

No. 1992-185

AN ACT

HB 2509

Authorizing the Department of General Services, with the approval of the Governor, to sell and convey certain tracts of land situate in the City of Erie, Erie County; providing for the conveyance of Wolverine Memorial Park in Erie to the Erie-Western Pennsylvania Port Authority; authorizing the conveyance of a tract of land in Berks County to Valley View Mobile Home Park; authorizing and directing the Department of General Services to accept the conveyance to the Commonwealth of a parcel of land situate in the Township of Honeybrook, County of Chester and Township of Salisbury, County of Lancaster; authorizing the Department of General Services to sell said parcel of land with a contiguous parcel of land previously approved for sale pursuant to the Surplus Property Disposition Plan of 1985, approved by the Legislature, in accordance with Article XXIV-A of the act of April 9, 1929 (P.L.177, No.175), known as The Administrative Code of 1929; authorizing and directing the Department of General Services, with the approval of the Governor and the Pennsylvania Historical and Museum Commission, to convey a tract of land in Upper Augusta Township, Northumberland County, to the Northumberland County Historical Society; authorizing and directing the Department of General Services, with the approval of the Governor, to convey the Monocacy Battlefield in Frederick, Maryland, to the United States of America; authorizing the Department of General Services, with the approval of the Governor and the Department of Agriculture, to sell and convey to The Pennsylvania State University a tract of land and the buildings erected thereon in Ferguson Township, Centre County, Pennsylvania; authorizing the Pennsylvania Historical and Museum Commission to accept a gift of certain real property situate in the Township of Solebury, Bucks County, Pennsylvania; authorizing the Department of General Services, with the approval of the Governor and the Secretary of Environmental Resources, to sell and convey real property in Union Township, Bedford County; authorizing and directing the Department of Transportation, with the approval of the Governor, to grant and convey land situate in the City of Pittsburgh, Allegheny County, to the Urban Redevelopment Authority of the City of Pittsburgh; authorizing and directing the Department of General Services, with the approval of the Governor and the Secretary of Public Welfare, to convey to the North Warren Municipal Authority, land situate partially in the Township of Conewango and partially in the Borough of North Warren, Warren County, Pennsylvania; authorizing and directing the Department of General Services, with the approval of the Governor, to convey to Hartley Township a tract of land situate in Hartley Township, Union County, Pennsylvania; and making repeals.

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

Section 1. The Department of General Services, with the approval of the Governor, is hereby authorized and directed on behalf of the Commonwealth of Pennsylvania to grant and convey to Citadel Development Company, a Pennsylvania corporation, its successors and assigns, for a consideration of \$13,275, a tract of land situate in the City of Erie, County of Erie, Commonwealth of Pennsylvania, bounded and described as follows:

Tract No. 1

All that certain land or property situated in the City of Erie, encompassing a portion of Front Street, an unopened and unused portion of a street in the City of Erie, and more particularly bounded and described as follows to wit:

Beginning at the southwesterly corner of the piece at a point in the southerly line of Front Street (variable width), said point of beginning being the northwesterly corner of Parcel "E" and the northeasterly corner of Parcel "F" as per record in Erie County Map Book 34, Page 98; thence north 13 degrees 02 minutes 32 seconds west, passing through said Front Street, a distance of 101.61 feet to a point; thence north 28 degrees 39 minutes 26 seconds west, continuing through said Front Street, a distance of 41.36 feet to a point in the northerly line of said Front Street; thence north 63 degrees 41 minutes 35 seconds east, along the northerly line of said Front Street and along the southerly line of the Water Lots in front of the Second Section of the City of Erie, as established by an Act of the General Assembly of Pennsylvania dated January 23, 1838, a distance of 527.00 feet to a point at its intersection with the northerly line of the Bayfront Parkway (70-foot right-of-way); thence in a southwesterly direction, along said northerly line of the Bayfront Parkway, and along a curve to the left, having a radius of 751.20 feet, an arc length of 275.29 feet to a point of tangency; thence south 25 degrees 56 minutes 30 seconds west, continuing along said northerly line of the Bayfront Parkway, a distance of 33.92 feet to a point in the southerly line of said West Front Street; thence south 64 degrees 54 minutes 22 seconds west, along said southerly line of West Front Street, a distance of 278.50 feet to a point and the place of beginning.

Containing 54,379 square feet, or 1.248 acres of land, therein, net measure. It is the expressed intent of the foregoing Legal Description to include all of Front Street (as Front Street may lie, be described or be shown on maps, plats, plans, surveys or statutes) bound on the east by the Bayfront Parkway (70-foot right-of-way) and bound on the west by the eastern bank of Cascade Creek (said bank shown as a dashed line labeled north 13 degrees 02 minutes 32 seconds west 101.61 feet and north 28 degrees 39 minutes 26 seconds west 100.77 feet on a plan of subdivision recorded in Erie County Map Book 34, Page 98).

