subject to all easements, servitudes and rights of others, including but not confined to streets, roadways and rights of telephone, telegraph, water, electric, sewer, gas or pipeline companies, as well as under and subject to any interest, estates or tenancies vested in any third persons, whether or not appearing of record for any portion of the land or improvement erected thereon.

Section 2. The Deed of Conveyance shall contain a clause that the lands conveyed shall be used as a *training school* for State volunteer firefighters by the Abington Area Line Officers Association and if at any time the said association or its successor in function conveys said property or authorizes or permits said property to be used for any purpose other than fire fighting purposes, the title thereto shall immediately revert to and revest in the Commonwealth of Pennsylvania.

Section 3. The Deed of Conveyance shall be approved as provided by law and shall be executed by the Secretary of General Services in the name of the Commonwealth of Pennsylvania. Cost and fees incidental to the conveyance shall be borne by the grantee.

Section 4. This act shall take effect immediately.

APPROVED—The 7th day of November, A. D. 1981.

DICK THORNBURGH