

THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 737

Session of
1977

INTRODUCED BY E. H. SMITH, VROON, DININNI, SIRIANNI, MORRIS,
PICCOLA, MANMILLER, CIMINI, KUSSE, KNEPPER, MADIGAN, MILLER,
KLINGAMAN, WILT, DAVIES, WAGNER, BRANDT, MACKOWSKI,
W. W. FOSTER, DORR, MOEHLMANN, COHEN, S. E. HAYES JR.,
SELTZER, WENGER, ARMSTRONG, D. S. HAYES, GREENLEAF, WILSON
AND POLITE, MARCH 28, 1977

REFERRED TO COMMITTEE ON STATE GOVERNMENT, MARCH 28, 1977

AN ACT

1 Authorizing the Department of General Services with the approval
2 of the General State Authority to convey a tract of land
3 located in West Nantmeal Township, Chester County to the
4 Chester County Water Resources Authority.

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

7 Section 1. The Department of General Services is hereby
8 authorized on behalf of the Commonwealth of Pennsylvania and the
9 General State Authority to convey to the Chester County Water
10 Resources Authority for a consideration of \$47,500 the following
11 described tract of land in West Nantmeal Township, Chester
12 County, Pennsylvania, bounded and described as follows:

13 Beginning at a point in the title line of Creek Road (Route
14 282) said point being a corner of land of Clarence M. Miller;
15 thence from said point of beginning along lands of said Miller,
16 south 25 degrees 00 minutes west 528.00 feet to a point a corner
17 of ground of Thomas K. Hartenstine; thence along the lands of

1 said Hartenstine the following two courses and distances: (1)
2 along the east branch of the Brandywine Creek north 81 degrees
3 52 minutes 56 seconds west 401.61 feet to a point; (2) south 13
4 degrees 49 minutes 40 seconds west 420.91 feet to a point in the
5 north line of lands of Robert K. Greenfield and Paul H. Fried
6 formerly Pennsylvania Railroad - New Holland Branch right-of-
7 way; thence along said lands the following two courses and
8 distances: (1) north 73 degrees 04 minutes 50 seconds west
9 684.19 feet to a point; (2) on a line curving to the left having
10 a radius of 1463.00 feet an arc distance of 718.60 feet and a
11 chord bearing north 87 degrees 09 minutes 06 seconds west 711.39
12 feet to a point a corner of land of James W. Cresmer, Jr.;
13 thence along said lands the following three courses and
14 distances: (1) north 03 degrees 30 minutes 48 seconds east
15 413.72 feet to a point; (2) north 68 degrees 44 minutes 22
16 seconds west 223.94 feet to a point; (3) north 05 degrees 12
17 minutes 31 seconds east 229.35 feet to an iron pin a corner of
18 ground of Gene Matlack; thence along said lands north 04 degrees
19 55 minutes 20 seconds east 345.90 feet to an iron pin a corner
20 of ground of Ralph Shingle; thence along said lands north 04
21 degrees 36 minutes 04 seconds east 376.66 feet to a point in the
22 title line of the aforesaid Creek Road (Route 282); thence along
23 the title line and centerline of Creek Road the following five
24 courses and distances: (1) south 66 degrees 24 minutes 20
25 seconds east 1507.58 feet; (2) south 67 degrees 15 minutes 53
26 seconds east 148.14 feet; (3) south 70 degrees 29 minutes 33
27 seconds east 200.00 feet; (4) south 74 degrees 55 minutes 33
28 seconds east 200.00 feet; (5) south 76 degrees 56 minutes 33
29 seconds east 296.91 feet to the point of beginning.

30 Section 2. The conveyance shall be made under and subject to

1 all easements, servitudes and rights of others, including but
2 not confined to streets, roadways, and rights of any telephone,
3 telegraph, water, electric, sewer, gas or pipeline companies, as
4 well as under and subject to any interest, estates, or tenancies
5 vested in third persons, whether or not appearing of record, for
6 any portion of the land, and the deed shall contain a clause
7 providing, "however, this does not preclude the right of the
8 Commonwealth to obtain a right-of-way from the Chester County
9 Water Resources Authority for the transmission of water from the
10 east branch of the Brandywine for any project approved by the
11 General Assembly on the remaining tract known as Fuzzydele
12 Farms. This reservation remains dependent upon the granting of
13 an allocation of water for such future project by the
14 Pennsylvania Department of Environmental Resources."

15 Section 3. The deed of conveyance shall be approved by the
16 Department of Justice and shall be executed by the Secretary of
17 General Services in the name of the Commonwealth of Pennsylvania
18 and the General State Authority.

19 Section 4. The Department of General Services shall
20 distribute the consideration herein before provided for to the
21 General State Authority for distribution to the bondholders
22 thereof.

23 Section 5. This act shall take effect immediately.