Tract No. 2

All that certain piece or parcel of land situated in the City of Erie, County of Erie, State of Pennsylvania, being part of the Fourth Ward and being more particularly bounded and described as follows, to wit:

Beginning at the southwesterly corner of the piece at a point in the center line of Cranberry Street (60-foot right-of-way), distance thereon north 26 degrees 20 minutes 50 seconds west 378.22 feet from its intersection with the center line of West Second Street (60-foot right-of-way), said point of beginning also being at the intersection of the center line of said Cranberry Street with the westerly extension of the southerly line of West Front Street (variable width); thence north 26 degrees 20 minutes 50 seconds west, along the center line of said Cranberry Street, a distance of 100.28 feet to a point in the westerly extension of the northerly line of West Front Street; thence north 63

degrees 41 minutes 35 seconds east, along the northerly line of said West Front Street and along the southerly line of the Water Lots in front of the Second Section of the City of Erie, as established by an Act of the General Assembly of Pennsylvania, dated January 23, 1838, a distance of 995.98 feet to a point; thence south 28 degrees 39 minutes 26 seconds east, passing through said Front Street, a distance of 41.36 feet to a point; thence south 13 degrees 02 minutes 32 seconds west, continuing through said Front Street, a distance of 101.61 feet to a point in the southerly line of said West Front Street, said point being the northwesterly corner of Parcel "E" and the northeasterly corner of Parcel "F" as per record in Erie County Map Book 34, Page 98, of a 2.949 acre parcel of land portion of West Front Street (variable width) which is to be vacated through lands under contract to be purchased by Citadel Development Company; thence south 64 degrees 54 minutes 22 seconds west, along said southerly line of West Front Street, a distance of 223.29 feet to a point in the easterly line of Raspberry Street (60-foot right-of-way); thence south 63 degrees 39 minutes 35 seconds west, passing through said Raspberry Street, a distance of 30 feet to a point in the center line of said Raspberry Street; thence south 26 degrees 20 minutes 25 seconds west along the center line of said Raspberry Street, a distance of 15.96 feet to a point; thence south 63 degrees 39 minutes 35 seconds west, passing through said Raspberry Street, a distance of 30.00 feet to a point in the westerly line of said Raspberry Street; thence south 67 degrees 55 minutes 56 seconds west, along the southerly line of said West Front Street and along the north line of Square No. 1, as shown on the General Plan of the Second Section, of the Town of Erie, a distance of 692.96 feet to a point in the center line of Cranberry Street and the place of beginning.

Containing 128,465 square feet, or 2.949 acres of land, therein, net measure. It is the expressed intent of the foregoing Legal Description to include all of West Front Street (as West Front Street may lie, be described or be shown on maps, plats, plans, surveys or statutes) being bound on the west by the center line of Cranberry Street and bound on the east by the east bank of Cascade Creek (said bank shown as a dashed line labeled north 13 degrees 02 minutes 32 seconds west 101.61 feet and north 28 degrees 39 minutes 26 seconds west 100.77 feet, on a plan of subdivision recorded in Erie County Map Book 34, Page 98).

Section 2. The Department of General Services, with the approval of the Governor, is hereby authorized and directed on behalf of the Commonwealth of Pennsylvania to grant and convey to the Erie-Western Pennsylvania Port Authority, an entity of local government organized under the laws of the Commonwealth, for a consideration of one dollar, the following land and rights therein situate at 80 State Street in the city and county of Erie, known as Wolverine Memorial Park, bounded and described as follows:

Beginning at the point of intersection of the north line of Front Street with the west line of State Street; thence westwardly along said north line of Front Street, 132.768 feet to the point where the east line of In Shore Water Lot 73 intersects said north line of Front Street; thence northwardly along said east

line of In Shore Water Lot 73 and parallel with State Street, 639.48 feet to the north line of said In Shore Water Lot 73; thence eastwardly parallel with said Front Street and along the north line of In Shore Water Lots 71 and 72, 133 feet to the west line of State Street; and thence southwardly along the said west line of State Street, 607.08 feet to the north line of Front Street, at the place of beginning. The premises contains 1.852 acres and comprises In Shore Water Lots 71, 72, 73 and 74, less subdivisions A, B, C, D and E of Lots 73 and 74.

Section 3. The Department of General Services, with the approval of the Department of Public Welfare and the Governor, is authorized on behalf of the Commonwealth to sell to Valley View Mobile Home Park, for a consideration determined by an independent appraisal obtained by the Department of General Services, the following tract of land:

All that certain parcel or tract of land situate on the northeastern side of Pennsylvania State Highway S.R.0422, leading from Reading to Harrisburg, between Wernersville and Robesonia, in the Township of Lower Heidelberg, County of Berks and Commonwealth of Pennsylvania, and being more fully bounded and described, as follows, to wit:

Beginning at the corner of the center line of Pennsylvania State Highway, S.R.0422, being the southern corner of property belonging to D.A.M. Management Corp., grantee herein; thence along said property north 39 degrees 11 minutes east, a distance of 491.05 feet to a corner marked by a monument, being a corner of property belonging to now or late Maggie Palm, Vincent P. Obold and Karl H. Obold; thence along said property south 47 degrees 54 minutes 19 seconds east, a distance of 501.28 feet to a corner marked by a monument; thence along property now or late of the Commonwealth of Pennsylvania Department of Welfare, of which this was a part, south 42 degrees 38 minutes 41 seconds west, a distance of 534.72 feet to a corner on the center line of the aforesaid State Highway S.R.0422; thence along said center line along a curve deflecting to the right having a delta angle of 02 degrees 21 minutes 59.70 seconds, a radius of 11,459.19 feet, an arc length of 473.32 feet and a chord bearing and distance of north 42 degrees 32 minutes 11.40 seconds west 473.28 feet to the place of beginning.

Containing in area 5.734 acres of land.

Being a portion of the same property which by deed dated and recorded in Deed Book Volume 473, Page 93, Berks County Records at Reading, Pennsylvania, granted and conveyed unto the Commonwealth of Pennsylvania.

