

No. 1995-63

AN ACT

HB 2037

Authorizing the Department of General Services, with the approval of the Governor and the Department of Transportation, to grant and convey a permanent right-of-way over certain State land to the Middletown Fire Company No. 1, Delaware 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 and the Department of Transportation, is hereby authorized and directed on behalf of the Commonwealth of Pennsylvania to grant and convey to the Middletown Fire Company No. 1, for a consideration of \$1, a permanent right-of-way for vehicular access and utility facilities on and over a parcel of land situate in Middletown Township, Delaware County, Pennsylvania, being bounded and described as follows:

All that certain strip of land thereto situate in the Township of Middletown, County of Delaware, Commonwealth of Pennsylvania, being bounded and described as follows to wit:

Beginning at a point in the title line of Middletown Road (40 feet wide), said point being the northeasterly corner of land now or late of James E. and Jean A. Murphy; thence south 52 degrees 30 minutes west 750.61 feet to a point; thence north 34 degrees 6 minutes west 40.07 feet to a point; thence north 52 degrees 30 minutes east 790.12 feet to a point in the title line of Middletown Road; thence in and along the title line of Middletown Road south 8 degrees 49 minutes west 57.91 feet to the first mentioned point and place of beginning.

Containing .70 acre of land, more or less.

Excepting and reserving therefrom the right-of-way of Middletown Road.

Section 2. 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.

Section 3. The deed of conveyance shall contain a clause that the lands conveyed shall be used for volunteer fire company purposes by Middletown Fire Company No. 1, and, if at any time the volunteer fire company or its successor in function conveys the property or permits the property to be used for any purpose other than those aforementioned, the title thereto shall immediately revert to and revest in the Commonwealth of Pennsylvania.

Section 4. The proceeds of this sale shall be paid into the State Treasury.

Section 5. 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.

Section 6. Costs and fees incidental to this conveyance shall be borne by the grantee.

Section 7. The following acts and parts of acts are repealed:

Section 2 of the act of December 7, 1994 (P.L.677, No.103), entitled "An act authorizing and directing the Department of General Services, with the approval of the Governor, to convey to East Pikeland Township a tract of land situate in East Pikeland Township, Chester County, Pennsylvania; authorizing the conveyance of a permanent right-of-way over certain State land to the Middletown Fire Company No. 1, Delaware County, Pennsylvania; authorizing and directing the Department of General Services, with the approval of the Governor and the Department of Corrections, to convey a tract of land in Mount Joy Township, Lancaster County; authorizing the Department of General Services, with the approval of the Governor, to convey a tract of land situate in Frenchcreek Township, Venango County; authorizing and directing the Department of General Services, with the approval of the Governor, to convey to Glade Township Volunteer Fire Department, Inc., a tract of land situate in Glade Township, Warren County; authorizing and directing the Department of General Services, with the approval of the Governor, the Department of Agriculture, the Department of Public Welfare and the Department of Transportation, to convey to Upper St. Clair Township a tract of land situate in Upper St. Clair Township, Allegheny County, Pennsylvania; authorizing and directing the Department of General Services, with the approval of the Governor, to grant and convey to the Potter County Housing and Redevelopment Authority, land situate in the Borough of Coudersport, Potter County, Pennsylvania; authorizing 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, to East Allen Township; authorizing the Department of General Services, with the approval of the Governor, to convey to Northampton County a tract of land situate in both East Allen Township and Allen Township, Northampton County, Pennsylvania; and making a repeal."

