

## THE GENERAL ASSEMBLY OF PENNSYLVANIA

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**SENATE BILL****No. 491**      Session of  
2009

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INTRODUCED BY M. WHITE, MARCH 2, 2009

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AS AMENDED ON THIRD CONSIDERATION, JULY 14, 2009

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## AN ACT

1 Authorizing the Department of General Services, with the  
2 approval of the Department of Military and Veterans Affairs  
3 and the Governor, to grant and convey, at a price to be  
4 determined through a competitive bid process, certain lands,  
5 buildings and improvements situate in the City of Oil City,  
6 Venango County.

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

9 Section 1. Conveyance in City of Oil City, Venango County.

10 (a) Authorization.--The Department of General Services, with  
11 the approval of the Department of Military and Veterans Affairs  
12 and the Governor, is hereby authorized on behalf of the  
13 Commonwealth of Pennsylvania to grant and convey, at a price to  
14 be determined through competitive bidding, the following tract  
15 of land together with any buildings, structures or improvements  
16 thereon, situate in the City of Oil City, Venango County,  
17 Pennsylvania.

18 (b) Description.--The property to be conveyed pursuant to  
19 subsection (a) consists of approximately 0.23-acres and  
20 building, bounded and more particularly described as follows:

1 ALL THAT CERTAIN tract of land situate in the Fifth Ward of  
2 the City of Oil City, Venango County more particularly bounded  
3 and described as follows:

4 BEGINNING at the Southeast corner of East Second Street and  
5 State Street; thence Easterly along the Southerly side of East  
6 Second Street, one hundred (100) feet; thence Southwardly at  
7 right angles to said line of East Second Street, Ninety-nine and  
8 ninety-two hundredths (99.92) feet to line of property conveyed  
9 by Thomas M. Burk and wife to Edgar T. Eichner by deed dated  
10 February 21, 1901, recorded in Deed Book Volume 253, Page 90;  
11 thence Westwardly along said Eichner's line, one hundred (100)  
12 feet to the Easterly line of State Street aforesaid; thence  
13 Northwardly and along said line of State Street, Ninety-nine and  
14 ninety-two hundredths (99.92) feet to corner of East Second  
15 Street, the place of BEGINNING.

16 BEING Tax Parcel No. 16-006-206.

17 BEING the same premises conveyed from Ida R. Magee,  
18 unmarried, to the Commonwealth of Pennsylvania, by deed dated  
19 June 6, 1914 and recorded July 10, 1914, in the County of  
20 Venango, Pennsylvania, in Deed Book 333, Page 185.

21 (c) Easements and encumbrances.--The conveyance shall be  
22 made under and subject to all lawful and enforceable easements,  
23 servitudes and rights of others, including but not confined to  
24 streets, roadways and rights of any telephone, telegraph, water,  
25 electric, gas or pipeline companies, as well as under and  
26 subject to any lawful and enforceable estates or tenancies  
27 vested in third persons appearing of record, for any portion of  
28 the land or improvements erected thereon.

29 (d) Deed of conveyance.--The deed of conveyance shall be by  
30 Special Warranty Deed and shall be executed by the Secretary of

1 General Services in the name of the Commonwealth of  
2 Pennsylvania.

3 (e) Proceeds.--The proceeds from the sale shall be deposited  
4 in the State Treasury Armory Fund.

5 (F) RESTRICTED USE.--THE CONVEYANCE AUTHORIZED UNDER THIS ←  
6 SECTION SHALL BE MADE UNDER AND SUBJECT TO THE CONDITION, WHICH  
7 SHALL BE CONTAINED IN THE DEED OF CONVEYANCE, THAT NO PORTION OF  
8 THE PROPERTY CONVEYED SHALL BE USED AS A LICENSED FACILITY, AS  
9 DEFINED IN 4 PA.C.S. § 1103 (RELATING TO DEFINITIONS), OR ANY  
10 OTHER SIMILAR TYPE OF FACILITY AUTHORIZED UNDER STATE LAW. THE  
11 CONDITION SHALL BE A COVENANT RUNNING WITH THE LAND AND SHALL BE  
12 BINDING UPON THE GRANTEE, ITS SUCCESSORS AND ASSIGNS. SHOULD THE  
13 GRANTEE, ITS SUCCESSORS OR ASSIGNS, PERMIT ANY PORTION OF THE  
14 PROPERTY AUTHORIZED TO BE CONVEYED IN THIS SECTION TO BE USED IN  
15 VIOLATION OF THIS SUBSECTION, THE TITLE SHALL IMMEDIATELY REVERT  
16 TO AND REVEST IN THE GRANTOR.

17 Section 2. This act shall take effect immediately.