Section 4. (a) The Department of General Services is hereby authorized and directed to accept on behalf of the Commonwealth of Pennsylvania the conveyance from Federated Medical Resources, Incorporated, of a parcel of land located in the Township of Honeybrook, County of Chester, and the Township of Salisbury, County of Lancaster, bounded and described as follows:

Beginning at a point set in the title line of Beaver Dam Road (T-433) at its intersection with the title line of Engletown Road (T-348); thence extending along the title line of Beaver Dam Road (T-433) the two following courses and distances to wit: south 75 degrees 20 minutes 20 seconds west - 154.66

feet to a point; thence north 81 degrees 46 minutes 40 seconds west (crossing over the county line dividing Salisbury Township, Lancaster County, from Honeybrook Township, Chester County) 483.20 feet to a spike set at a common corner with land belonging now or formerly to Wayne M. Reiter; thence leaving the road and extending along land belonging now or formerly to Wayne M. Reiter, and land now or formerly belonging to Amos L. Stoltzfus (crossing over the Sun Pipe Line easement 40-foot wide), north 28 degrees 47 minutes 56 seconds west - 2,160.87 feet to a point set at a corner of land belonging now or formerly to Vesta S. Lammy; thence extending along land belonging now or formerly to Vesta S. Lammy the two following courses and distances to wit: north 78 degrees 44 minutes 27 seconds east - 402.85 feet to a stone; thence north 04 degrees 21 minutes 30 seconds east - 455.47 feet to an iron pin set at a corner of land belonging now or formerly to John U. Stoltzfus; thence extending along land belonging now or formerly to John U. Stoltzfus, south 81 degrees 11 minutes 38 seconds east - 383.74 feet to a point; thence extending along land belonging now or formerly to the General State Authority the twelve following courses and distances to wit: south 08 degrees 48 minutes 22 seconds west - 198.62 feet to a point; thence south 44 degrees 53 minutes 43 seconds east (crossing over the county line dividing Salisbury Township, Lancaster County, from Honeybrook Township, Chester County) 625.76 feet to a point; thence north 89 degrees 44 minutes 09 seconds east - 530.67 feet to a point; thence south 13 degrees 00 minutes 01 seconds east - 377.55 feet to a point; thence south 47 degrees 56 minutes 42 seconds east - 413.48 feet to a point; thence south 79 degrees 30 minutes east - 341.53 feet to a point; thence south 34 degrees 30 minutes east 65 feet to a point of curve; thence in southeasterly direction, along a curved line curving to the left, having a radius of 511.64 feet for an arc distance of 129.48 feet and the chord of the arc being south 41 degrees 45 minutes east - 129.14 feet to a point of tangent; thence south 49 degrees east - 180 feet to a point of curve; thence in a southeasterly direction along a curved line curving to the right, having a radius of 214.56 feet for an arc distance of 288.43 feet and the chord of the arc being south 18 degrees 30 minutes east - 217.89 feet to a point of tangent; thence south 12 degrees west - 305 feet to a point; thence south 49 degrees 15 minutes 08 seconds west - 74.50 feet (passing over the Sun Pipe Line 40-foot wide easement) to a point set in the title line in the bed of Beaver Dam Road (T-433); thence extending along the title line of Beaver Dam Road (T-433) the three following courses and distances to wit: south 83 degrees west - 261 feet to a spike; thence south 70 degrees 26 minutes 06 seconds west - 421.56 feet to a spike; thence south 80 degrees 49 minutes 16 seconds west - 86.17 feet to a point; thence leaving Beaver Dam Road and extending along land belonging now or formerly to the General State Authority the seven following courses and distances to wit: north 27 degrees 40 minutes 04 seconds west - (passing over the Sun Pipe Line easement 40-foot wide) 669.75 feet to a point; thence south 62 degrees 19 minutes 56 seconds west - 260 feet to a point; thence south 27 degrees 40 minutes 04 seconds east - 180 feet to a point; thence south 62 degrees 19 minutes 56 seconds west - 100 feet to a point; thence south 27 degrees 40 minutes 04

seconds east - 150 feet to a point; thence north 62 degrees 19 minutes 56 seconds east - 280 feet to a point; thence south 27 degrees 40 minutes 04 seconds east (passing over the Sun Pipe Line easement 40-foot wide) 313 feet to a point set in the title line of Beaver Dam Road (T-433); thence extending along Beaver Dam Road (T-433) south 80 degrees 40 minutes 14 seconds west - 195.64 feet to the first mentioned point and place of beginning.

Containing an area of 77.625 acres of land, being the same more or less. Being approximately 44.851 acres in Chester County and 32.774 in Lancaster County.

Being subject to a 40-foot wide easement for Sun Pipe Line and a 20-foot wide utility easement in favor of the General State Authority, and subject to the rights within Beaver Dam Road (T-433) and 25 feet from the center line thereof.

(b) Costs and fees incidental to this conveyance shall be borne by Federated Medical Resources, Incorporated.

(c) The Department of General Services is hereby authorized to sell the aforesaid parcel of land situate in the Township of Honeybrook, County of Chester, and the Township of Salisbury, County of Lancaster, bounded and described in subsection (a).

(d) The parcel is authorized to be sold with a contiguous parcel of land previously approved for sale pursuant to the Surplus Property Disposition Plan of 1985 approved by the General Assembly, in accordance with Article XXIV-A of the act of April 9, 1929 (P.L.177, No.175), known as The Administrative Code of 1929, in accordance with the terms and conditions provided in the aforesaid surplus property plan.

(e) All costs and fees for the sale of this parcel shall be borne by the Commonwealth as provided for in Article XXIV-A of the act of April 9, 1929 (P.L.177, No.175), known as The Administrative Code of 1929.