Section 3 of the act of December 7, 1994 (P.L.692, No.104), entitled "An act amending the act of April 15, 1976 (P.L.116, No.51), 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 the Township of Newton 7.091 acres of land, more or less, situate in the Township of Newton, Lackawanna County, Commonwealth of Pennsylvania,' authorizing conveyance of the property to the Abington Heights School District; authorizing and directing the Department of General Services, with the approval of the Secretary of Public Welfare and the Governor, to convey to The Association for Independent Growth, Inc., a tract of land situate in the

City of Philadelphia, Philadelphia County; authorizing the conveyance of a permanent right-of-way over certain State land to the Middletown Fire Company No. 1, Delaware County, Pennsylvania; authorizing and directing the Department of General Services, with the approval of the Governor and the Department of Corrections, to convey a tract of land in Mount Joy Township, Lancaster County; authorizing and directing the Department of General Services, with the approval of the Governor, to convey to East Pikeland Township a tract of land situate in East Pikeland Township, Chester County, Pennsylvania; authorizing the Department of General Services, with the approval of the Governor and the Secretary of Environmental Resources, to sell and convey to Mr. and Mrs. Harold Harris certain land situate in the Borough of South Philipsburg, Township of Rush, Centre County; authorizing and directing the Department of General Services, with the approval of the Governor, to convey to Glade Township Volunteer Fire Department, Inc., a tract of land situate in Glade Township, Warren County; authorizing and directing the Department of General Services, with the approval of the Governor, to convey to the Borough of Somerset two tracts of land, and the water tanks thereon, situate in Somerset Township, Somerset County, Pennsylvania; and authorizing the Department of General Services, with the approval of the Governor, to convey a tract of land situate in Frenchcreek Township, Venango County.”

Section 6 of the act of December 7, 1994 (P.L.776, No.108), entitled “An act authorizing the Department of General Services, with the approval of the Governor and the Department of Military Affairs, to convey an improved tract of land situate in the Borough of Milton, Northumberland County, Pennsylvania; authorizing the Department of General Services, with the approval of the Governor, to convey a tract of land situate in Frenchcreek Township, Venango County, Pennsylvania; authorizing and directing the Department of General Services, with the approval of the Governor, to convey to Glade Township Volunteer Fire Department, Inc., a tract of land situate in Glade Township, Warren County, Pennsylvania; authorizing and directing the Department of General Services, with the approval of the Governor and the Department of Corrections, to convey a tract of land in Mount Joy Township, Lancaster County, Pennsylvania; authorizing the Department of General Services, with the approval of the Governor and the Secretary of Environmental Resources, to sell and convey to Mr. and Mrs. Harold Harris certain land situate in the Borough of South Philipsburg, Township of Rush, Centre County, Pennsylvania; authorizing the conveyance of a permanent right-of-way over certain State land to the Middletown Fire Company No. 1, Delaware County, Pennsylvania; authorizing and directing the Department of General Services, with the approval of the Governor, to convey to East Pikeland Township a tract of land situate in East Pikeland Township, Chester County, Pennsylvania; and making a repeal.”

Section 5 of the act of December 7, 1994 (P.L.784, No.109), entitled “An act authorizing and directing the Department of General Services, with the

approval of the Governor, the Department of Public Welfare and the Department of Agriculture, to grant and convey to the Borough of Danville, Montour County, land situate in Mahoning Township and in the Borough of Danville, Montour County, Pennsylvania; authorizing and directing the Department of General Services, with the approval of the Governor, to convey to Glade Township Volunteer Fire Department, Inc., a tract of land situate in Glade Township, Warren County, Pennsylvania; authorizing the Department of General Services, with the approval of the Governor, to convey a tract of land situate in Frenchcreek Township, Venango County, Pennsylvania; authorizing and directing the Department of General Services, with the approval of the Governor and the Department of Corrections, to convey a tract of land in Mount Joy Township, Lancaster County, Pennsylvania; authorizing the conveyance of a permanent right-of-way over certain State land to the Middletown Fire Company No. 1, Delaware County, Pennsylvania; and authorizing the Department of General Services, with the approval of the Governor and the Secretary of Environmental Resources, to sell and convey to Mr. and Mrs. Harold Harris certain land situate in the Borough of South Philipsburg, Township of Rush, Centre County, Pennsylvania.”

Section 8. This act shall take effect immediately.

APPROVED—The 17th day of November, A.D. 1995.

THOMAS J. RIDGE