

THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 2729 Session of  
2006

INTRODUCED BY CLYMER, JUNE 7, 2006

REFERRED TO COMMITTEE ON STATE GOVERNMENT, JUNE 7, 2006

AN ACT

1 Authorizing and directing the Department of General Services,  
2 with the approval of the Governor and the Department of  
3 Military and Veterans Affairs, to grant and convey to the  
4 Borough of Mansfield certain lands situate in the Borough of  
5 Mansfield, Tioga County.

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

8 Section 1. Conveyance in Mansfield Borough, Tioga County.

9 (a) Authorization.--The Department of General Services, with  
10 the approval of the Governor and the Department of Military and  
11 Veterans Affairs, is authorized and directed on behalf of the  
12 Commonwealth of Pennsylvania to grant and convey to the Borough  
13 of Mansfield certain land situate in the Borough of Mansfield,  
14 Tioga County for fair market value as determined by independent  
15 appraisal.

16 (b) Description.--The property to be conveyed pursuant to  
17 subsection (a) consists of approximately 1.23 acres and an  
18 armory building bounded and more particularly described as  
19 follows:

1 BEGINNING at a point at the western edge of the now or late  
2 Erie Railroad Company right-of-way, the Southeast corner of land  
3 of the now or late Mansfield Joint School Authority and the  
4 Northeast corner of land of the now or late Mansfield School  
5 District, the POINT OF BEGINNING; thence South 77 degrees 50  
6 minutes West along lands of the now or late Mansfield School  
7 District, a distance of 273.67 feet to a point, the Southwest  
8 corner hereof; thence North 13 degrees 30 minutes West along  
9 lands of the now or late Mansfield Joint School Authority, a  
10 distance of 252.25 feet to a point, the Northwest corner hereof;  
11 thence North 76 degrees 30 minutes East along lands of the now  
12 or late Mansfield Joint School Authority a distance of 153.00  
13 feet to a point at the western edge of the now or late Erie  
14 Railroad Company right-of-way, the Northeast corner hereof;  
15 thence along the said Railroad Company right-of-way, South 27  
16 degrees 48 minutes East, a distance of 12.00 feet to a point;  
17 thence South 38 degrees 55 minutes East along said Railroad  
18 Company right-of-way, a distance of 272.25 feet to a point, the  
19 place of beginning.

20 CONTAINING 1.23 acres more or less.

21 (c) Easements.--The conveyance shall be made under and  
22 subject to all lawful and enforceable easements, servitudes and  
23 rights of others, including streets, roadways and rights of any  
24 telephone, telegraph, water, electric, gas or pipeline  
25 companies, as well as under the subject to any lawful and  
26 enforceable estates or tenancies vested in third persons  
27 appearing of record, for any portion of the land or improvements  
28 erected on the land.

29 (d) Use restriction.--Any conveyance authorized under this  
30 section shall be made under and subject to the condition, which

1 shall be contained in the deed of conveyance, that no portion of  
2 the property conveyed shall be used as a licensed facility as  
3 defined in 4 Pa.C.S. § 1103 (relating to definitions) or any  
4 other similar type of facility authorized under State law. The  
5 condition shall be a covenant running with the land and shall be  
6 binding upon the Grantee, its successors and assigns. If the  
7 Grantee, its successors or assigns, permits any portion of the  
8 property authorized to be conveyed in this section to be used in  
9 violation of this subsection, the title shall immediately revert  
10 to and revest in the Grantor.

11 (e) Deed.--The deed of conveyance shall be by Special  
12 Warranty Deed and shall be executed by the Secretary of General  
13 Services in the name of the Commonwealth of Pennsylvania.

14 (f) Costs and fees.--Costs and fees incidental to this  
15 conveyance shall be borne by the Grantee.

16 (g) Proceeds.--The proceeds from the conveyance shall be  
17 deposited in the State Treasury Armory Fund.

18 (h) Alternate disposition.--In the event that this  
19 conveyance is not executed within 12 months of the effective  
20 date of this section, the property may be disposed of in  
21 accordance with section 2406-A of the act of April 9, 1929  
22 (P.L.177, No.175), known as The Administrative Code of 1929.  
23 Section 2. Effective date.

24 This act shall take effect immediately.