Section 5. (a) The Department of General Services, with the approval of the Governor and the Pennsylvania Historical and Museum Commission, is hereby authorized and directed on behalf of the Commonwealth to sell and convey to the Northumberland County Historical Society, for a consideration of \$1, the following described tracts of land and buildings erected thereon:

Beginning at a stake set for a corner on the eastern line of Memorial Drive, said stake being south 33 degrees 09 minutes west, a distance of 256.15 feet, more or less, measured along the eastern line of Memorial Drive from the point of intersection of the south line of Shikellamy Avenue, extended, with the eastern line of Memorial Drive; thence along land now or formerly of William H. Druckemiller and Dorothy H. Gass, of which the land herein described is a part, south 16 degrees 46 minutes east, a distance of 254.3 feet, more or less, to a stake; thence along land now or formerly of William H. Druckemiller and Dorothy H. Gass south 10 degrees 01 minute east, a distance of 131.2 feet, more or less, to a stake; thence along land now or formerly of William H. Druckemiller and Dorothy H. Gass north 73 degrees 23 minutes west, a distance of 301.05 feet, more or less, to a stake on the eastern line of aforesaid Memorial Drive; thence along the eastern line of said

Memorial Drive north 34 degrees 28 minutes east, a distance of 155 feet, more or less, to a stake; thence along the eastern line of said Memorial Drive north 33 degrees 09 minutes east, a distance of 190 feet, more or less, to the place of beginning.

Containing 1.172 acres of land, more or less.

(b) The deed of conveyance shall contain a clause that the property conveyed shall be used for public purposes by the Northumberland County Historical Society, and, if at any time the Northumberland County Historical Society or its successor in function sells or transfers the property or permits the property to be used for any purpose other than those specified in this section, the title to the property shall immediately revert to and revest in the Commonwealth.

(c) Costs and fees incidental to this conveyance shall be borne by the grantee.

Section 6. (a) The Department of General Services, with the approval of the Governor and the Department of Agriculture, is hereby authorized and directed on behalf of the Commonwealth of Pennsylvania to grant and convey to The Pennsylvania State University, for one-half of the fair market value or a savings to the Commonwealth equal to the value of the property, the following tract of land and buildings erected thereon:

All that certain lot, piece or parcel of land situate, lying and being in Ferguson Township, Centre County, Pennsylvania, bounded and described as follows:

Beginning at a nail in the pavement of highway Route Number 45, on the western boundary of the tract of which this is a part; thence north 23 degrees 13 minutes west, a distance of 14 feet, more or less, to a point, said point being the true point of beginning of the tract herein conveyed; thence along the western boundary of the tract of which this is a part, north 23 degrees 13 minutes west 181 feet; thence through the tract of which this is a part, the following courses and distances: north 84 degrees east 191 feet; north 6 degrees west 31 feet; north 84 degrees east 50 feet; north 62 degrees east 160 feet; north 28 degrees 45 minutes west 12 feet; north 61 degrees 15 minutes east 35 feet; north 5 degrees west 49.5 feet; south 85 degrees west 3.5 feet; north 20 degrees 30 minutes west 158 feet; north 69 degrees 30 minutes east 33.5 feet; south 20 degrees 30 minutes east 104 feet; south 38 degrees east 71.5 feet; north 85 degrees east 40 feet; south 5 degrees east 346 feet to a point at highway Route Number 45; thence along the same south 85 degrees west 451 feet to the place of beginning.

Containing 2.75 acres.

(b) Costs and fees incidental to these conveyances shall be borne by the respective grantees.

Section 7. The Department of General Services, with the approval of the Governor, is authorized and directed on behalf of the Commonwealth to grant and convey to the United States of America, as a gift, the premises known as the Monocacy Battlefield in Frederick County, Maryland, containing approximately one-half acre of land conveyed to the Commonwealth by deed of Kate Cavanaugh, dated September 14, 1908, and recorded in Liber 8th, No. 284, Folio 449 et seq.

Section 8. (a) The Department of General Services, with the approval of the Governor and the Secretary of Environmental Resources, is hereby authorized and directed, on behalf of the Commonwealth of Pennsylvania, to grant and convey to the Pavia Cemetery Association the following tract of land bounded and described as follows:

All that certain lot, piece or parcel of land situated in the Township of Union, County of Bedford, Commonwealth of Pennsylvania, bounded and described as follows:

Beginning at a concrete marker, a common corner with the Pavia Cemetery Association; thence through the lands of the grantor, north 00 degrees 11 minutes 40 seconds west 430.46 feet to a concrete marker; thence through the lands of the grantor, south 86 degrees 41 minutes 40 seconds east 304.15 feet to a concrete marker; thence through the lands of the grantor, south 00 degrees 11 minutes 40 seconds east 430.46 feet to a concrete marker; thence with the lands of the Pavia Cemetery Association, north 86 degrees 41 minutes 40 seconds west 304.15 feet to a concrete marker, the place of beginning.

Containing 3.00 acres as shown on a draft of survey by Diehl & Whetstone.

Being a portion of Parcel 11 as contained in the deed from the United States of America to the Commonwealth of Pennsylvania dated September 26, 1945, and recorded in Bedford County Deed Book 239, Page 251.

(b) The conveyance authorized by subsection (a) shall be in exchange for the conveyance by Pavia Cemetery Association to the Commonwealth of Pennsylvania of a tract of land bounded and described as follows:

All that certain tract of land situate in the Township of Union, County of Bedford, and the Commonwealth of Pennsylvania, more particularly bounded and described as follows:

Beginning at a corner being the southeast corner of the whole tract; thence with the lands of William Shaffer, north 69 degrees 13 minutes west 252.08 feet to a concrete marker on the east bank of Pavia Run; thence with the east bank of Pavia Run, north 12 degrees 35 minutes west 76.35 feet to a concrete marker on the east bank of Pavia Run; thence with the lands of Shannon Ickes, south 82 degrees 13 minutes east 23.10 feet to an apple tree; thence with the lands of Shannon Ickes, north 12 degrees 57 minutes west 119.30 feet to a concrete marker; thence with the lands of Shannon Ickes, north 15 degrees 17 minutes west 72.0 feet to a concrete marker on the east bank of Pavia Run; thence with the lands of Shannon Ickes, north 08 degrees 19 minutes west 82.22 feet to a concrete marker; thence with the lands of Dorothy Dibert, the grantor, south 78 degrees 52 minutes east 209.85 feet to a concrete marker; thence with the lands of Dorothy Dibert, north 02 degrees 42 minutes east 209.33 feet to a concrete marker on the lands of Norman Cathers; thence with the lands of Norman Cathers and Blue Knob State Park, south 85 degrees 01 minute east 178.71 feet to a concrete marker; thence with the lands of Blue Knob State Park, south 10 degrees 25 minutes west 590.62 feet to a concrete marker, the place of beginning.

Containing 3.15 acres as shown on a draft of Diehl & Whetstone.

Being part of a larger tract of land that became vested in Dorothy Dibert, by deed recorded in Bedford County Deed Book 298, Page 258.

(c) Conveyance of the land described in subsection (a) 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 third persons, whether or not appearing of record, for any portion of the land or improvements erected thereon.

(d) The deed of conveyance of the property described in subsection (a) shall contain a clause that the property conveyed shall be used for the purpose of maintaining a cemetery by Pavia Cemetery Association, and, if at any time Pavia Cemetery Association or its successor in function conveys the property or permits the property to be used for any purpose other than the purpose specified in this subsection, the title to the property shall immediately revert to and revest in the Commonwealth of Pennsylvania.

(e) (1) The conveyance authorized by subsection (b) shall be made upon the express condition that the Commonwealth shall use the property conveyed exclusively for public park, recreation and conservation purposes.

(2) The deed of conveyance of the property described in subsection (b) shall contain a clause that the property, conveyed together with improvements and equipment thereon, shall be used for public park, recreation and conservation purposes by the Commonwealth of Pennsylvania and, if the Secretary of the Interior of the United States finds, after notice to the Commonwealth and an opportunity for a hearing, that the Commonwealth has not complied with the condition imposed by paragraph (1) for a period of more than three years, the title to the property shall immediately revert to and revest in the United States of America. The clause shall also provide that the finding of the Secretary of the Interior shall be final and conclusive.

(f) The land exchange authorized by subsections (a) and (b) is further conditioned upon the establishment of a perpetual and permanent easement and right-of-way affecting a certain tract of land situated in the Township of Union, County of Bedford, Commonwealth of Pennsylvania. The easement and right-of-way is bounded and described as follows:

Beginning at a concrete marker, a common corner with Dorothy Dibert and Shannon Ickes; thence with the lands of Ickes south 08 degrees 19 minutes east 30.54 feet to a concrete marker; thence through the lands of Shannon Ickes north 87 degrees 29 minutes west 53.95 feet to a nail in the center line of Township Route 646; thence with the center line of the road north 00 degrees 22 minutes west 30.03 feet to a nail in the center line of the road; thence with the lands of Dorothy Dibert and crossing Pavia Run south 87 degrees 29 minutes east 49.73 feet to the place of beginning.

Being a 30-foot right-of-way to be conveyed to the Commonwealth of Pennsylvania by Shannon Ickes to and from the property described in subsection (b) and shown on a draft of survey by Diehl & Whetstone.

(g) The parties to the transaction shall bear their respective costs.

Section 9. (a) The Department of Transportation, with the approval of the Governor, is hereby authorized and directed on behalf of the Commonwealth of Pennsylvania to grant and convey to the Urban Redevelopment Authority of the City of Pittsburgh, for a consideration of \$90,000, the following described tracts of land situate in the City of Pittsburgh, Allegheny County, Pennsylvania, bounded and described as follows:

Tract No. 1

Beginning at the northeast corner of River Avenue and Grantham Street; thence north 15 degrees 10 minutes west 94.00 feet along Grantham Street to the place of beginning at the corner of Lot 84 in the Sylvanus Lothrop Plan of Lots, in Deed Book Volume 46, Page 544; thence continuing along Grantham Street north 15 degrees 10 minutes west 28.77 feet to the right-of-way line of River Avenue Connection; thence by such right-of-way south 65 degrees 48 minutes east 25.87 feet to a point; thence south 15 degrees 10 minutes east 12.36 feet; thence south 74 degrees 50 minutes west 20.00 feet to the place of beginning.

Containing an area of 411 square feet, more or less.

Being part of Lot 84 in the said Sylvanus Lothrop Plan of Lots.

Tract No. 2

Beginning at the northeast corner of River Avenue and Grantham Street; thence along Grantham Street north 15 degrees 10 minutes west 94.00 feet to the corner of Lot 84 in the Sylvanus Lothrop Plan recorded in Deed Book Volume 46, Page 544; thence along the southerly line of said Lot 84, north 74 degrees 50 minutes east 20.00 feet; thence by a line parallel to Grantham Street, north 15 degrees 10 minutes west 12.36 feet to the right-of-way line of River Avenue Connection as now constructed; thence by such right-of-way line south 65 degrees 48 minutes east 98.77 feet to a point of curve in said right-of-way; thence by a curve deflecting to the left with a radius of 185.00 feet and an arc length of 4.72 feet to Bronco Way; thence along Bronco Way south 14 degrees 47 minutes 03 seconds east 19.82 feet to River Avenue; thence along River Avenue south 62 degrees 56 minutes 37 seconds west 102.19 feet to the place of beginning.

Containing an area of 6,712 square feet, more or less.

Tract No. 3

Beginning at the northeast corner of River Avenue and Bronco Way; thence along Bronco Way north 12 degrees 39 minutes 15 seconds west 12.00 feet to the right-of-way line of River Avenue Connection; thence by a curve deflecting to the left with a radius of 185.00 feet and an arc length of 16.75 feet to a point on the right-of-way line of River Avenue; thence south 65 degrees 04 minutes 25 seconds west 14.50 feet to the place of beginning.

Containing an area of 84 square feet, more or less.

(b) The deed of conveyance shall be approved as provided by law and shall be executed by the Secretary of Transportation in the name of the Commonwealth of Pennsylvania. The deed of conveyance shall contain the following covenant: Any plans for land development, including construction activity, are required to be reviewed by the State Historic Preservation Officer.

(c) The proceeds of the sale authorized by this section shall be paid into the State Treasury and deposited in the Motor License Fund.

Section 10. (a) The Department of General Services, with the approval of the Governor and the Secretary of Public Welfare, is hereby authorized and directed on behalf of the Commonwealth of Pennsylvania to grant and convey to the North Warren Municipal Authority, for a consideration of \$15,000, the following land situate partially in the Township of Conewango and partially in the Borough of North Warren, Warren County, Pennsylvania, more particularly described as follows, to wit:

Commencing at a one-inch iron pipe, said pipe being situate on the northerly right-of-way line of Jackson Street and on the easterly right-of-way line of Hospital Drive; thence north 19 degrees 19 minutes 07 seconds east 162.58 feet to a one-inch iron pipe and the point of beginning, said pipe being the northwest corner of "Lot 5" as shown on a subdivision map by R. G. Reider, April 1986, for the Commonwealth of Pennsylvania, Department of General Services; thence along the easterly right-of-way line of Hospital Drive north 19 degrees 19 minutes 07 seconds east 205.33 feet to a point, said point being the northwest corner of property being described herein; thence south 60 degrees 21 minutes 07 seconds east 459.67 feet to a point; thence south 37 degrees 10 minutes 54 seconds west 203.76 feet to a one-inch iron pipe, said pipe being the northeast corner of "Lot 1" as shown on the R. G. Reider subdivision map; thence along the north line of Lots 1, 2, 3, 4 and 5 as shown on the R. G. Reider subdivision map north 60 degrees 21 minutes 17 seconds west 396.14 feet passing through one-inch iron pipes at distances of 63.42 feet, 116.92 feet, 171 feet and 241.58 feet to a one-inch iron pipe and the point of beginning.

Containing 1.9843 acres, more or less.

(b) The conveyance shall be made under and subject to all easements, servitudes and rights of others, including, but not confined to, 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 third persons, whether or not appearing of record, for any portion of the land.

(c) The deed of conveyance shall contain a clause that the lands conveyed shall be used primarily to provide water service for municipal water supply and other public purposes. If at any time the North Warren Municipal Authority or its successor in function conveys the property to any entity other than another municipal authority or municipal government or permits the property to be used for any purpose other than that aforementioned, the title thereto shall immediately revert to and revest in the Commonwealth of Pennsylvania.

(d) 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.

(e) Costs and fees incidental to the conveyance shall be borne by the grantee.

Section 11. (a) The Department of General Services, with the approval of the Governor, is hereby authorized and directed on behalf of the Com-

monwealth of Pennsylvania to convey to Hartley Township the following tract of land situate in Hartley Township, Union County, Pennsylvania, for a consideration of one-half of the fair market value, the following:

All that certain tract or parcel of land situate in Hartley Township, Union County, Pennsylvania, more particularly bounded and described as follows:

Beginning at the northeast corner of the within described tract of land; thence along other lands of the Commonwealth of Pennsylvania, south 12 degrees 39 minutes 18 seconds east 1,065 feet to the southeast corner of the within described tract of land; thence along other lands of the Commonwealth of Pennsylvania, south 82 degrees 28 minutes 11 seconds west 1,374.61 feet to a point; thence along land now or formerly of Patti J. Schnure, north 19 degrees 48 minutes 54 seconds west 154.66 feet to a point; thence along said land now or formerly of Patti J. Schnure, south 64 degrees 32 minutes 17 seconds west 195.22 feet to a point; thence along Laurel Run north 17 degrees 43 minutes 8 seconds west 284.89 feet to a point; thence along Laurel Run north 40 minutes 12 seconds east 239.68 feet to a point; thence along Laurel Run north 28 degrees 44 minutes 36 seconds west 109.36 feet to a point on the southern berm of State Route 3002; thence along State Route 3002 north 62 degrees 49 seconds east 156.03 feet to a point; thence along land of the Laurelton Cemetery south 25 degrees 7 minutes 26 seconds east 151.29 feet to a point; thence along said Laurelton Cemetery north 65 degrees 25 minutes 59 seconds east 179.04 feet to a point; thence along said Laurelton Cemetery north 24 degrees 35 minutes 14 seconds west 160.60 feet to a point on the southern berm of State Route 3002; thence along said State Route 3002 north 64 degrees 1 minute 42 seconds east 316.11 feet to a point; thence along said State Route 3002 north 71 degrees 23 minutes 6 seconds east 476.91 feet to a point; thence along said State Route 3002 north 77 degrees 20 minutes 42 seconds east 471.91 to the point of beginning.

Containing 32.75 acres of land as per the plot plan prepared by Mid-Penn Engineering Corporation. Whereon there is erected a two-story dwelling, bank barn and outbuildings.

(b) 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 any telephone, telegraph, water, electric, sewer, gas or pipeline companies, as well as under and subject to any interest, estates or tenancies vested in third persons, whether or not appearing of record, for any portion of the land or improvements erected thereon.

(c) The deed of conveyance shall contain a clause that the property conveyed shall be used for municipal purposes by Hartley Township, and, if at any time Hartley Township or its successor in function conveys the property or permits the property to be used for any purpose other than those specified in this section, the title to the property shall immediately revert to and revest in the Commonwealth of Pennsylvania. Further, the deed of conveyance shall contain a clause that no construction or change in land use can commence on the property conveyed prior to notification of and review by the State Preservation Officer of the Pennsylvania Historical and Museum Commission.

(d) 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.

(e) Costs and fees incidental to this conveyance shall be borne by the grantee.

Section 12. (a) The Pennsylvania Historical and Museum Commission is hereby authorized to accept on behalf of the Commonwealth of Pennsylvania a gift from the Preservation Fund of Pennsylvania, Incorporated, of the following tract of land situate in the Township of Solebury, Bucks County, Pennsylvania, bounded and described as follows:

TRACT 1

All that land or right-of-way, beginning at a point in the middle of River Road in the line of land belonging to Mary Ellen Haas and running thence south 19 degrees 40 minutes east 1093.2 feet to a point 170 feet easterly from a post planted in the easterly line of River Road; thence by a line curving toward the east with a radius of 1433 feet a distance of 380 feet; thence south 34 degrees 52 minutes east 872.4 feet more or less to the line of land belonging to Rebecca Hogeland, being a strip of land 30 feet lying 15 feet on each side of said described center line which center line passes midway between two rows of young apple trees, containing 1.615 acres more or less. The above tract description had originally been recorded in Deed Book 318, Page 426, in Bucks County.

TRACT 2

All that certain tract of land, being a strip of land 30-feet wide extending from the line of land belonging to Reuben High on the north (Tract 1 above described) to the line of land belonging to the Rossiter Brothers on the south, said southerly line also being the line of division between the townships of Solebury and Upper Makefield, said tract of land being more particularly described as follows:

Beginning at a point in the southerly line of land belonging to Reuben High near the southern bank of Pidcock's Creek and running thence (1) along other land belonging to the said Rebecca S. Hogeland south 34 degrees 52 minutes east 1120.5 feet to the line of land belonging to Rossiter Brothers; thence (2) along Rossiter Brothers' land said line being also along the Solebury and Upper Makefield township division line south 79 degrees 51 minutes west 32.4 feet; thence (3) along other land belonging to Rebecca S. Hogeland north 34 degrees 52 minutes west 1100.3 feet to the line of land of Reuben High; thence (4) along Reuben High's land north 43 degrees ten minutes east 30.6 feet to the place of beginning.

Containing 0.765 acres more or less. The above fee simple tract description had originally been recorded in Deed Book 314, Page 414, in Bucks County.

Being the same lots or tracts of land granted and conveyed to the Preservation Fund of Pennsylvania, Incorporated, by Deed dated December 12, 1986, and recorded in the Recorder's Office for Bucks County.

(b) Title to the real property shall be taken in accordance with 37 Pa.C.S. § 701 (relating to title to historic property), and counsel for the Pennsylvania Historical and Museum Commission shall make the certification required by that section.

(c) Costs and fees incidental to this conveyance shall be borne by the Commonwealth.

Section 13. The conveyances shall be made under and subject to all easements, servitudes and rights of others, including, but not confined to, streets, roadways and right of any telephone, telegraph, water, electric, sewer, gas or pipe line companies, as well as under and subject to any interest, estates or tenancies vested in third persons, whether or not appearing of record, for any portion of the land or improvements erected thereon.

Section 14. Except as otherwise provided in this act, costs and fees incidental to each conveyance shall be borne by the grantee.

Section 15. The deeds 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. The conveyance under section 2 shall contain a clause providing that, if the land is not used as a park, title shall revert to the Commonwealth. The deed of conveyance under section 1 shall include a detailed plot plan showing free public access areas and shall contain covenants assuring adequate provisions for:

(1) Free public access to Cascade Creek where that creek passes through the former right-of-way of Front Street (being 100 feet wide) for a depth of 25 feet on each bank of Cascade Creek, including the right to use an existing footbridge across said creek.

(2) Free public access to Cascade Creek and maintenance by the grantee of an undeveloped green area (which would not prohibit use of same in part for an improved recreation trail) on lands owned by grantee along the bank of Cascade Creek a distance of approximately 400 feet and a depth of approximately 25 feet from the intersection of Cranberry Street and the southern boundary line of grantee property along the western right-of-way of the Bayfront Highway in a northerly direction to the public parking area.

(3) Reaffirming the wetlands park, free parking area for at least 50 cars and public access thereto as required by the act of October 23, 1988 (P.L.1059, No.122), entitled "An act amending the act of April 9, 1929 (P.L.177, No.175), entitled 'An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments, boards, commissions, and officers thereof, including the boards of trustees of State Normal Schools, or Teachers Colleges; abolishing, creating, reorganizing or authorizing the reorganization of certain administrative departments, boards, and commissions; defining the powers and duties of the Governor and other executive and administrative officers, and of the several administrative departments, boards, commissions, and officers; fixing the salaries of the Governor, Lieutenant Governor, and certain other executive and administrative officers; providing for the appointment of certain administrative officers, and of all deputies and other assistants and employes in certain departments, boards, and commissions; and prescribing the manner in which the number and compensation of the deputies and all other assistants and employes of certain departments, boards

and commissions shall be determined,' requiring the Auditor General to periodically audit the affairs of the Pennsylvania Turnpike Commission; further providing for powers and duties of the Department of Agriculture relative to the manufacture and use of ethyl alcohol and the transportation of poultry, and for leases of lands and offices by nonprofit corporations to the Commonwealth; making an editorial change; providing for the exemption from taxes of the lease upon the Eastern Pennsylvania Psychiatric Institute; authorizing and directing The General State Authority and the Department of General Services to remove all restrictions or encumbrances on certain land situate in Philadelphia; authorizing and directing the Department of General Services, with the approval of the Governor and the Department of Environmental Resources, to convey certain easements and parcels of land situate in the Borough of New Hope, Bucks County, Pennsylvania, to the River Road Development Corporation, and to accept the conveyance to the Commonwealth of certain parcels of land in the same borough; authorizing the Department of Environmental Resources to accept the conveyance of an easement in the same borough; authorizing and directing the Department of General Services, with the approval of the Governor, to sell and convey a tract of land situate in East Allen Township, Northampton County, Pennsylvania; authorizing and directing the Department of General Services, with the approval of the Governor and the Secretary of Environmental Resources, to sell and convey a certain parcel of land in Erie County, Pennsylvania; authorizing and directing the Department of General Services, with the approval of the Governor and the Department of Transportation, to convey to the county commissioners of Lackawanna County a tract of land situate in the Borough of Moosic, Lackawanna County, Pennsylvania; authorizing and directing the Department of General Services, with the approval of the Governor and the Department of Public Welfare, to convey to Kirwan Heights Volunteer Fire Department a tract of land situate in Collier Township, Allegheny County, Pennsylvania; authorizing and directing the Department of General Services, with the approval of the Governor and the Department of Public Welfare, to convey a tract of land situate in the City of Pittsburgh, Allegheny County, Pennsylvania; authorizing and directing the Department of General Services, with the approval of the Governor, to convey to the Canon-McMillan School District 3.109 acres of land, more or less, situate in the Borough of Canonsburg, Washington County, Pennsylvania; and making a repeal," and as set forth in a certain deed from the Commonwealth of Pennsylvania to Perry's Landing Ltd., No.1 dated January 26, 1989, and recorded January 31, 1989, in Erie County Record Book 76, Page 2227.

Section 16. The Department of General Services is authorized to take such proceedings as are by general law authorized to convey so much of Front Street, as above-described in section 1, without regard to the fact that some, but not the above-described portion, of said Front Street shall have been heretofore open for public use.

Section 17. The following acts and parts of acts are repealed:

Section 7 of the act of December 7, 1990 (P.L.667, No.166), entitled "An act authorizing the Department of General Services, with the approval of the Governor and the Department of Corrections, to convey certain land in the Borough of Huntingdon, Huntingdon County, to the Borough of Huntingdon; authorizing and directing the Department of Transportation, with the approval of the Governor, to convey to Bernard C. Banks, Jr., a tract of land situate in Kingston Township, Luzerne County, Pennsylvania; authorizing and directing the Department of Transportation, with the approval of the Governor, to convey to Frank Jerome an easement over lands belonging to the Commonwealth situate in Indiana Township, Allegheny County, Pennsylvania; authorizing and directing the Department of Transportation, with the approval of the Governor, to convey to the Middletown Fire Department a tract of land situate in Middletown Township, Delaware County, Pennsylvania; authorizing the State Armory Board of the Department of Military Affairs and the Department of General Services, with the approval of the Governor, to sell and convey a tract of land, together with the building and structures thereto, in the City of Chester, Delaware County, Pennsylvania; authorizing and directing the Department of General Services, with the approval of the Governor and the Department of Education, to lease to Temple University a tract of land with improvements thereon in the City of Philadelphia, Pennsylvania; and authorizing and directing the Department of General Services, with the approval of the Governor and the Secretary of Environmental Resources, to convey to Pavia Cemetery Association a certain tract of land situate in Union Township, Bedford County, in exchange for a certain tract of land."

Sections 1, 2 and 3 of the act of April 13, 1992 (P.L.71, No.22), entitled "An act authorizing and directing the Department of General Services, with the approval of the Governor, to convey the Monocacy Battlefield in Frederick, Maryland, to the United States of America; authorizing the conveyance of Ashland State General Hospital to the Ashland Area Community Hospital, Incorporated, for the purpose of operating a hospital or other health care facility on the site; authorizing the conveyance of Coaldale State General Hospital to the Carbon Schuylkill Community Hospital, Incorporated, for the purpose of operating a hospital or other health care facility on the site; and making repeals."

Section 18. Section 7 of this act shall be retroactive to April 13, 1992.

Section 19. This act shall take effect immediately.

APPROVED—The 18th day of December, A. D. 1992.

ROBERT P. CASEY